



PLANNING & BUILDING SERVICES

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NOTICE OF ADOPTION OF OFFICIAL PLAN AMENDMENT

Official Plan Amendment: OPA 23 (By-law #2019-30) Regional Community Improvement Plans

The Council of the Corporation of the Town of Newmarket passed By-law #2019-30 as Official Plan Amendment 23 on May 27th under Section 17 of the Planning Act. No map detailing the subject lands is included as the policy is one of general application to the entire Town of Newmarket.

Official Plan Amendment 23 adds a policy to Section 13.4 – Implementation. This policy enables the Town to participate in any Community Improvement Plans implemented by the Regional Municipality of York under Section 28 of the *Planning Act*.

Official Plan Amendment does not require approval by the Regional Municipality of York, under Section 17 of the *Planning Act*. The decision of Newmarket Council is final if a Notice of Appeal is not received on or before the last day for filing a Notice of Appeal.

Any person or public body may appeal to the Local Planning Appeals Tribunal (LPAT) in respect to the By-law by filing with the Clerk of the Corporation of the Town of Newmarket no later than **4:30 p.m. on the 25th day of June, 2019** a Notice of Appeal setting out the objection to the amendment and the reasons for the appeal, accompanied by the prescribed appeal fee(s), made payable to the Minister of Finance in the amount of \$300.00. If you wish to appeal to the LPAT, a copy of an appeal form is available from the LPAT website at <http://elto.gov.on.ca/tribunals/lpat/about-lpat>. In addition to the fees listed above, pursuant to By-law No. 2018-37, a processing fee of \$150.00 per LPAT appeal, payable to the Town of Newmarket is required to be paid at the time of filing a Notice of Appeal.

Additional information relating to the proposed Official Plan Amendment is available for inspection between 8:30 a.m. and 4:30 p.m. on weekdays at the Municipal Offices, 395 Mulock Drive, Newmarket and online at www.newmarket.ca/officialplan

Only individuals, corporations and public bodies may appeal a decision of the municipality to the Local Planning Appeal Tribunal. A Notice of Appeal may not be filed by an unincorporated association or group. However, a Notice of Appeal may be filed in the name of an individual who is a member of the association or the group on its behalf.

No person or public body shall be added as a party to the hearing of the appeal unless, before the amendment was adopted, the person or public body made oral submissions at a public meeting or written submissions to the Council or, in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.

DATED at the Town of Newmarket this **5th day of June, 2019**.

Lisa Lyons, Clerk
Town of Newmarket
P.O. Box 328, 395 Mulock Drive
NEWMARKET, ON L3Y 4X7



Corporation of the Town of Newmarket

By-law 2019-30

A By-law to adopt Amendment Number 23 to the Town of Newmarket Official Plan.

The Council of the Corporation of the Town of Newmarket, in accordance with the provisions of Sections 17(22) and 21 of the Planning Act, RSO 1990, c.P. 13, hereby enacts as follows:

1. Amendment Number 23 to the Town of Newmarket Official Plan, consisting of the following explanatory text, is hereby adopted.
2. This By-Law shall come into force and take effect on the day of the final passing thereof.

Enacted this 27th day of May, 2019.

John Taylor, Mayor

Lisa Lyons, Town Clerk

AMENDMENT NO. 23
TO THE
TOWN OF NEWMARKET
OFFICIAL PLAN

**AMENDMENT NO. 23
TO THE
NEWMARKET
OFFICIAL PLAN
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PART A – THE PREAMBLE

1. PURPOSE OF THE AMENDMENT

The purpose of this amendment is to enable the Town to participate in Community Improvement Plans in partnership with the Regional Municipality of York.

2. LOCATION

As a general policy of the Official Plan, this amendment applies to the entire Town of Newmarket.

3. BASIS OF THE AMENDMENT

The *Planning Act* has long provided for the ability for municipalities to adopt Community Improvement Plans. Community Improvement Plans allow municipal councils to determine that improvement within a designated community improvement project area is desirable because of “age, dilapidation, overcrowding, faulty arrangement, unsuitability of buildings or for any other environmental, social or community economic development reason”, as set out in subsection 28(1) of the *Planning Act*. Community Improvement Plans provide additional tools for municipalities to develop policies and programs such as acquiring and selling land, rehabilitating or constructing buildings, providing grants or loans, and other activities based on their own local needs and opportunities to bring about change and growth.

In 2006 the *Planning and Conservation Land Statute Law Amendment Act* came into force which made amendments to the *Planning Act*. This included the addition of the power for upper-tier municipalities to employ Community Improvement Plans for certain prescribed matters. The amendment also added the ability and for lower- and upper-tier municipalities to participate in the programs of one another’s Community Improvement Plans through making grants and loans to one another. In order to participate in the programs of the other tier’s Community Improvement Plans, the *Planning Act* requires that the Official Plan of the municipality contain policies related to such participation. This amendment adds such a policy to the Town’s Official Plan, which then permits Newmarket Council with the option to participate in any Regional Community Improvement Plan.

PART B – THE AMENDMENT

All of this part of the document entitled “Part B – The Amendment”, consisting of the following text, constitutes Amendment No. 23 to the Newmarket Official Plan.

1. POLICIES

The Newmarket Official Plan is hereby amended as follows:

Section 13.4 Implementation is amended to add subsection g) to read “participation in Community Improvement Plans of the Regional Municipality of York”.

2. IMPLEMENTATION

This Amendment to the Official Plan will be implemented by adding subsection g) to Section 13.4 as follows:

g) Participation in Regional Community Improvement Plans

The Council of the Town of Newmarket will determine whether to participate in Community Improvement Plans adopted by the Regional Municipality of York. Grants and loans made through such programs will be on such terms as to security and otherwise as the Council considers appropriate.