

## The Corporation of the County of Peterborough

### By-law No. 2015 - 04

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#### **A By-law to impose mandatory consultation with the County Planning Department prior to formal submission of a County Official Plan Amendment, and/or Plan of Subdivision/Condominium application for which the Corporation of the County of Peterborough is the Approval Authority.**

Whereas Section 22(3.1)(b) of the Planning Act R.S.O. 1990 c.P.13, as amended by the Planning and Conservation Land Statute Law Amendment Act 2006 provides that County Council, by by-law, may require applicants or municipalities to consult with the County before submitting requests to amend the County of Peterborough Official Plan;

And Whereas Section 51(16.1)(b) of the Planning Act R.S.O. 1990 c.P.13, as amended by the Planning and Conservation Land Statute Law Amendment Act 2006 provides that the approval authority, by by-law, may require applicants to consult with the County Planning Department before submitting requests for Plan of Subdivision/Condominium approval:

And Whereas at the County Council Meeting of January 7, 2015 County Council accepted the recommendation of the Director of Planning as contained in the Manager of Planning's report "Mandatory Pre-consultation By-law for County of Peterborough Planning Applications" wherein he recommended:

"That Council approve a By-law to require pre-consultation on certain Planning Act applications in the County of Peterborough.";

Now Therefore the Council of the Corporation of the County of Peterborough in Session duly assembled enacts as follows:

1. For the purposes of this By-Law "consultation" shall mean meeting with County Planning staff to review the proposal and to determine potential application requirements and study requirements as per Section 2.6 of the County Official Plan in support of the submission of a complete application. County Planning Staff may also include other agencies as part of the consultation process with the applicant.
2. That applicants or municipalities be required to consult with the County Planning Department before submitting requests to amend the County of Peterborough Official Plan.
3. That applicants be required to consult with the County Planning Department before submitting an application for Plan of Subdivision/Condominium approval.
4. That the County shall not be required to accept any application in which the applicant has not consulted as required under Clauses 2 and 3 above.

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**Mandatory Pre-Consultation By-law**

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5. That notwithstanding this By-law, the Director of Planning is hereby delegated the authority to waive the requirement for consultation on County Official Plan Amendments and Subdivision/Condominium Applications where the impact on the intent and the policies of the County of Peterborough Official Plan and/or Provincial Policy is not significant or if a previous application affecting the same property has been considered by the County.
6. That this By-law shall come into force and effect on the date of final passing hereof.
7. This By-law shall be commonly called the "Mandatory Pre-Consultation" By-law.

Read a first, second and third time and passed in Open Council this 7th day of January, 2015.

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J. Murray Jones

Warden

c/s

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Lynn Fawn

Clerk