

Report to Council



Date: December 6, 2021

To: Council

From: City Manager

Subject: Rezoning Bylaw No. 12301 for Z21-0021 Summary of Correspondence

Department: Office of the City Clerk

Recommendation:

THAT Council receives, for information, the report from the Office of the City Clerk dated December 6, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12301;

AND THAT Rezoning Bylaw No. 12301 be forwarded for further reading consideration.

Purpose:

To receive a summary of correspondence for Rezoning Bylaw No. 12301 and to give the bylaw further reading consideration.

Background:

On October 4, 2021, Council amended Council Policy No. 307 – Waiver of Public Hearings to reflect Council's direction for staff to recommend that public hearings be waived for rezoning applications that are consistent with the Official Community Plan, have a recommendation of support from staff and are not expected to generate significant public input based on correspondence received at the time of the report to Council.

The public has the opportunity to submit written correspondence for applications where the Public Hearing has been waived. Notification is done through signage on the subject property, newspaper advertisements, and mailouts in accordance with the *Local Government Act* and Development Application & Heritage Procedures Bylaw No. 12310.

Council waived the public hearing for this application before the legislative amendments under Bill 26 came into effect. Public hearings are no longer required for zoning bylaws that are consistent with the OCP.

Discussion:

Rezoning Application Z21-0021 for 763 Barnaby Road was brought forward to Council for initial consideration on [November 8, 2021](#). At this meeting, Council passed a resolution to waive the Public Hearing and correspondence was accepted between November 10, 2021 and November 23, 2021.

The Office of the City Clerk received zero pieces of correspondence.

This application was brought forward with a recommendation of support from the Development Planning Department. Staff are recommending Council proceed with further readings of the Bylaw.

Conclusion:

Following the public notification period, staff are recommending that Council give Rezoning Bylaw No. 12301, located at 763 Barnaby Road, further reading consideration.

Internal Circulation:**Considerations applicable to this report:*****Legal/Statutory Authority:***

Local Government Act s. 464(2) as it read before November 25, 2021

Legal/Statutory Procedural Requirements:

Following the notification period under s. 467 of the *Local Government Act* and upon considering correspondence submitted, Council may choose to:

- give a bylaw further reading consideration,
- advance the bylaw to a Public Hearing, or
- defeat the bylaw.

Existing Policy:

[Policy 307 – Waiver of Public Hearings](#)

Considerations not applicable to this report:***Financial/Budgetary Considerations:******External Agency/Public Comments:******Communications Comments:***

Submitted by: R. Van Huizen, Legislative Technician

Approved for inclusion: S. Fleming, City Clerk
cc: Development Planning