

Report to Council



Date: January 10, 2022
To: Council
From: City Manager
Subject: Rezoning Bylaw No. 12314 for Z21-0096 Supplemental Report to Council
Department: Office of the City Clerk

Recommendation:

THAT Council receives, for information, the report from the Office of the City Clerk dated January 10, 2022 with respect to Zoning Bylaw No. 12314;

AND THAT Rezoning Bylaw No. 12314 be forwarded for further reading consideration.

Purpose:

To receive a summary of notice of first reading for Rezoning Bylaw No. 12314 and to give the bylaw further reading consideration.

Background:

On November 25, 2021, the Province gave Royal Assent to Bill 26 – 2021, bringing into effect changes to the *Local Government Act*. Zoning bylaws that are consistent with the OCP no longer require a public hearing. The legislative changes remove the statutory requirement for Council to provide an opportunity for the public to be heard or to provide written submissions where a public hearing is not held, and public notice is given before first reading.

As an interim measure, the criteria established in Council Policy No. 307 – Waiver of Public Hearings are being applied to make recommendations on public hearings for zoning bylaws. Specifically, staff will recommend that a public hearing not be held for zoning bylaws that are consistent with the OCP, have a recommendation of support from staff and are not expected to generate significant public input based on correspondence received at the time of writing of the Council report.

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. Long-term procedure changes will be implemented based on Council's direction.

Discussion:

Rezoning Application Z21-0096 for 4684 Fordham Road was brought forward to Council for initial consideration on [December 6, 2021](#). At this meeting, Council passed a resolution to not hold a Public Hearing for the zoning bylaw. Notice of first reading was completed as outlined above.

Rezoning Application Z21-0096 received zero pieces of correspondence through Mayor & Council 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 notice of first reading, staff are recommending that Council give Rezoning Bylaw No. 12314, located at 4684 Fordham Road, further reading consideration.

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

Local Government Act s. 464(2)

Legal/Statutory Procedural Requirements:

Following the notification period under s. 467 of the *Local Government Act*, Council may choose to:

- give a bylaw reading consideration,
- give a bylaw first reading and 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: L. Bentley, Deputy City Clerk

cc:

Development Planning