BY-LAW No. 2022-057

OF THE

CORPORATION OF THE TOWN OF COLLINGWOOD

Being a by-law to amend site plan control by-law no. 2010- 082 and delegation of authority by-law no. 2020-59 for the town of Collingwood.

WHEREAS there is an Official Plan in effect in the Town of Collingwood that pertains to lands within its municipal boundaries;

AND WHEREAS Subsection 41(2) of the Planning Act, R.S.O. 1990, c. P.1 3, as amended (the "Planning Acf'), provides that where an Official Plan is in effect in a municipality, the Council of the municipality may by by-law designate the whole or any part of the area covered by the Official Plan as a Site Plan Control Area;

AND WHEREAS Section 8.3.2 of the Town of Collingwood Official Plan designates all lands in the Town of Collingwood as a site plan control area;

AND WHEREAS Council has enacted By-law No. 2010-082 being a by-law to establish a site plan control area for the Town of Collingwood;

AND WHEREAS Bill 109: More Homes for Everyone Act, 2022 will amend Section 41 of the Planning Act on July 1, 2022 to require a council that passes a by-law to establish a site plan control area under Section 41(2) of the Planning Act to appoint an officer, employee or agent of the municipality as an authorized person for the purposes of Section 41(4) of the Planning Act to approve plans or drawings;

AND WHEREAS By-law 2010-082, being a by-law to establish a site plan control area, and By-law No. 2020-059, being a by-law to delegate certain powers and duties to officer and employees of the Town of Collingwood, work in tandem to appoint officers, employees or agents of the Town for the purposes of exercising delegated authority;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF COLLINGWOOD HEREBY ENACTS AS FOLLOWS:

1.THAT Sections 6, 7, and 8 of By-law No. 2010-082, as amended, be deleted and replaced with the following:

"6.The authority to consider and approve or refuse to approve site plans and drawings pursuant to Section 41(4) of the Planning Act, R.S.O. 1990, c. P.13, as amended, is delegated to the Director of Planning, Building and Economic Development or their designate, including the power and authority to require the owners of land to enter into site plan agreements or undertakings with the Town of Collingwood as a condition to the granting of such approvals to the satisfaction of the Town Solicitor and the authority to execute such agreements, for all applications received after July 1, 2022.

Minor adjustments on lands that are not subject to an existing site plan agreement and that do not have the effect of substantially increasing the size or usability of any buildings or structures, may be permitted at the discretion of the Director of Planning, Building and Economic Development or their designate through the approval of plans and drawings without an associated site plan agreement.

In addition, minor adjustments on lands that are subject to an existing site plan agreement and that do not have the effect of substantially increasing the size or usability of any buildings or structures, may be permitted at the discretion of the Director of Planning, Building and Economic Development or their designate through the approval of a site plan amending agreement.

7. The Director of Planning, Building and Economic Development or their designate are authorize.d and directed to do all things necessary, including, but not limited to, the authority to amend, adjust or release any registered agreement or undertaking, to give effect to approval of plans and drawings for a development under Section 41(4) of the Planning Act, R.S.O. 1990, c. P.13, as amended.

8. Notwithstanding the delegation of authority outlined in Sections 6 and 7 of this By-law, the Director of Planning, Building and Economic Development or their designate may present site plans to a Committee of Council and/or Council at any time prior to final approval or refusal for information purposes only and shall present site plans to

Council prior to final approval or refusal if requested by Town Council, again, for information purposes only.

2.THAT the following delegated powers and duties are hereby deleted from Schedule "A" of By-law No. 2020-059, as amended:

Authority	Delegate	Criteria/Condition
Site Plan Control	Director of Planning Service	Authority to approve minor adjustments to site plans or drawing and/or site plan agreements that do not have the effect of substantially increasing the size or usability of any buildings of structures

3.THAT the following delegated powers and duties are hereby added to Schedule "A" of By-law No. 2020-059, as amended:

Authority	Delegate	Criteria/Condition
Consider and approve or refuse to approve site plans and drawings	Director of Planning, Building and Economic Development	The authority to consider and approve or refuse to approve site plans and drawings pursuant to Section 41(4) of the Planning Act, R.S.O. 1990, c. P.1 3, as amended, including the power and authority to require the owners of land to enter into site plan agreements or undertakings with the Town of Collingwood as a condition to the granting of such approvals to the satisfaction of the Town Solicitor and the authority to execute such agreements for all applications received after July 1, 2022

Authority	Delegate	Criteria/Condition
Give effect to approval of site plans and drawings	Director of Planning, Building and Economic Development	Do all things necessary, including, but not limited to, the authority to amend, adjust or release any registered agreement or undertaking, to give effect to approval of plans and drawings for a development under Section 41(4) of the Planning Act, R.S.O. 1990 c. P. 1-3, as amended.

4.THAT the following delegated powers and duties are hereby amended in Schedule "A" of By-law No. 2020-059 by striking out the words "site plan or", as outlined below:

Authority	Delegate	Criteria/Condition
Execute Minor Site Plan ei, Subdivision agreement amendments	Director of Planning or Director of Public Works, Engineering and Environmental Services	Authority to sign minor amendments to approved site plan or subdivision agreements

5.THAT this By-law shall come into full force and effect on July 1, 2022 at which time all by-laws and/or resolutions that are inconsistent with the provisions of this By-law are hereby repealed or rescinded insofar as it is necessary to give effect to the provisions of this By-law.

ENACTED AND PASSED this 27th day of June, 2022.

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Mayor's Signature

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Clerk's Signature