

TO:	CHAIR AND MEMBERS PLANNING AND ENVIRONMENT COMMITTEE MEETING ON SEPTEMBER 8, 2015
FROM:	CATHY SAUNDERS CITY CLERK
SUBJECT	AMENDMENTS TO VARIOUS PLANNING RELATED BY-LAWS

RECOMMENDATION

That, on the recommendation of the City Clerk, the following actions be taken with respect to the administrative changes to the following by-laws to reflect recent civic administration title changes and to address operational efficiencies:

- a) the proposed by-law attached as Appendix “A” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. C.P.-1363-381, as amended, the “The City of London Site Alteration By-law”, to:
 - i) delete the definition for “Director, Development and Compliance”;
 - ii) add a definition for “Managing Director, Development and Compliance Services and Chief Building Official”;
 - iii) add a definition for “Manager, Development Services and Planning Liaison”;
 - iv) delete all references to the title “Director, Development and Compliance” and replace them with the title “Managing Director, Development and Compliance Services and Chief Building Official”; and
 - v) delete section 7.1 in its entirety and replace it with a new section 7.1 to reflect the title changes noted in sections i) to iv), above;

- b) the proposed by-law attached as Appendix “B” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. C.P.-1455-541, as amended, the “Site Plan Control Area By-law”, to:
 - i) delete the title of “Director, Development and Compliance” from Schedule 3 and replace it with the title “Managing Director, Development and Compliance Services and Chief Building Official”;
 - ii) delete the title “City Planner” from Schedule 3; and
 - iii) add the title “Manager, Development Planning” to Schedule 3;

- c) the proposed by-law attached as Appendix “C” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. C.P.-1469-217, as amended, the “The by-law to require an applicant to consult with the municipality prior to making an application under the *Planning Act*”, by deleting the words “of Planning and Development” from the by-law;

- d) the proposed by-law attached as Appendix “D” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. C.P.-1470-218, as amended, the “Complete Application Delegation and Acceptance By-law”, to:
 - i) delete the definition for “Manager, Community Planning and Design”;
 - ii) add a definition for “Manager, Current Planning”;
 - iii) delete all references to the title “Manager, Community Planning and Design” and

- replace them with the title “Manager, Current Planning”;
 - iv) delete the definition for “Manager, Policy Planning and Programs”;
 - v) add a definition for “Manager, Long Range Planning and Research”;
 - vi) delete all references to the title “Manager, Policy Planning and Programs” and replace them with the title “Manager, Long Range Planning and Research”;
 - vii) add a definition for “Manager, Urban Regeneration”; and
 - viii) delete section 4.1 in its entirety and replace it with a new section 4.1 to reflect the title changes noted in i) to vii), above;
- e) the proposed by-law attached as Appendix “E” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. CP-7, as amended, the “Committee of Adjustment and London Consent Authority By-law” to delete, in section 2.2, the title “Manager, Community Planning and Design” and replace it with the title “Manager, Current Planning”; and,
- f) the proposed by-law attached as Appendix “F” to this report BE INTRODUCED at the Municipal Council Meeting to be held on September 15, 2015 to amend By-law No. CP-17, as amended, the “Subdivision and Condominium Delegation and Approval By-law”, to:
- i) delete the definition for “Manager, Community Planning and Design”;
 - ii) add the definition for “Manager, Development Planning”;
 - iii) delete all references to the title “Manager, Community Planning and Design” and replace them with the title “Manager, Development Planning”;
 - iv) delete the definition for “City Planner”;
 - v) delete the definition for “Planning Director”;
 - vi) delete all reference to the title “City Planner” and replace them with the title “Manager, Development Services and Planning Liaison”;
 - vii) delete all references to the term “of Planning and Development”;
 - viii) delete all references to the term “General Manager”; and
 - ix) delete section 3.1 in its entirety and replace it with a new section 3.1 to reflect the title changes noted in i) to viii), above.

PREVIOUS REPORTS PERTINENT TO THIS MATTER

None.

BACKGROUND

The purpose of this report is to recommend that Municipal Council adopt amendments to the following by-laws to reflect civic administration title changes, to assist with achieving efficiencies in operations and to improve service to the public:

By-law No. C.P.-1363-381, as amended, “The City of London Site Alteration By-law”.

By-law No. C.P.-1455-541, as amended, the “Site Plan Control Area By-law”.

By-law No. C.P.-1469-217, as amended, the “Consultation By-law”.

By-law No. C.P.-1470-218, as amended, the “Complete Application Delegation and Acceptance By-law”.

APPENDIX "A"

Bill No. XXX
2015

By-law No. C.P.-1363(X)-XX

A by-law to amend By-law No. C.P.-1363-381
entitled "The City of London Site Alteration By-law".

WHEREAS section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that Municipal Council is authorized to delegate its powers and duties under this or any other Act to a person or body subject to any restrictions set out;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Section 1.1 of By-law C.P.-1363-381, as amended, is hereby further amended by adding the following definition:

““Manager, Development Services and Planning Liaison” shall mean the person who holds the position of Manager, Development Services and Planning Liaison for The Corporation of the City of London.”

2. Section 7-1 of By-law C.P.-1363-381, as amended, by deleting it in its entirety and by replacing it with the following new section 7.1:

“7.1 Administration and enforcement of by-law – absence

The administration and enforcement of this bylaw shall be performed by the Managing Director, Development and Compliance Services and Chief Building Official. When the Managing Director, Development and Compliance Services and Chief Building Official is absent or his office is vacant then the Manager, Development Services Engineering Liaison, or when his office is vacant the Manager, Development Services and Planning Liaison shall act in the place and stead of the Managing Director, Development and Compliance Services and Chief Building Official under this by-law and while so acting has and may exercise all the rights, powers and authority of the Managing Director, Development and Compliance Services and Chief Building Official as delegated by this by-law subject to the same responsibilities and limitations set out in this by-law.”

3. By-law No. C.P.-1363-381, as amended, is hereby further amended, by deleting all references to the term “Director, Development and Compliance” and by replacing them with the term “Managing Director, Development and Compliance Services and Chief Building Official”.

4. This by-law comes into force and effect on the date that it is passed.

PASSED in Open Council on _____, 2015.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – _____, 2015
Second Reading – _____, 2015
Third Reading - _____, 2015

APPENDIX "B"

Bill No. XXX
2015

By-law No. C.P.-1455(X)-XX

A by-law to amend By-law C.P.-1455-541, as amended, entitled the "Site Plan Control Area By-law".

WHEREAS section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, authorizes a municipality to delegate, by by-law, its powers and duties under this or any other Act subject to the restrictions set out in the Act;

AND WHEREAS subsection 5(1) of the Planning Act, R.S.O. 1990, c. P. 13, as amended, provides that Municipal Council may by by-law delegate its authority to an appointed officer identified in the by-law by name or position;

NOW THEREFORE Municipal Council of The Corporation of the City of London enacts as follows:

1. Schedule 3 to By-law C.P.-1455-541, as amended, is hereby further amended by deleting the title "Director, Development and Compliance" and by replacing it with the title "Managing Director, Development and Compliance Services and Chief Building Official".
2. Schedule 3 to By-law C.P.-1455-541, as amended, is hereby further amended by adding the title "Manager, Development Planning".
3. Schedule 3 to By-law C.P.-1455-541, as amended, is hereby further amended by deleting the title "City Planner".
4. This by-law comes into force and effect on the date that it is passed.

PASSED in Open Council on _____, 2015.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – _____, 2015
Second Reading – _____, 2015
Third Reading - _____, 2015

APPENDIX "C"

Bill No. XXX
2015

By-law No. C.P.-1469(X)-XX

A by-law to amend By-law No. C.P.-1469-217, entitled "A by-law to require an applicant to consult with the municipality prior to making an application under the Planning Act".

WHEREAS section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes a municipality to delegate, by by-law, its powers and duties under this or any other Act to a person or body subject to any restrictions set out in the Act;

AND WHEREAS Municipal Council passed by-law C.P.-1469-217, the Consultation By-law, delegating, amongst other things, authority to the positions of the City Planner or the Approval Authority;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. By-law C.P.-1469-217 is hereby amended by deleting all references to the words "of Planning and Development".
2. This by-law comes into force and effect on , 2015.

PASSED in Open Council on , 2015.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading - , 2015
Second Reading - , 2015
Third Reading - , 2015

APPENDIX "D"

Bill No. XXX
2015

By-law No. C.P.-1470(X)-XX

A by-law to amend By-law No. C.P.-1470-218 entitled the "Complete Application Delegation and Acceptance By-law".

WHEREAS section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that Municipal Council is authorized to delegate its powers and duties under this or any other Act to a person or body subject to any restrictions set out;

AND WHEREAS Municipal Council passed by-law C.P.-1470-218, the Complete Application Delegation and Acceptance By-law, delegating, amongst other things, authority to the positions of the City Planner or the Approval Authority;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Part 1 of By-law C.P.-1470-218, as amended, is hereby further amended by deleting all references to the title "Manager, Community Planning and Design" and by replacing them with the title "Manager, Current Planning".
2. Part 1 of By-law C.P.-1470-218, as amended, is hereby further amended by deleting all references to the title "Manager, Policy Planning and Programs" and by replacing them with the title "Manager, Long Range Planning and Research".
3. Part 1 of By-law C.P.-1470-218, as amended, is hereby further amended by adding the following definition:

"“Manager, Urban Regeneration” shall mean the person who holds the position of Manager, Urban Regeneration for the Corporation of the City of London"
4. Part 4 of By-law C.P.-1470-218, as amended, is hereby further amended by deleting section 4.1 in its entirety and by replacing it with the following new section 4.1:

"4.1 Acceptance Authority – Delegation
The Manager, Current Planning, the Manager, Long Range Planning and Research, the Manager, Urban Regeneration, the Manager, Development Services and Planning Liaison, or a person who holds the position as a Manager, Development Planning may exercise all the rights, powers and authority of the City Planner as delegated by this by-law subject to the same responsibilities and limitations set out in this by-law."
5. This by-law comes into force and effect on the date that it is passed.

PASSED in Open Council on , 2015

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading - , 2015
Second Reading - , 2015
Third Reading - , 2015

APPENDIX "E"

Bill No. XXX
2015

By-law No. CP-7-XXXXX

A by-law to amend By-law CP-7, entitled the
"Committee of Adjustment and London Consent
Authority By-law".

WHEREAS subsection 54(5) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, provides that Municipal Council may by by-law delegate the authority of the council for the giving of consents under section 53 of the Act or any part of that authority, to an appointed officer, identified in the by-law, by name or position occupied;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Section 2.2, of By-law CP-7 as amended, is hereby further amended, by deleting all references to the title "Manager, Community Planning and Design" and by replacing them with the title "Manager, Current Planning".
2. This by-law comes into force and effect on the date that it is passed.

PASSED in Open Council on , 2015.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – , 2015
Second Reading – , 2015
Third Reading – , 2015

APPENDIX "F"

Bill No. XX
2015

By-law No. CP-17-XXXXX

A by-law to amend By-law CP-17 entitled the
"Subdivision and Condominium Delegation and
Approval By-law"

WHEREAS subsection 51.2(1) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, provides that a municipal council may by by-law delegate to an appointed officer identified in the by-law either by name or position occupied, the authority to approve plans of subdivision including plans of condominium;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts amendments to By-law No. CP-17, as amended, entitled the "Subdivision and Condominium Delegation and Approval By-law" as follows:

1. Section 1.1 is hereby amended by deleting the entire definition for "Manager Community Planning and Design – defined" and by replacing it with the following new definition:

"Manager, Development Planning - defined
Manager, Development Planning" shall mean the person who holds the position of Manager, Development Planning for The Corporation of the City of London"
2. Section 1.1 is hereby amended by deleting the entire definition for "City Planner – defined".
3. Section 1.1 is hereby amended by deleting the entire definition for "Planning Director – defined".
4. Section 3.1 is hereby deleted in its entirety and be replaced with the following new section 3.1::

"3.1 Approval Authority – Manager, Development Services and Planning Liaison - Absence
When the Manager, Development Services and Planning Liaison is absent or his office is vacant, the Manager, Development Planning shall act in the place and stead of the Manager, Development Services and Planning Liaison under this by-law and while so acting, the Manager, Development Planning has and may exercise all the rights, powers, and authority of the Manager, Development Services and Planning Liaison as delegated by this by-law subject to the same responsibilities and limitations as set out in Part 2 of this by-law."
5. By-law CP-17, as amended, is hereby further amended by deleting all references to the term "of Planning and Development".
6. By-law CP-17, as amended, is hereby further amended by deleting all references to the title "General Manager" and by replacing them with the title "Manager, Development Services and Planning Liaison".

7. By-law CP-17, as amended, is hereby further amended by deleting all references to the title "City Planner" and by replacing them with the title "Manager, Development Services and Planning Liaison".
8. This by-law comes into force and effect on the date that it is passed.

PASSED in Open Council on , 2015

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – , 2015
Second Reading – , 2015
Third Reading – , 2015