

File No.: MA-OP22-01
Municipality: Township of Malahide
Subject Land: Entire Municipality
Applicant: Township of Malahide

Date of Decision: May 24, 2022
Date of Notice: June 1, 2022
Last Date of Appeal: June 20, 2022

NOTICE OF DECISION

With respect to an Official Plan Amendment
under Section 17(34) of the Planning Act

Purpose and Effect of the Official Plan

The purpose of this Amendment is to undertake revisions to the Township of Malahide Official Plan resulting from a recent Comprehensive Review and Five-Year Update to the Township's Official Plan. The current Official Plan was adopted on August 16, 2001 and approved by the Ministry of Municipal Affairs and Housing on March 9, 2003. It has been the subject of 18 amendments. A five-year review of the Official Plan (OPA 11) was prepared and approved on September 23, 2013. The Malahide Official Plan is the Township's first official plan following the amalgamation of the former Township of Malahide, former Township of South Dorchester and the Village of Springfield in 1998.

Effect of Written Submissions on Decision

The written submissions received by Elgin County regarding this official plan were considered as a part of the County's review process. No modifications are proposed through the County's decision.

Decision

On May 24, 2022 Elgin County Council hereby **approved as modified** Official Plan Amendment No. 20 to the Official Plan of the Township of Malahide, as adopted by By-law No. 21-95 on December 16, 2021.

When and How to File an Appeal

Any appeal to the Ontario Land Tribunal must be filed with the County of Elgin no later than 20 days from the date of this notice as shown above as the last date of appeal.

The appeal should be sent to the attention of the Manager of Planning, at the address shown below and it must,

- (1) set out the specific part of the proposed official plan amendment to which the appeal applies,
- (2) set out the reasons for the request for the appeal, and
- (3) be accompanied by the fee prescribed by the Tribunal.

When the Decision is Final

The decision of the County of Elgin is final if a Notice of Appeal is not received on or before the last date for filing of a notice of appeal.

Other Related Applications: None

Getting Additional Information

Additional information about the amendment, including the text of the amendment can be found at: <https://www.malahide.ca/en/business-and-development/official-plan-review.aspx>.

Alternatively, a copy of the text of the amendment is available for public inspection during regular office hours at the County of Elgin at the address noted below.

Who Can File an Appeal

Only individuals, corporations or public bodies may appeal a decision of the approval authority to the Ontario Land Tribunal. A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or the group on its behalf.

No person or public body shall be added as a party to the hearing of the appeal unless, before the official plan amendment was adopted, the person or public body made oral submissions at a public meeting or written submissions to the council or, in the opinion of the Ontario Land Tribunal, there are reasonable grounds to add the person or public body as a party.

Mailing Address for Filing a Notice of Appeal

County of Elgin
Planning Department
450 Sunset Drive
St. Thomas, ON N5R 5V1

Submit notice of appeal to the attention of the Manager of Planning.

Telephone: 519-631-1460
Fax: 519-633-7661

DECISION

With respect to Official Plan Amendment No. 20 for the Township of Malahide under 17(34) of the Planning Act

I hereby approve all of Official Plan Amendment No. 20 to the Township of Malahide Official Plan as adopted by By-law 21-95, subject to the following modifications:

1. That Section 5 of the amendment, being an amendment to Section 2.1.6 of the Official Plan is deleted in its entirety.
2. That the remaining section numbering of the amendment is revised according to address all modifications.

Dated at the County of Elgin this 24th day of May 2022.



General Manager of Engineering,
Planning & Enterprise / Deputy CAO,
County of Elgin