



Corporation of the Municipality of Temagami

Attachment to
Memo 2016-M-085

Memorandum to Council

Staff
 Committee

Subject:

Recommendation of PAC re: comments on the OMB Review as per resolution 16-499

Agenda Date:

December 15, 2016

The Planning Advisory Committee recommends the following as the Municipality's comments to the OMB review.

Theme 1. OMB's jurisdiction and Powers

- ❖ The Municipality of Temagami encourages the board to delegate more responsibility for appeals, not pertaining to provincial issues, to municipalities or other approval authorities to relieve the excessive workload at the OMB.
- ❖ The Municipality of Temagami recommends that the decisions of the approval authority be considered as opposed to cases being reviewed de novo (starting anew).
- ❖ The Municipality of Temagami recommends that for Official Plan reviews it be clarified as to the rights for aboriginal involvement in the review process, including
 - how emerging aboriginal consultation decisions reflect on Official Plans;
 - how aboriginal rights affect private lands; and
 - the scope of aboriginal consultation during the review and whether or not it includes accommodation (for example if an aboriginal request for additional time to comment is in conflict with the Planning Act approval schedules/deadlines).

Theme 2. Citizen participation and local perspective

- ❖ The Municipality of Temagami endorses wholeheartedly more options for residents and developers to be able to state their grievances and to be heard and to have more flexibility as to how evidence is presented.
- ❖ The Municipality of Temagami recommends a review of the high costs associated with hearings.

Theme 3. Clear and predictable decision-making

- ❖ The Municipality of Temagami endorses that in order to obtain clear and concise decisions, the OMB members need to be well qualified and possess the necessary skills and training.
- ❖ The Municipality of Temagami recommends multi-member panels to ensure more consistent decision making.

Theme 4. Modern procedures and faster decisions

- ❖ The Municipality of Temagami endorses wholeheartedly more initiatives to provide education for citizens and municipalities regarding the rolls and responsibilities of the OMB.
- ❖ The Municipality of Temagami recommends that there be less of a requirement for municipalities to include in their Official Plans unofficial policies or unrelated policies of other ministries that are not included in the Provincial Policy Statement;
 - There seems to be an emerging trend where municipalities are to have due regard for more & more plans from other ministries, or policies not part of the Provincial Policy Statement. i.e.: Lake Trout Policies, Energy Policies, Accessibility Policies and Healthy Living.

Theme 5. Alternative dispute resolution and fewer hearings.

- ❖ The Municipality of Temagami endorses wholeheartedly alternative dispute resolution through arbitration, mediation and adjudicators, as a means of reduction in time and cost.
- ❖ The Municipality of Temagami recommends multi-member panels to deal with complex issues and that non-complex issues be dealt with through mediation or the approval authority.