

**Report to  
Rapport au:**

**Planning Committee  
Comité de l'urbanisme  
10 October 2018 / 10 octobre 2018**

**Submitted on September 25, 2018  
Soumis le 25 septembre 2018**

**Submitted by  
Soumis par:  
Melody Duffenais, Committee Coordinator / coordonnatrice du comité**

**Contact Person  
Personne ressource:  
Councillor / conseiller Rick Chiarelli, ward / quartier 8  
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**Ward: CITY WIDE / À L'ÉCHELLE DE LA VILLE      File Number: ACS2018-CCS-PLC-0015**

**SUBJECT: Parkland Dedication By-law Review**

**OBJET: Examen de Règlement sur l'affectation de terrains à la création de parcs**

## **REPORT RECOMMENDATIONS**

**That Planning Committee direct staff to:**

- 1. review the current Parkland Dedication By-law and assess whether changes may be suitable to modify the time at which parkland dedication is taken, in particular for development where no planning approvals are required but where the use of the land is being intensified; and,**
- 2. bring back a report to committee, no later than the fourth quarter of 2019, reporting on the findings of the review along with any recommendations that may be considered warranted.**

## RECOMMANDATIONS DU RAPPORT

Que le Comité de l'urbanisme dirige au personnel :

1. d'examiner le *Règlement sur l'affectation de terrains à la création de parcs* pour déterminer si des changements s'imposent quant au moment auquel les terrains réservés à la création de parcs sont acquis, particulièrement pour les demandes d'aménagement où aucune approbation n'est requise, mais dont le projet a lieu dans un endroit où l'utilisation du sol s'intensifie; et
2. de soumettre un rapport au Comité, au plus tard au quatrième trimestre de 2019, pour présenter les conclusions de l'examen ainsi que toute recommandation qui serait justifiable.

## BACKGROUND

At its meeting on September 25, 2018, the Planning Committee received a Notice of Motion from Councillor Chiarelli with regards to directing staff to review aspects of the current Parkland Dedication By-law in respect of how parkland dedication or cash-in-lieu of parkland is taken, and to report back in 2019 with findings and potential recommendations. A copy of the Notice of Motion is attached as Document 1 to this report.

## DISCUSSION

The *Planning Act* provides the ability for municipalities to collect land for parks, or cash-in-lieu of land for parks, concurrently with a planning approval and/or at the time of issuance of a building permit. The City's current Parkland Dedication By-law however, only provides for parkland or cash-in-lieu of parkland to be taken at the time of a planning approval (site plan, consent to sever, and subdivision). This report seeks to direct staff to review the By-law and assess whether changes may be suitable to modify the time at which parkland dedication is taken, in particular for development where no planning approvals are required but where the use of the land is being intensified, and to report back to committee in 2019 with findings and potential recommendations.

## RURAL IMPLICATIONS

There are no rural implications associated with the direction to staff provided within this report.

**CONSULTATION**

No specific consultation was conducted in respect of this report. The report recommendation seeks to direct staff to conduct a study and report back to the Planning Committee next year with the results and recommendations.

The public was notified of this report in such that the Notice of Motion was raised at the public meeting of the Planning Committee on September 25, 2018, and was listed on the associated meeting Disposition, which was posted to Ottawa.ca. Subsequently, the meeting was advertised in community newspapers and on Ottawa.ca, and the agenda was published seven calendar days before this meeting.

Public delegations may be received by the Committee.

**COMMENTS BY THE WARD COUNCILLOR(S)**

Councillor Chiarelli raised this issue by way of Notice at the September 25, 2018 Planning Committee meeting.

**LEGAL IMPLICATIONS**

There are no legal impediments to adopting the recommendations in the motion.

**RISK MANAGEMENT IMPLICATIONS**

There are no known risks associated with the report recommendation.

**FINANCIAL IMPLICATIONS**

There are no direct financial implications.

**ACCESSIBILITY IMPACTS**

There are no accessibility impacts associated with the direction to staff provided within this report.

**TERM OF COUNCIL PRIORITIES**

This report speaks to the Governance, Planning and Decision-Making priority.

**SUPPORTING DOCUMENTATION**

Document 1 – Notice of Motion from Councillor Monette, as provided at the September 26, 2018 Planning Committee meeting

**DISPOSITION**

Staff will take direction from the Committee and proceed accordingly.

## Document 1

**City Council, Standing Committee and Commission**  
**Conseil, comités permanents et commission**

 **Motion**
 **Notice of Motion / Avis de motion**

Committee / Commission: Planning Committee  
 Comité / Commission : Comité de l'urbanisme

Report / Agenda: Agenda 70  
 Rapport / Ordre du jour: Ordre du jour 70

Item / Article: Notice of Motion

Re: Parkland Dedication By-law

Moved by / Motion de: Councillor R. Chiarelli

**WHEREAS the *Planning Act* provides the ability for municipalities to collect land for parks, or cash-in-lieu of land for parks, at the time of development/redevelopment or when new lots are created through plans of subdivision or through severances; and,**

**WHEREAS the *Planning Act* provides for parkland or cash-in-lieu of parkland to be collected concurrently with a planning approval or at the time of issuance of a building permit; and,**

**WHEREAS prior to amalgamation, the former municipalities had different approaches as to when parkland or cash-in-lieu of parkland was taken; and,**

**WHEREAS the former City of Ottawa, as an urban municipality, collected parkland or cash-in-lieu of parkland at the time of issuance of a building permit; and,**

**WHEREAS when former municipalities' by-laws were harmonized, the new Parkland Dedication By-law of the amalgamated City of Ottawa provided for parkland or cash-in-lieu of parkland to be taken concurrently with a planning approval (either site plan control, plan of subdivision or consent); and,**

**WHEREAS this approach does not provide for parkland or cash-in-lieu of parkland to be taken in the absence of a planning approval.**

**THEREFORE BE IT RESOLVED that staff be directed to review the current**

**Parkland Dedication By-law and assess whether changes may be suitable to modify the time at which parkland dedication is taken, in particular for development where no planning approvals are required but where the use of the land is being intensified; and,**

**BE IT FURTHER RESOLVED that staff bring back a report to committee, no later than the fourth quarter of 2019, reporting on the findings of the review along with any recommendations that may be considered warranted.**