

STAFF REPORT: **Planning**



REPORT TO: **Mayor and Members of Council**
MEETING DATE: **December 8, 2008**
REPORT NO.: **PL.08.131**
SUBJECT: **Short Term Accommodation –
Interim Control By-law
Extension**

PREPARED BY: **Cindy Welsh, MCIP, RPP
Senior Policy Planner**

A. Recommendations

THAT Council receive Planning Staff Report No. PL.08.131, “Short Term Accommodation – Interim Control By-law Extension”; and

THAT Council enact an amendment to Interim Control By-law No. 2008-12 to extend the time in effect for an additional six (6) months.

B. Background

Council at its meeting of February 4, 2008, enacted Interim Control By-law (ICBL) No. 2008-12. On April 7, 2008, Council enacted By-law No. 2008-32 to amend Interim Control By-law No. 2008-12 which deleted the prohibition of short term accommodation on Residential R6, R7, R8 and RM1 lands. On July 7, 2008, Council enacted By-law No. 2008-67 so as to extend the period of time that the Interim Control By-law would be in effect until January 4, 2009.

Four appeals were submitted to the Ontario Municipal Board (OMB) regarding ICBL No. 2008-12, of which three were repealed in July 2008. The OMB received one appeal to ICBL No. 2008-67, being the same appellate to the original ICBL. This appeal will be heard by the OMB beginning on February 17, 2009.

Council endorsed in principle the Draft Official Plan Amendment (OPA) and the Draft Zoning By-law Amendments (ZBLAs) on July 14, 2008, with it being noted that same was done to facilitate the development of licencing regulations. Planning Staff have now substantially finalized the related Staff Report, Study and By-laws and intend on bringing these documents forward to the January 12, 2009, Council meeting for Council’s consideration.

Due to the final staging of these documents and the January 4, 2009, expiry date of the ICBL, it would be prudent to pass another amendment to the by-law to extend the “in effect” time an additional six months to July 4, 2009. Though Section 38(6.1) of the *Planning Act* states that if the period of time during which an Interim Control By-law in effect has expired, but there is an appeal of the by-law, the Interim Control By-law continues in effect. To be completely safe it is suggested this extension be made.

C. The Blue Mountains' Strategic Plan

1. Managing growth to ensure the ongoing health and prosperity of the community.

D. Environmental Impacts

N/A.

E. Budget Impact

The extension of the Interim Control By-law does not impact the budget.

F. Attachments

N/A.

Submitted by:

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