

STAFF REPORT: Planning & Building Services



REPORT TO: Planning & Building Committee
MEETING DATE: December 8, 2010
REPORT NO.: PL.10.113
SUBJECT: Ontario Municipal Board
Hearing – Short Term
Accommodations
PREPARED BY: Cindy Welsh, MCIP, RPP
Senior Policy Planner

A. Recommendations

THAT Council receive Staff Report PL.10.113 respecting "Ontario Municipal Board – Short Term Accommodations" for information purposes.

B. Background

The Ontario Municipal Board (OMB) Hearing related to the appeals filed by The Lodges at Blue Mountain and Sheldon Rosen respecting the Town's adoption of Official Plan Amendment No. 11 and enactment of Zoning By-law Amendment Nos. 2009-03, 2009-04 and 2009-05, were heard by the Board from August 24 to September 3, 2010. Due to time constraints Intrawest ULC and Blue Mountain Resorts Limited, Parties to the Hearing, did not have an opportunity to present their case during this time period. The OMB determined on September 3, 2010, that the Hearing would continue the week of January 10, 2011.

This week will be utilized for the provision of evidence by Intrawest ULC and Blue Mountain Resorts and related cross examination and closing arguments. Intrawest ULC and Blue Mountain Resorts Limited have indicated that they intend on calling a minimum of 2 witnesses. The other Appellant, Dennis Martinek/Tyrolean Village Resorts appeal of Zoning By-law No. 2009-03 will be heard following the Board's consideration of the above noted appeals.

The OMB has provided notification that the hearing will begin at 11:00 a.m. on January 10, 2011, at the Marsh Street Centre. The Town will post this information to the municipality's Web site in mid December, 2010 and the OMB has been advised of this.

C. The Blue Mountains' Strategic Plan

"Managing growth to ensure the ongoing health and prosperity of the Town."

D. Environmental Impacts

Not applicable.

E. Budget Impact

Given that the Board Hearing is scheduled to continue beyond the originally budgeted 10 days, additional costs will be incurred and will have to be budgeted for in the 2011 Planning Services Division Operating Budget.

F. Attached

1. Confirmation of Hearing Room Arrangements, PL080455, from Ontario Municipal Board.

Submitted by:

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November 22, 2010

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CONFIRMATION OF HEARING ROOM ARRANGEMENTS

CASE NUMBER: PL080455
FILE NUMBER: PL080455

PROPERTY LOCATION: Town Wide
CASE TITLE: Interim Control ByLaw

FIRST DAY OF HEARING: MONDAY 10-JAN-2011 11:00 AM
TOTAL HEARING LENGTH: 5 Day(s)

HEARING LOCATION: Trillium Room
Marsh Street Centre (The Blue Mountains)
187 Marsh Street,
The Blue Mountains, ON
NOH 1JO

PLEASE NOTE:

Along with the use of a Hearing Room the Board requests that the Board Member **be provided with a separate room in order to have a place for private deliberation on cases before them.** The Hearing Room and the separate Room should be accessible ½ hour prior to the designated hearing time.

The Board Member will check in at Reception or General Enquiry upon arrival at the venue. Please ensure that staff is aware of the Board hearing being conducted and the arrangements that have been made. No change in venue or room location should be made without first consulting the Board. Thank you for your assistance.

SR 13/Continuatio

Cindy Welsh

From: Livingstone, Kimberly (JUS) [Kimberly.Livingstone@ontario.ca]
Sent: November 17, 2010 2:37 PM
To: Cindy Welsh
Subject: PL080455- continuation
Attachments: PL080455.venue.DOC

Hello Cindy,

Please find attached a copy of the hearing room confirmation for the continuation hearing. I will make a note for the Member that the Town is posting the hearing information on their website.

Regards,

Kimberly Livingstone
Planner

Ontario Municipal Board
Environment and Land Tribunals Ontario
655 Bay Street, Suite 1500
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