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MAR 05 2003


TAY VALLEY TOWNSHIP

CC LETTER TO G. MIGNON
+ G. ANDERSON + FILE
FILE PACKAGE + LETTER
WITH BYLAW

March 3, 2003

Ms. Kathy Coulthart-Dewey, Clerk
Tay Valley Township
217 Harper Road, RR#4
Perth, ON K7H 3C6

Subject: Status of Decision on Amendment No.1 to the Official Plan for Tay Valley Township (formerly the Twp. of Bathurst Burgess Sherbrooke) MMAH File No.: 09-OP-0134-001

Dear Ms. Coulthart-Dewey: 

This letter is further to the Notice of Decision given on February 5, 2003 under subsection 17(34) and (35) of the Planning Act with respect to Amendment No.1 to amend the Official Plan for Tay Valley Township (formerly the Twp. of Bathurst Burgess Sherbrooke).

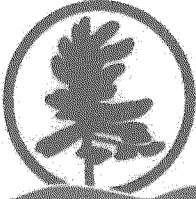
It is intended to provide you with the status of the decision on the Official Plan Amendment pursuant to sections 17(36) and (38) of the Planning Act which pertain to appeals, when decisions become final, and when approvals come into effect.

Please be advised that no appeals have been lodged within the 20 day appeal period and all of Amendment No.1 to the Official Plan for Tay Valley Township (formerly the Twp. of Bathurst Burgess Sherbrooke) adopted by By-law No. 02-99 is approved and came into force on February 26, 2003.

Please find attached the original and duplicate original copies of the amendment. Should you have any questions regarding the above information, please feel free to contact me at (613) 548-4304, Ext. 32.

Sincerely,

Mike Elms, Municipal Planning Advisor
Municipal Services Office-Eastern



Tay Valley Township

BYCAG
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MINISTRY OF MUNICIPAL
AFFAIRS

DEC 12 2002

KINGSTON

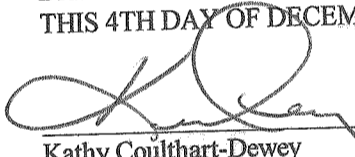
**OFFICIAL PLAN AMENDMENT NO. 1
OF THE TAY VALLEY TOWNSHIP**

DESCRIPTION OF SUBMISSION

I, Kathy Coulthart-Dewey, Clerk of Tay Valley Township, certify that:

1. The Council of the Corporation of Tay Valley Township is submitting an Official Plan Amendment for approval.
2. The proposed Amendment applies to those lands in the Township which are designated Mineral Resource.
3. The proposed Amendment would revise the Official Plan Policies associated with Mineral Resources to permit non-mineral oriented uses as a possible permitted use within the Mineral Resource designation, subject to the agreement of the Ministry of Northern Development and Mines and the Township. The amendment will also serve to replace any reference to the Township of Bathurst Burgess Sherbrooke with Tay Valley Township.
4. The subject lands are not the subject of other related application under the *Planning Act*.

DATED AT TAY VALLEY TOWNSHIP
THIS 4TH DAY OF DECEMBER, 2002.


Kathy Coulthart-Dewey
Clerk
Tay Valley Township

Tay Valley Township - Formerly Bathurst Burgess Sherbrooke Township
217 Harper Road, R.R. #4, Perth, Ontario K7H 3C6

Fax: (613)-264-8516 Phone: (613)-267-5353
IN AREA CODE (613) 1-800-810-0161

AMENDMENT NO. 1
TO THE OFFICIAL PLAN OF
TAY VALLEY TOWNSHIP

Mineral Resource Designation

Prepared By:

NOVATECH ENGINEERING CONSULTANTS LTD.
Consulting Engineers & Planners
Suite 200, 240 Michael Cowpland Dr.
Kanata, Ontario
K2M 1P6
tel: (613) 254-9643

October 17, 2002
File: 102110

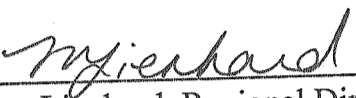
09-0P-0134-001

DECISION

With respect to Official Plan Amendment #1
Subsection 17(34) of the Planning Act

I hereby approve all of Amendment #1 to the Official Plan for Tay Valley Township (formerly the Township of Bathurst Burgess & Sherbrooke) adopted by By-law No. 02-99.

Dated at Kingston, this 4th of February, 2003.



Margo Lienhard, Regional Director (Acting)
Municipal Services Office - Eastern

File No.: 09-OP-0134-001
Municipality: Tay Valley Township (formerly the Township of Bathurst Burgess & Sherbrooke)
Subject Lands: Those areas designated Mineral Resource in the Official Plan for Tay Valley Township

Date of Decision: February 4, 2003
Date of Notice: February 5, 2003
Last Date of Appeal: February 25, 2003

NOTICE OF DECISION

With respect to an Official Plan Amendment
Subsection 17(35) and 21 of the Planning Act

A decision was made on the date noted above to approve all of Amendment No.1 to the Official Plan for Tay Valley Township (formerly the Township of Bathurst Burgess & Sherbrooke) as adopted by By-law 02-99.

Purpose and Effect of the Official Plan Amendment

The Official Plan Amendment is to revise the Official Plan policies in regards to the Mineral Resource designation to provide for the division of land and the introduction of non-mineral oriented uses under certain circumstances, where agreed to by the Ministry of Northern Development and Mines. The proposed Amendment will also replace all references to the Township of Bathurst Burgess & Sherbrooke with Tay Valley Township to reflect the Township's new name. A copy of the decision is attached.

When and How to File An Appeal

Any appeal to the Ontario Municipal Board must be filed with the Minister of Municipal Affairs and Housing 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 Area Planner, 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 under the Ontario Municipal Board Act in the amount of \$125.00 payable by certified cheque to the Minister of Finance, Province of Ontario.

Who Can File An Appeal

Only individuals, corporations or public bodies may appeal the decision of the Ministry of Municipal Affairs and Housing to the Ontario Municipal Board. An appeal may not be filed by an unincorporated association or group. However, an appeal may be filed in the name of an individual who is a member of the

association or group.

When the Decision is Final

The decision of the Minister of Municipal Affairs and Housing is final if a Notice of Appeal is not received on or before the last date of appeal noted above.

Other Related Applications:

n/a

Getting Additional Information

Additional information about the application is available for public inspection during regular office hours at the Ministry of Municipal Affairs and Housing at the address noted below or from the Township of Tay Valley.

Mailing Address for Filing a Notice of Appeal

Ministry of Municipal Affairs & Housing
Municipal Services Office - Eastern
8 Estate Lane, Rockwood House
Kingston, ON K7M 9A8

Submit notice of appeal to the attention of Mike Elms,
Municipal Advisor/Planner.

Tele: (613) 548-4304
Fax: (613) 548-6822

Municipal Services Office Bureau des services aux municipalités
Eastern Region Région de l'Est
8 Estate Lane 8 chemin Estate
Rockwood House Maison Rockwood
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Toll Free: 1-800-267-9438 Sans frais: 1-800-267-9438

February 5, 2003

COPY

Ms. Kathy Coulthart-Dewey, Clerk
Tay Valley Township
217 Harper Road, RR# 4
Perth, ON K7H 3C6

Subject: Status of Decision on Amendment No.1 to the Official Plan for Tay Valley Township (formerly the Township of Bathurst Burgess Sherbrooke) MMAH File No.:09-OP-0134-001

Dear Ms. Coulthart-Dewey,

Please find enclosed a Notice of Decision given on February 5, 2003 under subsection 17(34) and (35) of the Planning Act with respect to Amendment No.1 to amend the Official Plan for Tay Valley Township (formerly the Township of Bathurst Burgess Sherbrooke).

You will receive final confirmation of the status of the decision on the Official Plan Amendment following the 20 day appeal period.

Should you have any questions regarding the above information, please feel free to contact me at (613) 548-4304, Ext. 32.

Sincerely,



Mike Elms, Municipal Planning Advisor
Municipal Services Office-Eastern

cc: Pam Sangster, MNDM
Greg Mignon, Novatech Engineering

THIS IS HEREBY CERTIFIED AS THE ORIGINAL
COPY/DUPLICATE COPY OF OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP

TAY VALLEY TOWNSHIP

BY-LAW NO. 02-99

Being an Adoption By-law for Amendment No. 1 to the
Official Plan of Tay Valley Township


The Council of Tay Valley Township, pursuant to Section 17(15) of the *Planning Act*, R.S.O., 1990, Chapter P.13, as amended, hereby enacts as follows:

1. Amendment No. 1 to the Official Plan of Tay Valley Township, consisting of the attached text, is hereby adopted.
2. The Clerk is hereby authorized and directed to make application to the Minister of Municipal Affairs and Housing for approval of Amendment No.1 to the Official Plan of Tay Valley Township.
3. This By-law shall come into force and take effect on the day of the final passing thereof.


This By-law read a first time this 26th day of November, 2002.

This By-law read a second time this 26th day of November, 2002.

This By-law read a third time and finally passed this 26th day of November, 2002.


Mike Mosher, Mayor

CORPORATE SEAL
OF TOWNSHIP


Kathy Coulthart-Dewey, Clerk

Certified that the above is a true copy of By-law No. 02-99 as enacted and passed by the Council of Tay Valley Township on the 26th day of November, 2002.

Kathy Coulthart-Dewey, Clerk

**AMENDMENT NO. 1 TO THE OFFICIAL PLAN
OF TAY VALLEY TOWNSHIP**

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AMENDMENT NO. 1 TO THE OFFICIAL PLAN
OF TAY VALLEY TOWNSHIP

PART A The Preamble does not constitute part of this Amendment.

PART B The Amendment, consisting of a text, constitutes Amendment No. 1 to the Official Plan of Tay Valley Township.

PART C The Appendices which are attached do not constitute part of this Amendment. These appendices contain the notice of the public meeting, the minutes of the public meeting and various other items forming part of the record to be forwarded to the approval authority.

PART A - THE PREAMBLE

1. Purpose

The purpose of this Amendment is to revise Official Plan policies in regards to the Mineral Resource designation to provide for the division of land and the introduction of non-mineral oriented uses under certain circumstances, where agreed to by the Ministry of Northern Development and Mines (MNDM). The Official Plan is also being revised to replace all references to the "Township of Bathurst Burgess Sherbrooke" with "Tay Valley Township" to reflect the Township's new name.

2. Location

The lands affected by this Amendment are those areas designated Mineral Resource in the Official Plan.

3. Basis of the Amendment

Under current Official Plan policies, the division of lands for non-mineral purposes within the Mineral Resource designation is not generally permitted. The intent of the Mineral Resource designation is to protect areas with good potential for mineral aggregates and minerals for long term use and to restrict the introduction of sensitive land uses that could be incompatible in nature, such as residential uses.

Recently, various consent applications have been filed in relation to lands within designated Mineral Resource areas for the purpose of creating new lots for residential purposes. The circulation of these applications to MNDM has revealed that the Ministry is prepared to entertain such lot creation on a limited basis within the designation, based upon site and area specific considerations.

Accordingly, given that the Ministry of Northern Development and Mines is prepared to see lot creation and development for non-mineral oriented uses on a limited basis within the Mineral Resource designation, the Township is modifying its Official Plan policies. This will avoid the necessity of processing site-specific Official Plan amendments where MNDM and the relevant approval authorities agree to allowing non-mineral oriented development to occur.

As modified, the Mineral Resource designation will permit non-mineral oriented uses consistent with those allowed in the Rural designation, subject to the approval of any planning application for such uses by the MNDM and the Township.

Amendment No.1 to the Official Plan will also remove any references to the Township of Bathurst Burgess Sherbrooke and replace them with Tay Valley Township, as the Municipality has recently changed its name.

PART B - THE AMENDMENT

1. Introduction

All of this part of the document entitled **PART B - THE AMENDMENT** which consists of the following text, constitutes Amendment No. 1 to the Official Plan of Tay Valley Township.

2. Details of the Amendment

Item No. 1

Section 3.3.1 of the Official Plan is hereby amended by adding the following new sentence immediately after the second paragraph:

In some areas designated Mineral Resource on the basis of the extent of potential mineral resources, non-mineral development may occur, provided that such development would not compromise the broader objectives with respect to mineral resource protection and extraction.

Item No. 2

Section 3.3.2 of the Official Plan is hereby amended by adding the following new sentence immediately at the end of the last paragraph:

Development proposals for other land uses may be permitted in accordance with the Rural section of this Plan, subject to the agreement of the Ministry of Northern Development and Mines and approval by the relevant approval authorities.

Item No. 3

Section 3.3.3.3 of the Official Plan is hereby amended by deleting the first sentence and substituting the following:

Lands within the Mineral Resource designation that are not zoned for mineral aggregate or mineral mining operations shall be placed in an appropriate zone category in the Zoning By-law which may allow non-mineral-oriented uses under certain circumstances such as historical existing land use patterns, an absence of existing mineral-oriented uses in the area, or a low likelihood of future extraction either occurring in the vicinity or being adversely affected by non-mineral uses in the event that it were to occur.

Item No. 4

Section 3.3.3 of the Official Plan is hereby amended by adding the following new subsection immediately following subsection 11:

12. All planning applications within the Mineral Resource designation shall be circulated to the Ministry of Northern Development and Mines. Subject to the agreement of the Ministry and the Township, development for purposes not related to mineral resources may be permitted in accordance with the provisions of the Rural designation, provided that the subject lands are not within or adjacent to an area of identified aggregate deposits or which is licensed for a pit or quarry under the *Aggregate Resources Act*.

Item No. 5

The Official Plan is hereby amended to replace all references to the Township of Bathurst Burgess Sherbrooke to Tay Valley Township.

APPENDIX II
MINUTES OF THE PUBLIC MEETING
(Attached)

APPENDIX I - NOTICE OF THE PUBLIC MEETING

TAY VALLEY TOWNSHIP
NOTICE OF PUBLIC MEETING CONCERNING
PROPOSED OFFICIAL PLAN AMENDMENT

Mineral Resource Designation

TAKE NOTICE that the Council of the Corporation of Tay Valley Township will hold a public meeting at 7:00 p.m. on Tuesday November 26, 2002, in the Burgess Hall at 4174 Narrows Lock Road to consider the following item:

- A proposed Official Plan amendment under the *Planning Act*, R.S.O., 1990, Chapter P.13, Section 17, for the purpose of revising Official Plan policies associated with the Mineral Resource designation to allow the division of land and the introduction of non-mineral oriented uses within the Mineral Resource designation subject to the agreement of the Ministry of Northern Development and Mines and the Township. The amendment will also serve to replace any existing Official Plan reference to the Township of Bathurst Burgess Sherbrooke with Tay Valley Township, in recognition of the Township's recent renaming.

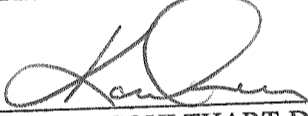
ANY PERSON may attend the public meeting and/or make written or verbal representation either in support of or in opposition to the above item. In the event that you are unable to attend the meeting but wish to submit written comments, please ensure that your comments are delivered to the Clerk's office prior to the day of the meeting.

IF A PERSON OR PUBLIC BODY that files an appeal of a decision of the Corporation of Tay Valley Township in respect of the proposed Official Plan amendment does not make oral submissions at a public meeting or make written submissions to the Corporation of Tay Valley Township before the proposed Official Plan amendment is adopted, the Ontario Municipal Board may dismiss all or part of the appeal.

THE SUBJECT LANDS are not the subject of other related applications under the *Planning Act*.

ADDITIONAL INFORMATION relating to this item, including a copy of the proposed amendment, is available through the Clerk's office during regular business hours from Monday to Friday (800) 810-0161 or (613) 267-5353.

DATED AT TAY VALLEY TOWNSHIP
THIS 6TH DAY OF NOVEMBER 2002.


KATHY COULTHART-DEWEY, CLERK
TAY VALLEY TOWNSHIP



Date: Tuesday November 26, 2002
Time: 7:00 p.m.
Place: Burgess Hall, Stanleyville

AGENDA FOR PUBLIC MEETING

OFFICIAL PLAN AMENDMENT

Mineral Resource Designation

1. Call to Order
2. Purpose of Public Meeting - General
3. Explanatory Note - Specific Issue
4. Application and Notice
5. Oral and Written Presentations
 - (a) Applicant
 - (b) Planner's Comments
 - (c) Correspondence Received
6. Open Question Period
7. Next Step(s) in the Process
8. Close Meeting

NOTE TO PUBLIC: You should be aware that if, at a later date, you choose to appeal Council's decision on this matter to the Ontario Municipal Board, the Board may dismiss all or part of an appeal without holding a hearing if the reasons set out in the appeal do not refer to land use planning grounds offended by the decision, the appeal is not made in good faith or is frivolous or vexatious or made only for the purpose of delay. The Board may also dismiss the appeal if the appellant did not make oral submission at the public meeting or did not make written submission before the plan was adopted by Council. If you choose to appeal, written reasons, the prescribed fee and any other background material requested must be submitted. This notice is not intended to discourage your objection in any way. It is intended only to inform you of your rights and obligations and to encourage early participation..

**TAY VALLEY TOWNSHIP
PUBLIC MEETING**

**OFFICIAL PLAN AMENDMENT – MINERALL RIGHTS
ZONING BY-LAW AMENDMENT – TYSICK (BOB'S LAKE)**

**MINUTES OF MEETING
TUESDAY NOVEMBER 26, 2002
7:00 p.m.
BURGESS HALL, STANLEYVILLE**

Present: Chair Mark Burnham, Mayor Mike Mosher, Deputy Mayor Susan
Freeman, Councillors, Brian Campbell and Nancy Kenyon
Absent: Councillor L Sparks
Staff: Kathy Coulthart-Dewey CAO, Louise Green Admin Assistant

1. **CALL TO ORDER**
The Chair called the meeting to order at 7:00 p.m. Chair welcomed those in attendance.
2. **PURPOSE OF PUBLIC MEETING - GENERAL**
The Chair noted the purpose of the meeting was to present the issues and proposals clearly and to exchange ideas, comments and concerns. As new planning rules suggest the Council encourages the public participation as voice objections later in the process may be limited. The Chair stated there are 2 items for discussion this evening.

**OFFICIAL PLAN AMENDMENT
Mineral Resource Designation**

3. **EXPLANATORY NOTE-SPECIFIC ISSUE**
The Chair noted the proposed Official Plan amendment would revise the Official Plan policies associated with the Mineral Resources designation to allow the division of land and the introduction of non-mineral oriented uses within the Mineral Resource designation subject to the agreement of the Ministry of Northern Development and Mines and the Township. The amendment will also serve to replace any existing Official Plan reference to the Township of Bathurst Burgess Sherbrooke with Tay Valley Township, in recognition of the Township's recent renaming.

APPLICATION AND NOTICE

The Clerk noted there is no specific applicant associated with this amendment. It is a blanket amendment which would affect all lands currently designated Mineral Resource. The issue, however, came to light as a result of two applications for severance which could not be processed due to the policy wording. The Clerk further noted that notice of this public meeting was published on November 6, 2002 thus meeting the 20 day notice period.

ORAL AND WRITTEN PRESENTATIONS

Applicant's Comments – no applicant

Planner's Comments

In the absence of the Township Planner, the Clerk noted that the current OP policy essentially prohibits the severance of lands within the Mineral Resource designation. The proposed amendment would allow severance applications to proceed, provided the Ministry of Northern Development and Mines has reviewed the specific site, noted no significant mineral deposits on that particular site and offers no objection to the severance.

1

Correspondence Received

Ministry of Municipal Affairs and Housing – Nov 14, 2002 – no objection to the proposed amendment at this time.

Question Period/Comments

Mrs. Comeau questioned when this amendment would be approved. The Clerk noted that the Ministry of Municipal Affairs and Housing must approve the amendment, however, their preliminary comments have been positive and it is anticipated the turn-around time would be relatively short.

Mrs. Towajj raised, in general terms, the community concerns with respect to the recent staking of mining claims, particularly in the Burgess Ward. While the proposed amendment offers flexibility for severance applicants, the policy will not address the larger concern with respect to prospectors and what may be deemed as faults in the Mining Act. Mrs. Towajj asked that Council consider a more active interface with the province on the larger concern.

NEXT STEP IN PROCESS - Since there were no objections, Council members in attendance supported the Chair's recommendation to present the necessary by-law for approval.

ZONING BY-LAW AMENDMENT **Tysick – Bob's Lake**

4. EXPLANATORY NOTE - SPECIFIC ISSUE

The Chair noted the proposed Zoning By-law amendment would rezone approximately 1.3 hectares of land at part Lot 1 Concession 1 Sherbrooke from Seasonal Residential (RS) to Limited Services Residential (LSR-2). The effect will be to satisfy a condition of approval for severance. The LSR-2 zone would permit the construction of a single dwelling with access by an existing private road and having a water setback of 40 metres.

APPLICATION AND NOTICE

The Clerk noted this application was received on September 23, 2002. The Planner provided the written text of the amendment on October 29, 2002 and his verbal comments shortly thereafter. The Planner supports the amendment as presented. Notice of this Public meeting was advertised and circulated on November 6, 2002, thus meeting the 20 day notice period.

ORAL AND WRITTEN PRESENTATIONS

Planner's Comments

In the absence of the Planner, the Clerk noted this application is consistent with this Council's comments as provided to the Lanark County Land Division Committee. It was noted the applicant has not applied for a Site Plan Control Agreement nor building permit and plans to offer the site for sale. The site specific zone requires a greater water setback as recommended by the Conservation Authority.

Applicant's Comments

Ross Tysick questioned whether or not the retained lands should be rezoned. The Clerk noted the Planner's recommendation (and the Land Division Committee condition) to rezone only the parcel to be severed.

Correspondence Received

No correspondence has been received since publication of the Notice of Public Meeting, however, the Conservation Authority's earlier comment regarding the severance was noted.

Question Period/Comments

No further comments or questions were raised.

5. **NEXT STEP IN PROCESS** - Since there were no objections, Council members in attendance supported the Chair's recommendation to present the necessary by-law for approval.

Chair Mark Burnham thanked all for attending the Public meeting and advised both by-laws are on the agenda for this evening's Council Meeting. Any person wishing to receive written notice of Council's decision, in either regard, were asked to leave their name with the Clerk. If appropriate, notice of passing including reference to appeal periods will be published in the Record News.

6. **CLOSE OF MEETING**
There being no further comments, the Chair closed the meeting at 7:15 p.m.

Notes by KCDewey

APPENDIX III
OTHER ITEMS FORMING PART OF THE RECORD

OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP

NOTICE OF ADOPTION

TAKE NOTICE that the Council of the Corporation of Tay Valley Township passed By-law No. 02-99 on the 26th day of November, 2002, to adopt Official Plan Amendment No. 1, pursuant to the *Planning Act*, R.S.O., 1990, Chapter P.13, as amended.

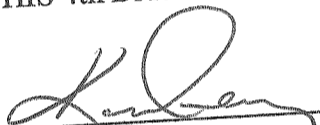
Official Plan Amendment No. 1 applies to those areas designated Mineral Resource in the Official Plan. The amendment would revise Official Plan policies associated with the Mineral Resource designation to allow the division of land and the introduction of non-mineral oriented uses within the Mineral Resource designation subject to the agreement of the Ministry of Northern Development and Mines and the Township. The amendment will also serve to replace any reference to the Township of Bathurst Burgess Sherbrooke with Tay Valley Township, in recognition of the Township's recent renaming.

Copies of Official Plan Amendment No. 1 are available for inspection at the Township Municipal Office at 217 Harper Road during regular office hours.

The lands subject to Official Plan Amendment No. 1 are not the subject of other related applications under the *Planning Act*.

Official Plan Amendment No. 1 is being submitted to the Ministry of Municipal Affairs and Housing, which is the approval authority for the Official Plan Amendment. Any person or public body is entitled to receive notice of the decision of the Ministry by writing to the following address: Ministry of Municipal Affairs and Housing, Municipal Services Office – Eastern, Rockwood House, 8 Estate Lane, Kingston, Ontario K7M 9A8.

DATED AT TAY VALLEY TOWNSHIP
THIS 4th DAY OF DECEMBER, 2002.


Kathy Coulthart-Dewey
Clerk
Tay Valley Township

**OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP**

**CERTIFICATION OF COMPLIANCE
WITH NOTICE AND PUBLIC MEETING REQUIREMENTS**

I, Kathy Coulthart-Dewey, Clerk of Tay Valley Township, hereby certify that Official Plan Amendment No. 1 of Tay Valley Township has been adopted and processed in accordance with the notice and public meeting requirements under Sections 17(9), 17(10) and 17(17) of the *Planning Act*, R.S.O. 1990, Chapter P.13.

DATED AT TAY VALLEY TOWNSHIP
THIS 4th DAY OF DECEMBER, 2002.



Kathy Coulthart-Dewey
Clerk
Tay Valley Township

OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP


RECORD OF ORAL SUBMISSIONS AT THE PUBLIC MEETING
OF November 26, 2002

I, Kathy Coulthart-Dewey, Clerk of Tay Valley Township, hereby certify that the following persons made oral submissions at the public meeting of November 26, 2002:

- No persons made oral submissions; or
- The following persons made oral submissions:

Dorothy Comeau
Maureen Towaj

DATED AT TAY VALLEY TOWNSHIP
THIS 4th DAY OF DECEMBER, 2002.



Kathy Coulthart-Dewey
Clerk
Tay Valley Township

**OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP**

INFORMATION AVAILABLE TO THE PUBLIC

Copies of the draft of Official Plan Amendment No. 1 were made available at the Township Municipal Offices, located at 217 Harper Road in Perth.

DATED AT TAY VALLEY TOWNSHIP
THIS 4TH DAY OF DECEMBER, 2002.



Kathy Couthart-Dewey
Clerk
Tay Valley Township

**OFFICIAL PLAN AMENDMENT NO. 1
OF TAY VALLEY TOWNSHIP**

WRITTEN SUBMISSIONS

Ministry of Municipal Affairs and Housing (Mike Elms) – November 14, 2002

Municipal Services Office Bureau des services aux municipalités
Eastern Region Région de l'Est
8 Estate Lane 8 chemin Estate
Rockwood House Maison Rockwood
Kingston, ON K7M 9A8 Kingston, ON K7M 9A8
Phone: (613) 548-4304 Téléphone: (613) 548-4304
Fax: (613) 548-6822 Télécopieur: (613) 548-6822
Toll Free: 1-800-267-9438 Sans frais: 1-800-267-9438

*cc G. Migalew
VIA FAX*

November 14, 2002

Ms. Kathy Coulthart-Dewey
Tay Valley Township
RR #4
Perth, ON K7H 3C6

Re: **Proposed "Draft" Official Plan Amendment No. 1 to the Official Plan for the
Township of Bathurst Burgess Sherbrooke (now Tay Valley Township)
MMAH File No.: 09-DP-0134-02003**

Dear Ms. Coulthart-Dewey, *Kathy*

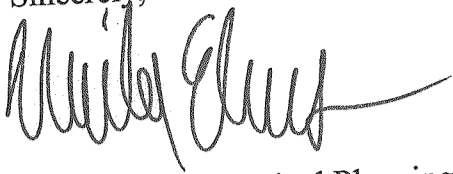
This letter is in response to your pre-consultation circulation of the above noted "Draft" Official Plan Amendment for the Township of Bathurst Burgess Sherbrooke (now Tay Valley Township). The proposed Amendment is to revise the "Mineral Resource" policies in the Plan to provide for the division of land and the introduction of non-mineral oriented uses, under certain circumstances, where agreed to by the Ministry of Northern Development and Mines (MNDM). Also, the Official Plan is being revised to replace all references to the "Township of Bathurst Burgess Sherbrooke" with "Tay Valley Township" to reflect the Township's new name. We wish to offer the following comments.

At this time, the Ministry has no objections to allowing non-mineral uses in the "Mineral Resource" designation provided that the proposed extraction possibilities would not be hindered, and that the non-mineral development is of a sensitive nature, and the appropriate assessment is conducted to ensure that there will be no land use compatibility conflicts. Section 3.3.3.10 of the Plan should cover off this concern.

Further, the proposed amendment will add a new sub-section to the Plan which will ensure that all planning applications within the "Mineral Resource" designation are circulated to the Ministry of Northern Development and Mines. Based on a meeting with MNDM and the Township's Consultant this past Summer, it is our understanding that MNDM are in agreement with this approach.

We look forward to receiving a copy of the Adopted Amendment. If you have any questions, please feel free to contact me at (613) 548-4304 Ext. 32.

Sincerely,



Mike Elms, Municipal Planning Advisor
Municipal Services Office - Eastern

cc: Greg Mignon, Novatech Engineering
Marc Rivet, Novatech Engineering
Pam Sangster, MNDM

G) Official Plan Amendment – Mineral Resource Designation

Moved by: M Burnham

Sec'd by: L Sparks

Motion #: 11C-02-448 & 11C-02-449

That a By-law to adopt Amendment No. 1 to the Official Plan be received and read a first time, taken as read a second time, read a third time, passed, signed and sealed.

Carried

By-law No. 02-99 read and passed