



Ontario Municipal Board
 Commission des affaires municipales de l'Ontario
 655 Bay Street, Suite 1500 Toronto, Ontario M5G 1E5
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**MUNICIPAL SUBMISSION FORM (R1)
 PLANNING ACT**

OFFICIAL PLANS & AMENDMENTS

Reference Number (OMB Office Use Only):

Material and information is to be forwarded to the Ontario Municipal Board by the Approval Authority/Municipality within 15 days after the last day for filing a notice of appeal under the following subsections of the *Planning Act*, R.S.O. 1990, c. P. 13, as amended. Please check the section of the Act under which the appeal(s) have been filed. Please print clearly throughout the submission form.

Part 1: Appeal Type (Please check only one box)

SUBJECT OF APPEAL	TYPE OF APPEAL	PLANNING ACT REFERENCE (SECTION)
Official Plans/Official Plan Amendments	<input type="checkbox"/> Appeal against a decision by local council to adopt an OP or OPA (exempt from approval by Minister or Approval Authority)	17(24)
	<input checked="" type="checkbox"/> Appeal against a decision of an Approval Authority to approve or not approve all or part of a plan or amendment	17(36)
	<input type="checkbox"/> Application for a new Official Plan or an amendment to an Official Plan – Approval Authority failed to make a decision on the plan or amendment within 180 days	17(40)
	<input type="checkbox"/> Council failed to adopt the requested amendment within 180 days	22(7)
	<input type="checkbox"/> Council refused the requested amendment	22(7)

Municipality: Town of Newmarket

Official Plan Reference Number: Not Applicable

Upper Tier: York Region

Approval Authority (if different than above): _____

Part 2: Approval Authority/Municipal Contact Information

First Name: Michael Last Name: Malette

Professional Title: Senior Planner

E-mail Address: michael.malette@york.ca

By providing an e-mail address you agree to receive communications from the OMB by e-mail.

Telephone #: 905-830-4444 ext. 1506 Fax #: 905-895-3482

Mailing Address: 17250 Yonge Street Newmarket
 Street Address City/Town
ON L3Y 6Z1
 Province Postal Code

Part 3: Location Information (for OP or OPA)

Part of Lots 2 & 3, Registered Plan 49

Address and/or Legal Description of property subject to the appeal:

Part 4: Related Matters

(a) Zoning By-law appeal: _____ O.M.B. File No.: _____

(b) Subdivision Plan appeal: _____ O.M.B. File No.: _____

(c) Consent submission: B- _____ O.M.B. File No.: _____

(d) Other matters at municipality or Board or required to be filed?: _____

Part 5: Official Plan Information

Give a brief outline of the purpose of the official plan/amendment and the nature of the issues raised in the appeal(s):

The 2006 Official Plan for the Town of Newmarket replaces the 1996 Newmarket Official Plan, except for those lands within Official Plan Amendment No. 28 (the Oak Ridges Moraine Conformity Exercise).

Although the appellant made no submissions to the Town of Newmarket prior to the adoption of the plan, the appellant believes a different land use designation is more appropriate on a portion of the subject lands. In particular, the appellant would like 1.7 acres of land designated "Emerging Residential", whereas it is currently shown as "Natural Heritage Area" on the Land Use Schedule and "Woodlot" on the Natural Heritage System Schedule.

Did this official plan start with an application? Yes No If yes, date received by the municipality: _____

Part 6: Scheduling Information

How many days do you estimate are needed for hearing this appeal? 4 Number of days

How many witnesses do you expect to have at the hearing? _____ Number of witnesses

Describe witness(es)' area of expertise. Planning, Ecology, Transportation

Do you believe this matter would benefit from mediation? YES NO

If yes, do you believe all parties would consent to participating in mediation? YES NO

Do you believe this matter would benefit from a Prehearing Conference? YES NO

If yes, why? Parties and participants need to be identified and issues scoped. Parties may wish to bring forward motions that could be dealt with during a pre-hearing conference.

Part 7: Municipal Representative Information (Legal or Planning)

First Name: Jason Last Name: Unger

Company Name: Town of Newmarket

Professional Title: Assistant Director of Planning

E-mail Address: junger@newmarket.ca

By providing an e-mail address you agree to receive communications from the OMB by e-mail.

Daytime Telephone #: 905-953-5300 x.2452 Alternate Telephone #: _____

Fax #: 905-953-5140

Mailing Address: 395 Mulock Drive PO Box 328, STN Main Newmarket
Street Address Apt/Suite/Unit# City/Town
ON L3Y 4X7
Province Country (if not Canada) Postal Code

Part 8: Required Documentation (Please check boxes to indicate document included in filing)

I confirm that I have attached the following items to this form.

Signature of Clerk/Approval Authority: Michael Mullette Date: June 12, 2008

The following material must be attached to this form where applicable, in the order which it is listed:

1. Original or true copy of each notice of appeal received and reasons for appeal **with indication of the date on which each notice was filed**. Attach a typed list of the names, addresses and telephone numbers of all appellants.
2. Board fee paid by each appellant made payable to the Minister of Finance. The appeal will not be processed without this fee being paid by each appellant. Ensure that cheque/fee payment is affixed to each appeal.
3. If applicable, the original or certified copy of the prescribed information and material received by council or the planning board under subsection 22(4) of the *Planning Act* or the original or certified copy of the record received by the approval authority under section 6 of O.Reg.198/96 of the Regulations under the *Planning Act*.
4. Certified copy of the proposed official plan or plan amendment. (If municipal staff have not drafted a proposed amendment, this draft can be requested from the applicant.)
5. If applicable, an affidavit or sworn declaration from an employee of the municipality or approval authority certifying: **(5a & 5b are contained within Item #3)**
 - a) The statutory requirements for the giving of notice and the holding of at least one public meeting or the alternative measures for informing and obtaining the views of the public as set out in the official plan have been complied with; and
 - b) The statutory requirements for the giving of notice of adoption have been complied with. Include date written notice was given.
6. Where a public meeting has been held, a copy of the minutes of the public meeting (printed format). **(Item 6 is contained within Item #3)**
7. List of suggested names and addresses of all persons and agencies to be notified of OMB hearing.
8. A copy of any planning report considered by council.
9. Original or a copy of all written submissions and comments received. [Sections 17(36), 17(40), 22(7)]
10. An affidavit or sworn declaration of an employee of the municipality or approval authority listing all persons and public bodies that made oral submissions at the public meeting, if applicable. [Sections 17(24) and 22(7)] **(Not Applicable)**
11. A certified copy of the by-law adopting the proposed official plan or official plan amendment. [Section 17(24)]
12. A copy of the decision of the approval authority, if applicable. [Sections 17(36) and 17(40)]
13. Original or certified copy of the request for an amendment to the official plan. [Section 22(7)] **(Not Applicable – Municipally Initiated)**
14. If applicable, a copy of the resolution of the council or planning board refusing to adopt the proposed official plan amendment. [Section 22(7)] **(Not Applicable)**