

Planning Committee
Report 11
September 11, 2019

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Comité de l'urbanisme
Rapport 11
le 11 septembre 2019

Extract of Draft Minutes 11
Planning Committee
August 22, 2019

Extrait de l'ébauche
du procès-verbal 11
Comité de l'urbanisme
le 22 août 2019

Update to Nepean South Urban Centre (Area S-3) Stormwater Management Drainage
System Location Map

ACS2019-PIE-EDP-0033

Barrhaven (3)

Report recommendation

That the Planning Committee recommend Council approve the Nepean South Urban Centre (Area S-3) Area Specific Stormwater Development Charges By-law (By-law 2019-159) be amended by replacing the location map with the location map attached to this report as Document 1.

Motion N°. PLC 2019 11/1

Moved by Councillor G. Gower

WHEREAS the report "Update to Nepean South Urban Centre (Area S-3) Stormwater Management Drainage System Location Map" (Report ACS2019-PIE-EDP-0033) proposes to exclude lands from the Nepean South Urban Centre Area S-3 stormwater development charge area; and

WHEREAS building permits have been obtained subsequent to May 22, 2019 for lands that will not outlet to a development charge pond; and

WHEREAS building permits have also been obtained prior to May 22, 2019, by Holitzner Homes (1995) Ltd., Tartan Homes Corporation and Tartan Crestway Developments Inc. (the "Developers") within the area no longer to be subject to this area specific development charge with the Developers having paid area specific development charges in the estimated total amount of \$768,826; and

WHEREAS the Developers' lands will ultimately outlet to a pond to be constructed by Minto with there being a cost-sharing agreement to be in place;

THEREFORE BE IT RESOLVED that the following recommendations be added to the report on the Update to Nepean South Urban Centre (Area S-3) Stormwater Management Drainage System Location Map:

1. **The amending by-law to give effect to report ACS2019-PIE-EDP-0033 be retroactive to May 22, 2019;**
2. **The area specific stormwater amounts paid by Holitzner Homes (1995) Ltd., Tartan Homes Corporation and Tartan Crestway Developments Inc., within Area S-3, in respect of land that will not outlet to a stormwater pond funded by development charges, subject to verification by the General Manager, Planning, Infrastructure and Economic Development Department or his designate, be refunded to the three corporations.**

AND BE IT FURTHER RESOLVED that pursuant to the *Development Charges Act*, subsection 12(3), it is determined that no further public meeting is necessary.

Tim Marc, Senior Legal Counsel-Planning, Development and Real Estate, Office of the City Clerk and Solicitor, provided context on the motion.

Planning Committee CARRIED Motion 11/1 and the report recommendation, as consequently amended.