

- 1. Zoning By-Law Amendment – 2256 (2220) Burnt Lands Road**
Modification du règlement de zonage – 2256 (2220), chemin Burnt Lands

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 for 2256 Burnt Lands Road for the purposes of rezoning the lands from Agricultural Zone (AG1) to Agricultural Zone, Subzone 5 (AG5), to prohibit residential use on the retained farmlands, as detailed in Document 2.

RECOMMANDATION DU COMITÉ

Que le Conseil approuve une modification au Règlement de zonage 2008-250 visant le 2256, chemin Burnt Lands, dans le but de changer le zonage de « zone agricole » (AG1) à « zone agricole, sous-zone 5 » (AG5) afin d'interdire toute utilisation résidentielle sur les terres agricoles conservées, comme l'explique en détail le document 2.

Documentation/Documentation

1. Acting Director's report, Planning, Real Estate and Economic Development, dated January 18, 2022 (ACS2022-PIE-PS-0010)

Rapport de la Directrice par intérim, Services de la planification, Direction générale de la planification, de l'infrastructure et du développement économique, daté le 18 janvier 2022 (ACS2022-PIE-PS-0010)
2. Extract of draft Minutes, Agriculture and Rural Affairs Committee, February 3, 2022.

Extrait de l'ébauche du procès-verbal, Comité de l'agriculture et des affaires rurales, le 3 février 2022.

Subject: Zoning By-law Amendment – 2256 (2220) Burnt Lands Road

File Number: ACS2022-PIE-PS-0010

Report to Agriculture and Rural Affairs Committee on 3 February 2022

and Council 9 February 2022

**Submitted on January 18, 2022 by Lily Xu, Acting Director, Planning, Real Estate
and Economic Development**

Contact Person: Mark Gordon, Planner I, Development Review Rural

613-580-2424, 23216, Mark.Gordon@Ottawa.ca

Ward: West Carleton-March (5)

**Objet : Modification du Règlement de zonage – 2256 (2220), chemin Burnt
Lands**

Dossier : ACS2022-PIE-PS-0010

Rapport au Comité de l'agriculture et des affaires rurales

le 3 février 2022

et au Conseil le 9 février 2022

**Soumis le 18 janvier 2022 par Lily Xu, Directrice par intérim, Direction générale de
la planification, des biens immobiliers et du développement économique**

**Personne ressource : Mark Gordon, Urbaniste I, Examen des demandes
d'aménagement ruraux**

613-580-2424, 23216, Mark.Gordon@Ottawa.ca

Quartier : West Carleton-March (5)

REPORT RECOMMENDATIONS

- 1. That Agriculture and Rural Affairs Committee recommend Council approve
an amendment to Zoning By-law 2008-250 for 2256 Burnt Lands Road for**

the purposes of rezoning the lands from Agricultural Zone (AG1) to Agricultural Zone, Subzone 5 (AG5), to prohibit residential use on the retained farmlands, as detailed in Document 2.

2. That Agriculture and Rural Affairs Committee approve the Consultation Details Section of this report be included as part of the 'brief explanation' in the Summary of Written and Oral Public Submissions, to be prepared by the Office of the City Clerk and submitted to Council in the report titled, "Summary of Oral and Written Public Submissions for Items Subject to *the Planning Act* 'Explanation Requirements' at the City Council Meeting of February 9, 2022" subject to submissions received between the publication of this report and the time of Council's decision.

RECOMMANDATIONS DU RAPPORT

1. Que le Comité de l'agriculture et des affaires rurales recommande au Conseil d'approuver une modification au Règlement de zonage 2008-250 visant le 2256, chemin Burnt Lands, dans le but de changer le zonage de « zone agricole » (AG1) à « zone agricole, sous-zone 5 » (AG5) afin d'interdire toute utilisation résidentielle sur les terres agricoles conservées, comme l'explique en détail le document 2.
2. Que le Comité de l'agriculture et des affaires rurales approuve l'inclusion de la section du présent rapport consacrée aux détails de la consultation en tant que « brève explication » dans le résumé des observations écrites et orales du public, qui sera rédigé par le Bureau du greffier municipal et soumis au Conseil dans le rapport intitulé « Résumé des observations orales et écrites du public sur les questions assujetties aux "exigences d'explication" aux termes de la *Loi sur l'aménagement du territoire*, à la réunion du Conseil municipal prévue le 9 février 2022 », à la condition que les observations aient été reçues entre le moment de la publication du présent rapport et le moment de la décision du Conseil.

BACKGROUND

Learn more about [link to Development Application process - Zoning Amendment](#)

For all the supporting documents related to this application visit the [link to Development Application Search Tool](#).

Site location

2256 (2220) Burnt Lands Road

Owner

Mike and Carol Mantil

Applicant

Christine McCuaig

Description of site and surroundings

The subject property is located on the northeast side of Burnt Lands Road, north of the Vaughan Side Road and Burnt Lands Road intersection. The lands to be rezoned have a frontage of approximately 468.11 metres on Burnt Lands Roads and a lot area of approximately 35.57 hectares. The site is currently zoned Agricultural Zone, subzone 1 (AG1) and contains two existing barns and a detached shed. The property is surrounded by similar agricultural parcels.

Summary of requested Zoning By-law amendment proposal

The application has been submitted in order to fulfill a condition of severance approval imposed by the Committee of Adjustment with respect to applications D08-01-21/B-00165. The intent is to prohibit residential uses on the retained lands.

Brief history of proposal

An application for a Severance (D08-01-21/B-00165) of a surplus farm dwelling at 2256 Burnt Lands went before the Committee of Adjustment Panel 3 on July 7, 2021.

Planning staff requested an adjournment to allow for the applicant to reduce the size of the proposed residential lot and to address concerns about Minimum Distance

Separation (MDS) requirements. The applicant and Committee agreed to staff's request. The applicant's subsequent investigation of the MDS requirements determined that the residential lot required a minor variance.

At an August 18 hearing, the Committee granted the Consent (D08-01-21/B-00165) and Minor Variance application (D08-02-21/A-00264). Staff were in support of both applications. Once the severance is finalized, the retained farmland will become known as 2220 Burnt Lands Road.

DISCUSSION

Public consultation

Notification and public consultation were undertaken in accordance with the Public Notification and Public Consultation Policy approved by City Council for Zoning By-law amendments. No concerns were identified.

Official Plan designation(s)

Because this application was deemed complete after the day before the new Official Plan was adopted (on October 27, 2021), but before the Minister's approval of the new Official Plan, it must be evaluated against the [existing Official Plan](#), and staff's report must also include an evaluation of the application against the Council approved [new Official Plan](#) (and new Secondary Plan, where applicable). In this current period, between Council approval of the New OP and the Minister's approval of the new Official Plan (OP), staff are to apply whichever provision, as between the existing and new OPs, is more restrictive.

Existing Official Plan

The property is designated as Agricultural Resource Area as per Schedule A of the existing Official Plan. The Agricultural Resource Area designation protects prime agricultural areas from loss of lands to other uses. Severances are permitted for a surplus dwelling due to farm consolidation under Section 3.7.3.9 and 10.

Section 3.7.3.10.b requires the vacant agricultural parcel be rezoned to prohibit any future residential use, and (10 c) stipulates that the size of the severed lot be a size that minimizes the loss of agricultural lands. This Zoning By-law amendment application

satisfies the requirements of the Official Plan [Section 3.7.3.10.b] as conditioned by the Committee of Adjustment.

New Official Plan

The property is designated Agricultural Resource Area as per Schedule B9. The Agricultural Resource Area designation protects lands with Land Evaluation and Area Review (LEAR) Class 1, 2, and 3 soils for long terms agricultural production. Protection of lands identified through LEAR is accomplished through limiting development that would compromise productivity of agricultural operations. Section 9.1.3 of the New Official Plan "Protect farmland from uses that would impede productive farming operations" Policy 3) prohibits lot creation unless the lot contains a habitable dwelling made surplus through farm consolidation. In such cases, as a condition of severance, the agricultural parcel is required to be zoned to prohibit residential uses. Surplus farm dwelling severances must fulfill other criteria which are assessed at the point of severance application.

Planning rationale

This Zoning By-law amendment will affect approximately 35.57 hectares of agricultural land, as shown in Document 1. This change is to rezone the severed parcel identified as Part of 2256 Burnt Lands Road in Document 1, from Agricultural Zone, Subzone 1 (AG1) to Agricultural Zone, Subzone 5 (AG5) fulfills a condition relating to the approval of surplus farm dwelling severance application granted by the Committee of Adjustment on August 18, 2021. Staff had no concerns with the severance application or the related minor variance and have determined that the proposed rezoning is consistent with both the existing Official Plan and the new Official Plan. No new development is proposed.

Provincial Policy Statement

Staff have reviewed this proposal and have determined that it is consistent with the 2020 Provincial Policy Statement.

RURAL IMPLICATIONS

This Zoning By-law amendment will restrict new residential development and prevent the loss of agricultural land to other competing uses. This application protects the

agricultural system and the rural landscape by supporting the continued productive use of agricultural lands.

COMMENTS BY THE WARD COUNCILLOR

Councillor El-Chantiry is aware of the application related to this report.

LEGAL IMPLICATIONS

There are no legal implications associated with implementing the report recommendation.

RISK MANAGEMENT IMPLICATIONS

There are no risks management implications relating to this application.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications relating to this application.

FINANCIAL IMPLICATIONS

There are no direct financial implications.

ACCESSIBILITY IMPACTS

There are no accessibility impacts associated with this application.

ECONOMIC IMPLICATIONS

There are no economic implications associated with this application.

CLIMATE IMPLICATIONS

There are no climate implications associated with this application.

ENVIRONMENTAL IMPLICATIONS

Approval of the recommended Zoning By-law amendment will prevent fragmentation of land within the City's Agricultural Resource Area. As such, the lands will be preserved for continued farming. Agricultural systems provide habitat for species of flora and

fauna. Further, agricultural lands contribute to contribute to environmental health through ecological service functions.

INDIGENOUS GENDER AND EQUITY IMPLICATIONS

This application has no Indigenous or gender equity implications.

TERM OF COUNCIL PRIORITIES

This project addresses the following Term of Council Priorities:

- Economic Growth and Diversification
- Thriving Communities
- Environmental Stewardship

APPLICATION PROCESS TIMELINE STATUS

This application (D02-02-21-0116) was processed by the "On Time Decision Date" established for the processing of Zoning By-law amendment applications.

SUPPORTING DOCUMENTATION

Document 1 Location Map

Document 2 Details of Recommended Rezoning

CONCLUSION

The Planning, Real Estate and Economic Development Department supports this Zoning By-law amendment as it is consistent with the Provincial Policy Statement, the City's old Official Plan, the City's new Official Plan, and the Zoning By-law.

DISPOSITION

Office of the City Clerk, Council and Committee Services to notify the owner; applicant; Ottawa Scene Canada Signs, 13-1920 Merivale Road, Ottawa, ON K2G 1E8; Krista O'Brien, Program Manager, Tax Billing and Control, Finance Services Department (Mail Code: 26-76) of City Council's decision.

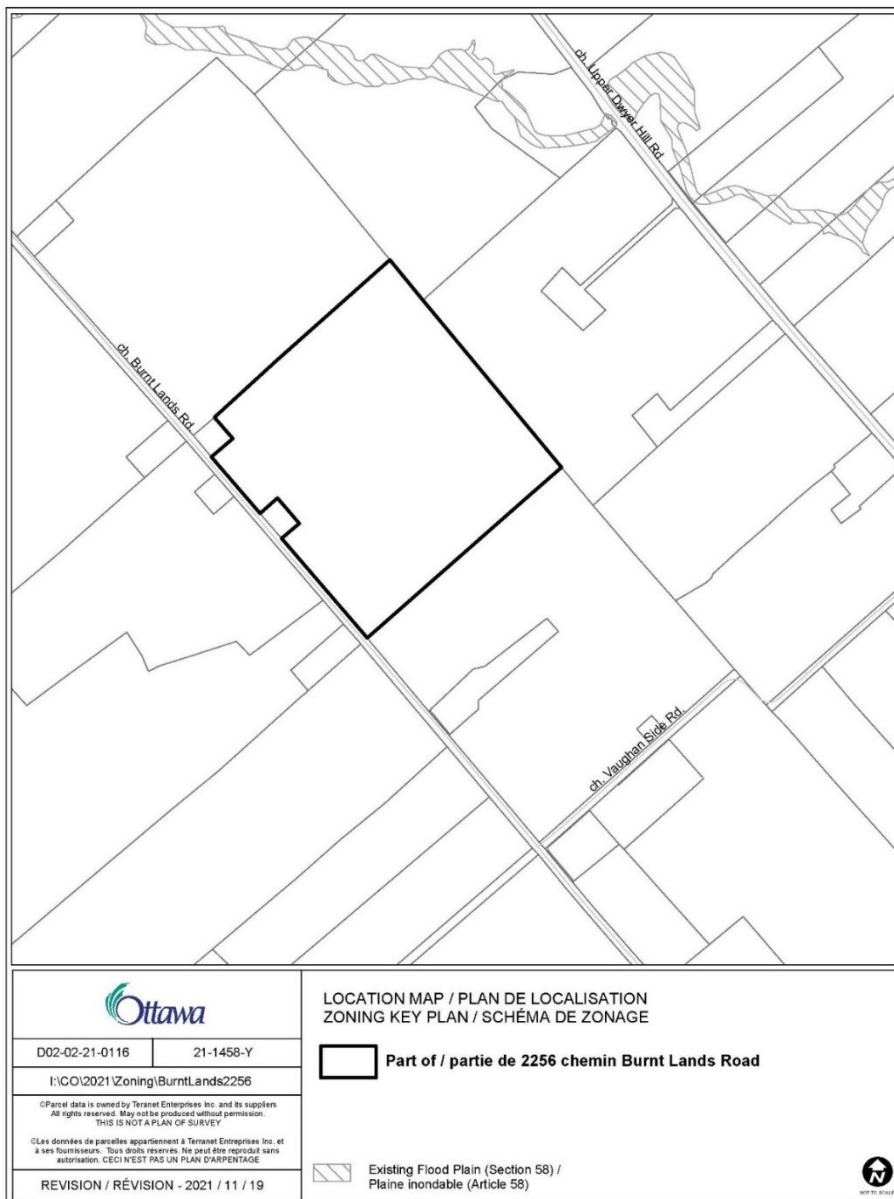
Zoning and Interpretations Unit, Policy Planning Branch, Economic Development and Long Range Planning Services to prepare the implementing by-law and forward to Legal Services.

Legal Services, Innovative Client Services Department to forward the implementing by-law to City Council.

Planning Operations Branch, Planning Services to undertake the statutory notification.

Document 1 – Location Map

For an interactive Zoning map of Ottawa visit [geoOttawa](https://geoOttawa.ca/)



Document 2 – Details of Recommended Zoning

The proposed change to the City of Ottawa Zoning By-law No. 2008-250 for 2256 (2220) Burnt Lands Road:

1. Rezone the lands shown as Part of 2256 Burnt Lands Road in Document 1 from AG1 to AG5.