

Notice of Statutory Public Meeting

Regional Official Plan Amendment (ROPA-21-0001)

Port Colborne Quarry – Proposed Pit 3 Expansion, City of Port Colborne

Take Notice that the Regional Municipality of Niagara will hold a Statutory Public Meeting for Regional Official Plan Amendment (Application No. ROPA-21-0001) – Port Colborne Quarry – Proposed Pit 3 Extension. The purpose of the Statutory Public Meeting will be for Regional Council to hear and consider public comments related to the proposed Regional Official Plan Amendment (ROPA), in accordance with the provisions of Section 17 of the *Planning Act R.S.O. 1990*, as amended.

The Statutory Public Meeting is scheduled for **Wednesday March 8, 2023 at 1:00 p.m.** and will be held as part of the Region's Planning and Economic Development Committee Meeting. **A hybrid meeting allowing both in-person and virtual attendance is planned.** The in-person meeting will be held in Niagara Region Council Chambers, 1815 Sir Isaac Brock Way, Thorold, ON.

HAVE YOUR SAY:

Your feedback on the proposed amendment is welcomed and encouraged. Any person or agency may attend and make representation at the Statutory Public Meeting and/or make written submissions.

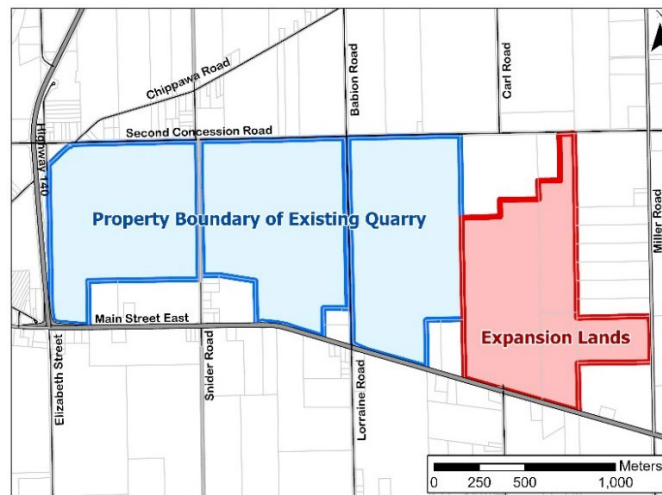
To provide input orally at the public meeting, either virtually or in-person, please pre-register with the Regional Clerk by sending an email to clerk@niagararegion.ca before 9:00 a.m. on **Friday March 3, 2023.**

To provide written input to be considered at the public meeting, please either mail your comments to the Office of the Regional Clerk, Niagara Region, 1815 Sir Isaac Brock Way, Ontario, L2V 4T7, or send an email to clerk@niagararegion.ca by 9:00 a.m. on **Friday March 3, 2023.** Any written comments received either by mail or email and staff for Council consideration, and will become part of the public record regarding the ROPA application.

To view a live-stream of the meeting proceeding, without the ability to provide oral submissions, please visit [Watch Council/Committee Videos](http://www.niagararegion.ca/government/council) (<http://www.niagararegion.ca/government/council>)

SITE LOCATION:

The proposed ROPA affects lands which are immediately to the east of the existing Port Colborne Quarry operation. Legally the lands are described as Part Lot 17, 18, 19, Concession 2, and located on the north side of Main Street East/Highway 3, south of Second Concession Road, and west of Miller Road. The total area proposed to be licensed and of the ROPA is 80.3 hectares.

**PURPOSE AND EFFECT OF THE APPLICATION:**

The proposed ROPA application is for text and schedule changes to add the subject lands to Site Specific Policies of the Niagara Official Plan in order to facilitate an expansion of the existing quarry.

The *Planning Act* requires that all complete applications be processed and a Statutory Public Meeting to be held. No decision has been made regarding this application.

ASSOCIATED APPLICATIONS:

Concurrent applications for a Local Official Plan Amendment (LOPA) and a Zoning By-law Amendment (ZBLA) have also been submitted to the City of Port Colborne. The LOPA is proposed to change the designation of the subject lands to Mineral Aggregate Operation and add a Special Policy Area to permit the proposed quarry operation. The ZBLA is proposed to rezone the subject lands from Agriculture to Mineral Aggregate Operation, to reduce the minimum setback from a Provincial Highway from 90 metres to 30 metres, and to include additional permitted uses to allow the retention of three existing residences.

A separate Statutory Public Meeting in regards to the LOPA and ZBLA will be held by the City of Port Colborne on Tuesday March 7th, 2023. Separate notice of this meeting will be distributed by the City of Port Colborne.

In addition, the applicant has also filed an application for a Category 2 (Below Water Quarry) - Class A Licence to the Ministry of Natural Resources and Forestry under the *Aggregate Resources Act*. The *Aggregate Resources Act* application process includes a separate public consultation and notification process. Any comments submitted to the Region or City of Port Colborne in regards to the *Planning Act* application should also be submitted in response to the *Aggregate Resources Act* notices.

MORE INFORMATION:

Copies of the applications and supporting documents are available via the Port Colborne Quarries website at [Port Colborne Quarries website](https://portcolbornequarries.ca/) (<https://portcolbornequarries.ca/>).

Additional information on the proposed ROPA is posted on the Region's website at [Regional Official Plan Amendments](https://www.niagararegion.ca/living/icp/policy-plan/default.aspx) (<https://www.niagararegion.ca/living/icp/policy-plan/default.aspx>) under "ROPA 20".

For more information about the proposed ROPA, including information on appeal rights, please contact:

Sean Norman, PMP, MCIP, RPP

Senior Planner

Regional Municipality of Niagara

1815 Sir Isaac Brock Way, PO Box 1042

Thorold, Ontario L2V 4T7

Phone: 905-980-6000 ext. 3179

Email: sean.norman@niagararegion.ca

File Number: ROPA-21-0001

If you require any accommodations for a disability in order to participate in meetings or events, please let us know in advance so that arrangements can be made in a timely manner. Special accessibility accommodations and materials in alternate formats can be arranged by contacting Niagara Region's Accessibility Advisory Coordinator at 905-685-4225 ext. 3252 or accessibility@niagararegion.ca.

LEGAL NOTICE:

The Planning Act

- i. If you wish to be notified of the decision of the Council of the Regional Municipality of Niagara on the proposed official plan amendment, you must make a written request to the Clerk c/o Regional Clerk, Niagara Region, 1815 Sir Isaac Brock Way, P.O. Box 1042, Thorold, Ontario, L2V 4T7, or email clerk@niagararegion.ca Such requests must include the name and address to which such notice should be sent.
- ii. If a person or public body would otherwise have an ability to appeal the decision of the Council of the Regional Municipality of Niagara to the Ontario Land Tribunal but the person or public body does not make oral submissions at the public meeting or make written submissions to the Regional Municipality of Niagara before the proposed Regional Official Plan Amendment is adopted, the person or public body is not entitled to appeal the decision.
- iii. If a person or public body does not make oral submissions at a public meeting or make written submissions to the Regional Municipality of Niagara before the proposed Regional Official Plan Amendment is adopted, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.
- iv. Any personal information is collected under the authority of the Planning Act, R.S.O. 1990, c. P. 13 and may be used in an appendix of a staff report, published in the meeting agenda, delegation list and/or the minutes of the public meeting and made part of the public record. The Region collects this information for the purposes of making informed decisions on the relevant issues and to notify interested parties of Council's decisions. It may also be used to serve notice of an Ontario Land Tribunal hearing. Information collected, used and disclosed is in accordance the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA). Questions about this collection and disclosure should be directed to the Access and Privacy Office at 905-980-6000, ext. 3779 or FOI@niagararegion.ca

Dated this 6th day of February 2023.