## Legislative Framework for the Town of Niagara-on-the-Lake, Niagara Region

<table>
<thead>
<tr>
<th>POLICY</th>
<th>LEGISLATION</th>
<th>GOVERNANCE</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>PROVINCIAL</strong></td>
<td></td>
<td>Ontario Municipal Board</td>
</tr>
</tbody>
</table>
*Niagara Escarpment Planning and Development Act, R.S.O. 1990, c.N.2*  
*Places to Grow Act, S.O. 2005, C.13*  
*Greenbelt Act, 2005, S.O. 2005, c.1* | |
| Minimum Distance Separation Formulae | | |
| *Planning Act, R.S.O 1990, c. P.13, Part I, Section 5*  
Decision shall be consistent with provincial policy statements and shall conform, or shall not conflict, with provincial plans, as the case may be.  
*Planning Act, R.S.O. 1990, c. P.13, Part I, Section 6. (2)*  
Ministries shall have regard for municipal planning policies.  
**PPS (2014) Subsection 2.3.3.3**  
New land uses, including the creation of new lots, and new or expanding livestock facilities, shall comply with *minimum distance separation formulae*.  
*Niagara Escarpment Planning and Development Act, R.S.O. 1990, c. N.2, Section 13. (1) (a) and (b)*  
no improvement, development, or undertaking to conflict with Niagara Escarpment Plan; no by-law to conflict with Niagara Escarpment Plan.  
*Niagara Escarpment Planning and Development Act, R.S.O. 1990, c. N.2, Section 14*  
Niagara Escarpment Plan prevails when conflict arises between provisions of the Plan and any local plan, by-law, etc.  
*Greenbelt Act, 2005, S.O. 2005, c. 1, Section 6. (2) (e)*  
the Greenbelt Plan may set out policies with respect areas designated as Protected Countryside, including policies prohibiting official plans and zoning by-laws containing provisions that relate to specific matters and are more restrictive than those provisions relating to such matters in the Greenbelt Plan.  
*Greenbelt Act, 2005, S.O. 2005, c. 1, Section 7. (1)*  
decisions made under the Planning Act shall conform to with the Greenbelt Plan.  
*Greenbelt Act, 2005, S.O. 2005, c. 1, Section 7. (2)-7. (1)*  
does not apply to a policy statement issued under Section 3 of the Planning Act.  
*Greenbelt Act, 2005, S.O. 2005, c. 1, Section 7. (3) (a) and (b)*  
no decision to conflict with the Greenbelt Plan; no by-law to conflict with the Greenbelt Plan.  
*Greenbelt Act, 2005, S.O. 2005, c. 1, Section 9. (1)*  
Planning authorities within any areas designated as Protected Countryside in the Greenbelt Plan to amend every official plan to conform to the Greenbelt Plan. | |

| **REGIONAL** | | |
| Niagara Region Agricultural Action Plan | *Niagara Regional Policy Plan*  
*Niagara Region Official Plan Amendment 2009-2: Sustainable Communities Policies* | Niagara Region Planning and Development Committee, Land Division Committee, and Agricultural Policy and Action Committee |
| Niagara Region Local Food Action Plan | | |

| **REQUIRED INTEGRATION** | | |
| *Planning Act, R.S.O 1990, c. P.13, Part I, Section 2*  
planning authorities shall have regard for provincial interest (e.g. protection of agricultural resources).  
*Planning Act, R.S.O 1990, c. P.13, Part III, Section 24. (1)*  
public works and ZBLs to conform to OPs.  
*Planning Act, R.S.O 1990, c. P.13, Part III, Section 27. (1)*  
amendments to lower-tier Ops shall conform to upper-tier OPs. | |
| LOCAL | Town of Niagara-on-the-Lake Official Plan  
| | Town of Niagara on-the-Lake Comprehensive Zoning By-law (By-law 4316-09)  
| | Town of Niagara on-the-lake Planning and Development Committee, Committee of Adjustment, and Agricultural Advisory Committee. |

1 A new consolidation of the Niagara Regional Policy Plan (2010) - the Regional Official Plan (2014) - was released after the analysis.

2 The Town of Niagara-on-the-Lake Planning and Development Committee no longer exists; Council is the approval authority for planning matters at the time of writing. Nonetheless, some documents included in this analysis reference the Committee.

*Acts (provincial laws), bylaws (local government laws, e.g., official municipal plan)* [italicised]

**Enforceable policy, regulations pursuant to acts** [bold]

Aspirational policy at all levels [plain text]