

Notice of Decision to Modify and Approve Amendment No. 63 to the existing Fort Erie Official Plan and Amendment No. 4 to the new Fort Erie Official Plan Canadian Motor Speedway

Purpose of Amendments

The Official Plan Amendment No. 63 adopted by the Town of Fort Erie Council on December 15, 2009 and as modified by Niagara Regional Council on February 11, 2010, will amend the Town of Fort Erie's approved Official Plan (1989). Official Plan Amendment No. 4 as adopted by the Town of Fort Erie Council on December 15, 2009 and as modified by Niagara Regional Council on February 11, 2010, will amend the Town of Fort Erie's adopted, but not yet approved, Official Plan (2006). These Amendments will create a "Special Policy Area" which will permit the establishment a motor speedway complex with ancillary recreational, commercial and industrial uses including an automotive research, technology and innovation centre, in the Town of Fort Erie.

Decision to Modify and Approve

The Council of the Regional Municipality of Niagara, as the approval authority under the Planning Act, has made a decision to **modify and approve** Amendment No. 63 to the Town of Fort Erie's approved Official Plan (1989) and to **modify and approve** Amendment No. 4 to Town of Fort Erie's adopted Official Plan (2006).

Process for Appealing a Decision

Any person or public body who disagrees with the above decision may appeal all or part of that decision to the Ontario Municipal Board by filing a notice of appeal with the Regional Municipality of Niagara. If a decision is appealed, the Ontario Municipal Board will make the final decision on the Amendment. A notice of appeal must

- (i) be made in writing to:
Kevin Bain, Regional Clerk
Regional Municipality of Niagara
2201 St. David's Road, P.O. Box 1042
Thorold, Ontario L2V 4T7
- (ii) set out the specific part(s) of the proposed Official Plan Amendment to which the appeal applies
- (iii) give the reasons for the appeal
- (iv) be accompanied by a fee of \$125.00 in the form of a cheque or money order payable to the Minister of Finance (this is the fee required by the Ontario Municipal Board), and
- (v) be submitted by **March 15, 2010** which is the last day for filing a notice of appeal

The decision of the Regional Municipality of Niagara to modify and approve these Amendments is final if a notice of appeal is not received before or on the last day for filing a notice of appeal.

Only individuals, corporations or public bodies may appeal a decision of the approval authority to the Ontario Municipal Board. A notice of appeal may not be made by an unincorporated association or group. However, a notice of appeal may be made in the name of an individual who is a member of the association or the group on its behalf. No person or public body shall be added as a party to the hearing of the appeal unless, before the plan was adopted, the person or public body made oral submissions at a public meeting or written submissions to the Council or, in the opinion of the Ontario Municipal Board, there are reasonable grounds to add the person or public body as a party.

Additional Information

Additional information on the Official Plan Amendments, modifications and Regional Council's decision is available to the public for inspection on the Niagara Region website (www.niagararegion.ca) or in the office of the Public Works Department (Development Services Division) at the Regional Municipality of Niagara Administration Building, 2201 St. David's Road, Thorold from 8:30 a.m. to 4:30 p.m. (Telephone: (905) 685-4225).

Date Mailed: February 23, 2010
Last Day for Filing a Notice of Appeal: **March 15, 2010**