Appendix B – Proposed Planning and Appeal Process

Proposed Hearing Process

Appeal of municipal decision on official plan/zoning (i.e. conformity/consistency appeals)

Municipal Planning Review

- 90 days for applications (hold public meeting, issue new decision)
- If no appeal, decision in effect
- If appealed proceed to Tribunal for final resolution

Appeal to Tribunal

- · Record of municipal decision is received by the tribunal
- Notice of appeal and mandatory case conference

Mandatory Case Conference

- Discuss opportunities for settlement, including mediation
- · Identify, define and/or narrow issues

Mediation

 May be on all or some issues

Hearing (as required)

- Test: Whether municipal decision is consistent/conforms with provincial/local plans
- Time limit for parties to make argument to be set out in regulation
- No examination or cross examination of witnesses

Decision

 Tribunal determines whether the municipal decision is consistent/conforms with provincial/local plans

No

Does not conform /is inconsistent

Sent back to municipality for reconsideration

Yes

Conforms /is consistent

Tribunal upholds municipal decision

