

MOTION ¹

Moved by Councillor M. Fleury
Seconded by Councillor R. King

That the *Rules of Procedure* be suspended in order to consider the following motion due to statutory timelines.

WHEREAS on January 27, 2021, City Council enacted By-law No. 2021-3, being “A by-law of the City of Ottawa to establish ward boundaries and Council composition,” which is to establish a new ward boundary structure for the 2022-2026 Term of Council; and

WHEREAS further to provisions of the *Municipal Act, 2001* (the Act) that establish a statutory period in which appeals of a ward boundary by-law may be made to the Local Planning Appeal Tribunal (LPAT), the City of Ottawa received two separate notices of appeal with respect to By-law No. 2021-3, from the Overbrook Community Association and the Old Ottawa East Community Association, as described in a memorandum from the City Clerk to Members of Council dated March 16, 2021; and

WHEREAS the City forwarded each notice of appeal to the LPAT on March 29, 2021, in accordance with Subsection 222(5) of the Act, and Subsection 222(7) of the Act further provides that the LPAT “shall hear the appeal and may, despite any Act, make an order affirming, amending or repealing the by-law”; and

WHEREAS Legal Services engaged in discussions with each appellant/appellant’s counsel, as the case may be, to assess whether it may be possible to negotiate a settlement acceptable to all parties prior to the full LPAT hearing process, and it appears that such a settlement may be achieved with respect to each notice of appeal; and

WHEREAS providing for a settlement regarding the narrow scope of matters raised in each notice of appeal and bringing same forward to the LPAT for ratification would provide for certainty at an early stage with respect to the boundaries of municipal wards and save the cost, time and resource requirements associated with a full hearing before the LPAT;

THEREFORE BE IT RESOLVED that City Council approve that Legal Services seek modifications from the Local Planning Appeal Tribunal to By-law No. 2021-3 such that:

1. The boundary between Rideau-Rockcliffe (Schedule A-16) and Rideau-Vanier (Schedule A-17) be modified in accordance with the blue dashed line in Appendix A of this motion; and
2. The boundary between Rideau-Vanier (Schedule A-17) and Capital (Schedule A-19) be modified in accordance with the blue dashed line in Appendix B of this motion.

¹ [OTTAWA CITY COUNCIL, DISPOSITION 51, Wednesday, April 14, 2021](#)