

Date Received:
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**PRECONSULTATION**

A formal pre-consultation meeting with City Planning staff is required to take place within 1 year prior to application submission.

Pre-consultation does not imply or suggest any decision whatsoever on behalf of City staff or the City of Niagara Falls to either support or refuse the application. Pre-consultation identifies information and application requirements for application submission.

**COMPLETE APPLICATION**

The information requested by this application form and fees are required to constitute a “complete application”.

Until all required information and fees have been submitted to City standard, the City may refuse to accept or further consider the requested amendment(s).

**PUBLIC CONSULTATION**

Applicants and/or their agents are required to participate in open houses and public meetings hosted by City staff to inform surrounding property owners about proposed development that could result from the proposed amendments.

**FEES**

Separate cheques made out to the City, Region, and NPCA are required.

The Region accepts on-line payments through their on-line payment portal: <https://www.niagararegion.ca/business/payments/default.aspx>

If fees are paid directly to the Region, please provide a copy of receipt with application submission.

**\*\*Fees are current as of the update of the application form. Please consult with City and Agency staff, or the respective agency websites, to confirm amounts identified on your pre-consultation meeting report.**

<u>City of Niagara Falls</u>	Fee:
<input type="checkbox"/> Official Plan Amendment	\$13,000
<input checked="" type="checkbox"/> Zoning By-law Amendment	
<input checked="" type="checkbox"/> high-rise buildings (greater than 10 storeys)	\$15,750 (Pre-con states \$5,800)
<input type="checkbox"/> complex	\$13,000
<input type="checkbox"/> standard	\$6,100
<input type="checkbox"/> request to lift a holding (H) regulation	\$2,000
<input type="checkbox"/> Official Plan & Zoning By-law Amendment (combined)	
<input type="checkbox"/> high-rise buildings (greater than 10 storeys)	\$17,500
<input type="checkbox"/> all other proposals	\$14,600

*Please note: Fees collected for pre-consultation meetings held after January 1, 2023 are no longer applied to City application fees.*

<u>Niagara Region</u>	Fee:
<input type="checkbox"/> Major Official Plan Amendment Review	\$10,360
<input type="checkbox"/> Minor Official Amendment Review	\$5,525
<input checked="" type="checkbox"/> Zoning By-law Amendment	\$1,395 (Pre-con states \$1,345)
<input type="checkbox"/> Zoning By-law Amendment (Agricultural Purposes Only)	\$450
<input type="checkbox"/> Removal of Holding Symbol (Regional requested)	\$700

*Additional fees may be required by Niagara Region—please consult your pre-consultation meeting report.*

Additional fee - Major Urban Design Review \$640 (noted on pre-con)

#### Niagara Peninsula Conservation Authority (NPCA)

NPCA fees may be applicable to your application. Fees are listed on the Conservation Authority website and provided on your pre-consultation meeting report.

### **SUBMISSION REQUIREMENTS (see Digital Files notes below)**

- One (1) digital (pdf) and (1) paper copy of the original completed application form.
- One (1) digital (pdf) and (1) paper copy of the signed pre-consultation meeting report.
- All required application fees
  - City of Niagara Falls
  - Niagara Region
  - Niagara Peninsula Conservation Authority (if required)
- One (1) digital (pdf) and (1) paper copy of the Land Registry PIN sheet or “Final Deed” to the property.
- One (1) digital (pdf), CAD .dwg file (projected to City standards-outlined in Appendix 1), and (1) paper plan of a survey or reference plan of the property. For lands which are the whole of a lot or block in a registered plan of subdivision, a survey or reference plan may not be required—please confirm with Planning staff.
- One (1) digital (pdf) and (2) paper site plans, drawn on a single sheet and to scale. The sketch must show all items required by Ontario Regulation 543/06 (Official Plan Amendment) and/or 545/06 (Zoning By-law Amendment) and the items listed below.

\* Please note that measurements are to be in metric units.

\*All road widening or day-light triangle dedications are to be shown and dimensioned.

#### (a) Detail of Development

Lot Area (Square Metres)  
 Building Coverage (Square Metres and Percentage of Lot Area)

Total Building Size (Square Metres)  
 Building Height (Metres and Storeys)  
 Landscaped Area (Square Metres and Percentage of Lot Area)  
 Number of Units and/or Total Gross Floor Area  
 Number of Parking Spaces and Dimensions

#### (b) Design Details (Basic Information)

- Future road widenings
- Property boundaries (plan to show dimensions)
- Location of proposed and existing buildings (plan to show dimensions from property boundaries)
- Maximum dimensions of buildings (size and type)
- Distance between buildings

- Cross-section of buildings over 4 floors or those that provide underground parking
  - Layout and dimensions of roadways, including their name and status, driveways, ramps and parking areas that are on or adjacent to the subject lands or may affect this application
  - Location of natural features such as existing trees and watercourses, etc., and artificial features such as wells or septic tanks that are on or adjacent to the subject lands or may affect this application
  - North arrow (preferably the drawing shall be oriented to have a vertical north line)
  - Metric scale (preferably 1 to 100, 200 or 400)
  - All printing shall be clear and legible
  - Existing and proposed ground elevations
  - General location map
  - Existing and proposed utility features on road allowance (fire hydrants, sidewalks, poles, etc.)
  - If access is by water only, the location of the parking and docking facilities to be used
  - Current land uses on adjacent lands
  - The location and nature of any easement affecting the subject land
  - Natural/built drainage features
- All required technical reports and studies, including agreed Terms of Reference for each report, additional plans, other information identified in the pre-consultation meeting report, and/or as outlined in the City's Official Plan, in digital (pdf) and paper format— one (1) copy of each document.

#### ADDITIONAL INFORMATION REQUIRED FOR BUILDINGS IN EXCESS OF 4 STOREYS IN THE TOURIST COMMERCIAL DISTRICTS (BY-LAW NO.99-183)

- One (1) digital (pdf), CAD .dwg file (projected to City standards-outlined in Appendix 1), and (1) paper copy of a site survey.
- One (1) digital (pdf) and (1) paper copy of a context plan.
- One (1) digital (pdf) and (1) paper copy of a concept plan/massing drawing.
- One (1) digital (pdf) and (1) paper copy of a landscape plan.
- One (1) digital (pdf) and (2) paper copies of floor and roof plans.
- One (1) digital (pdf) and (2) paper copies of elevations.
- One (1) digital (pdf) and (2) paper copies of a chart providing site statistics: including site area, total gross floor area, gross floor area of building footprint, maximum height, number of parking spaces, and required existing and proposed modifications to the requested zone classification.

#### ADDITIONAL INFORMATION REQUIRED FOR BUILDINGS IN EXCESS OF 10 STOREYS IN THE TOURIST COMMERCIAL DISTRICTS (BY-LAW NO.99-183)

- One (1) digital (pdf) and (1) paper copy of sun/shadow drawings
- One (1) digital (pdf) and (1) paper copy of the pedestrian-level wind study
- One (1) digital (pdf) and (1) paper copy of the transportation impact/parking impact study
- One (1) digital (pdf) and (1) paper copy of the servicing study
- One (1) digital (pdf) and (1) paper Architectural Design Review completed form. The form link: <https://niagarafalls.ca/pdf/planning/architectural-design-review.pdf>
- If a zoning by-law amendment application, one (1) digital (pdf), CAD .dwg file (projected to City standards-outlined in Appendix B) and (1) paper Schedule B to the Zoning By-law Amendment that illustrates: the property boundaries, any required road widening/day-light triangles, building footprints with height levels differentiated, and measurements for property lines, setbacks, and building dimensions (rounded to whole number).

#### DIGITAL FILES

The numbering may change as required in accordance with the number of items submitted. This is intended to be a guide to ensure submissions follow the same format.

- 01 – Application Form
- 02 – Site Plan/Draft Plan of Condominium/Draft Plan of Subdivision
- 03 – Any additional drawings numbered as required (i.e. 03 – Elevations, 04 - Site Servicing Plan, 05– Grading Plan, etc.)
- 04 – Planning Justification Report
- 05 – Any additional reports submitted with the application (i.e. 06 – Municipal Servicing Study, 07 - Noise Study, 08 – Traffic Impact Study, etc.)
- 06 – Miscellaneous materials (i.e.09-Deed, 10-Pre-consultation Report, etc.)

*\*\* Files are not to be locked to provide City staff the ability to upload to the Tribunal website.*

## **ACCESSIBILITY**

The City of Niagara Falls is dedicated to ensuring that everyone will be able to access the information they needed. Reports and Studies submitted with Planning Applications may, upon the request of City Staff, be required to meet the accessibility standard of WCAG 2.0 Level AA.

## **PUBLIC DOCUMENT**

The personal information contained on this form is collected pursuant to the Planning Act and will be used for the purpose of processing your application. If you have any questions on the gathering of personal information and the release of any personal information to any person or public body under the Freedom of Information and Protection of Privacy Act, you may contact Margaret Corbett, Freedom of Information, Records, and Elections Officer at [mcorbett@niagarafalls.ca](mailto:mcorbett@niagarafalls.ca).

**PRE-CONSULTATION:**Date of Pre-consultation: Aug 4th 2022**CONTACT INFORMATION:**

\* If a numbered company, provide the name and address of the principal owner/signing officer.

\* If more than one owner, complete an additional contact for each owner.

**Applicant**Applicant is:  Owner    or     Authorized Agent of Owner  
(if selected complete and attach authorization form)

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_  
 Corporation or Partnership: \_\_\_\_\_  
 Street Address: \_\_\_\_\_ Unit No. \_\_\_\_\_  
 Municipality: \_\_\_\_\_ Postal Code: \_\_\_\_\_ Province: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

**Owner (if different from applicant)**

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_  
 Corporation or Partnership: \_\_\_\_\_  
 Street Address: \_\_\_\_\_ Unit No. \_\_\_\_\_  
 Municipality: \_\_\_\_\_ Postal Code: \_\_\_\_\_ Province: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

**Agent**

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_  
 Firm: \_\_\_\_\_  
 Street Address: \_\_\_\_\_ Unit No. \_\_\_\_\_  
 Municipality: \_\_\_\_\_ Postal Code: \_\_\_\_\_ Province: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

**GENERAL INFORMATION**

## 1. Brief Description of Proposal (Including the proposed uses):

The proposed mixed use building. 14 storey residential building with ground floor commercial and 162 units. The building with have 2 levels of underground parking, enclosed ground level parking and surface parking.

## 2. Legal Description of the Subject Lands (Must meet City validation)

Municipal Address: 5640 Stanley Ave, 5609 & 5619 Buchanan AveROLL NO.: 272503000714000, 272503000702600, 272503000702700 PIN: 64346- 0119, 0017 and 0016Township Stamford Concession No.: N/A <sup>Township</sup> Lot No(s): Part of Lot 129Registered Plan: 17 Part(s)/Lot(s)/Block(s): Part of Lots 803-8078Reference Plan: 653, New Plan 09 Part(s)/Lot(s)/Block(s): Lots 816 and 817

Are there any easements or restrictive covenants affecting the subject lands?

 Yes     NoIf yes, please specify: Road widening along Stanley Ave, North Street and Buchanan Ave

3. Names and addresses of mortgages, holders of charges or other encumbrances with respect to the subject land(s):  
 5640 Stanley ave Lender: 1642574 ontario ltd Address: 5951 Clark Ave, Niagara Falls, ON L2G 3W3  
 5619 Buchanan Ave Lender: 1293800 Ontario Inc. Address: 5951 Clark Ave, Niagara Falls, ON L2G 3W3  
 5609 Buchanan Ave Lender: 1293800 Ontario Inc. Address: 5951 Clark Ave, Niagara Falls, ON L2G 3W3

4. What is the current use of the subject lands? Motel, Detached Dwelling and Duplex

If unknown, how long has this use continued? 50+years

5. On what date was the property acquired by the current owner (if known)? 2017

6. Details of the subject lands:

Frontage: 74.2 (m) Depth: 74.0 (m) Lot area: 4,180.1 (m<sup>2</sup> or ha)

7. What is the current designation of the subject lands in the Official Plan?  
Tourist Commercial - Clifton Hill subdistrict

Land uses currently permitted:

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8. What is the current zone classification of the subject lands in the Zoning By-law?  
TC- Tourist Commercial and DTC - Deferred Tourist Commercial

Land uses currently permitted:

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9. What are the current or previous uses of the subject lands?

- Residential                       Industrial                       Commercial  
 Agricultural                       Parkland                       Vacant                       Other

*Please complete the checklist provided in Appendix A.*

10. Are the subject land(s) or any land(s) within 120 metres, the subject of a Planning Application by the applicant/owner? If yes, please complete the following: N/A

Application	File No.	Lands	Purpose	Status	Effects on Subject Application
Minor Variance					
Consent					
Official Plan Amendment					
Zoning By-law Amendment					
Plan of Subdivision/ Condominium					
Site Plan					
Minister's Zoning Order (Including					

Application	File No.	Lands	Purpose	Status	Effects on Subject Application
Ontario Regulation Number)					
Regional Policy Plan Amendment					

11. Is the proposal consistent with the Provincial Policy Statement? Does the proposal conform or not conflict with provincial plans (i.e. Growth Plan)? Provide an explanation below or within the submitted Planning Justification Report.

Refer to Planning Justification Report

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12. Should the application be approved, when do you intend to commence construction?

Immediately - upon approval of all applications

13. Provide the proposed strategy for consulting with the public with respect to the application.

The strategy will follow the standard public meeting process outlined by the city. Which involves having 2 public meetings; one open house with staff and one public council meeting

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14. Servicing:

Water to be provided to the subject land:

- piped, publicly owned and operated
- privately owned and operated  individual or  communal well
- other (lake, water body) \_\_\_\_\_

Sewage disposal to be provided to the subject land:

- publicly owned and operated system
- privately owned and operated  individual or  communal
- other (privy) \_\_\_\_\_

If the development will produce more than 4,500 litres of effluent when completed, you must submit a hydrogeological report and a servicing options report.

Storm drainage to be provided:

- sewers
- ditches
- swales
- storm water management facilities
- other (lake, water body) \_\_\_\_\_

**OFFICIAL PLAN AMENDMENT APPLICATION: Complete this section only if applicable**

1. Type of Amendment

- Change to Policy \_\_\_\_\_
- Replacement of Policy \_\_\_\_\_
- Delete Policy \_\_\_\_\_
- New Policy

*Provide the text of the requested amendment (attach to application)*

- Change or Replacement of a land use designation  
Designation to be changed or replaced:

\_\_\_\_\_

*If the requested amendment changes or replaces a schedule in the Official Plan, please attach the requested schedule and accompanying text.*

- Does the requested amendment alter all or any part of the boundary of an area of settlement or establish a new area of settlement?  Yes  No

If "Yes", provide the Official Plan policy reference, if any, dealing with the alteration or establishment of an area of settlement:

\_\_\_\_\_

- Does the requested amendment remove the subject land from an area of employment?  Yes  No

If "Yes", provide the Official Plan policy reference, if any, dealing with the removal of land from an area of employment:

\_\_\_\_\_

2. What is the purpose of the proposed amendment?

\_\_\_\_\_  
\_\_\_\_\_

3. What land uses will be permitted through the amendment?

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

**ZONING BY-LAW AMENDMENT APPLICATION: Complete this section only if applicable**

1. Type of Amendment

- Change in zone classification  
From: TC and DTC To: Site Specific TC

- Additional use(s) to be included under existing zone classification. Provide details:

\_\_\_\_\_  
\_\_\_\_\_

- Modifications or amendments to zone regulations.  
Provide details in the chart below or attach a separate chart to the application:



Zoning Regulations	Existing Regulations	Proposed Modification
Minimum Lot Area		
Minimum Lot Frontage		
Minimum Front Yard Depth *(incl. special setback)		
Minimum Rear Yard Depth		
Minimum Side Yard Width - Interior - Exterior	REFER TO DRAFT ZONING BY-LAW	
Maximum Lot Coverage		
Minimum Landscaped Open Space		
Maximum Landscaped Open Space		
Maximum Height of Building		
Number of Storeys		
Minimum Floor Area		
Maximum Floor Area		
Maximum Number of Dwellings		
Maximum Number of Buildings		
Minimum Distance Between Building on Same Lot		
Maximum Gross Leasable Floor Area		
Minimum Number of Parking Spaces		
Loading Area Requirements		

Note: The above chart may not list all the zoning regulations or all the amendments required to the By-law. It is your responsibility to ensure that all the existing regulations and proposed modifications to the By-law are listed. Please round to the nearest whole number or 0.5 for your proposed modifications.

2. Explain how the application conforms to the policies of the Official Plan.

Refer to planning justification report

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3. Additional Information:

Is the subject land within an area where the City has pre-determined the minimum and/or maximum density requirements or height requirements?  Yes  No

If yes, please complete the following chart:

	Existing Requirements		Proposed	
	Minimum	Maximum	Minimum	Maximum
Density (units/ha)				
Height (m)		12.0		43.28
Number of Storeys		4		14

If applicable, please explain why the requirements cannot be met:

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4. Does the requested amendment alter all or any part of the boundary of an area of settlement or establish a new area of settlement?  Yes  No

If yes, provide details of the Official Plan/Official Plan amendment that deals with the matter:

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5. Does the requested amendment remove the subject land from an area of employment?  Yes  No

If yes, provide the Official Plan policy reference or amendment that deals with the matter:

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6. Why is the zoning amendment being requested?

To increase intensification in a built-up area and housing availability which is in line with

Ontario housing policies

7. If the subject land is within an area where zoning with conditions may apply, provide an explanation of how the application conforms to the Official Plan policies relating to zoning with conditions.

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8. Detail the buildings and/or structures that exist on the subject lands: \* setbacks taken from the C/L of road as stated in zoning

Type of Building and Date of Construction	Setbacks from lot lines (m) (Provide the shortest setback from the building to lot line)				Building Height (m) (to roof peak)	Total Gross Floor Area (m <sup>2</sup> )	Total Building Area (m <sup>2</sup> ) (excluding basements)	Total Parking Spaces
	Front	Rear	Interior	Interior or Exterior				
Motel	*12.95	1.99	0.58	*9.66 (E)	8 +/-	1742.6	871.3	46 +/-
Duplex Dwelling	*13.65	15.32	5.14	*7.19 (E)	5.5 +/-	125.8	125.8	2 (driveway)
Detached Dwelling	*15.93	15.52	0.44	6.81 (I)	5.5 +/-	174.4	174.4	2 (driveway)

Note: Existing buildings to be demolished

9. Detail the buildings and/or structures that are proposed for the subject lands:

Type of Proposed Building and Date of Proposed Construction	Setbacks from lot lines (m) (Provide the shortest setback from the building to lot line)				Building Height (m)	Total Gross Floor Area (m <sup>2</sup> )	Total Building Area (m <sup>2</sup> )	Total Parking Spaces
	Front	Rear	Interior	Interior or Exterior				
High Rise Residential	0.22	0.23	12.02	0.48	43.28	17,546.1	2,199.9	213

Property lines adjacent to streets are deemed front yard setbacks as noted in the pre-con notes

\* setback taken from the C/L of Stanley Ave to building

\*\* setback taken from the C/L of North Street to Canopy projection

\*\*\*setback taken from the C/L of Buchanan Ave to Canopy Projection

## 10. Housing Affordability

For applications that including housing, complete the following chart. Information should be based on the best information available at the time of application. If additional space is needed, attach a separate page.

Housing Type	Number of Units	Unit Size (Sq. metres) and/or Lot Frontage	Estimated Selling Price/ Monthly Rent
Detached			
Semi-Detached			
On-Street Towns			
Block Towns			
Stacked Towns			
Back-to-Back Towns			
Apartment Dwelling	5 live/work units 157 standard units	109.4 -151.3 47.0-138.6	TBD TBD

## 11. Access to the subject land:

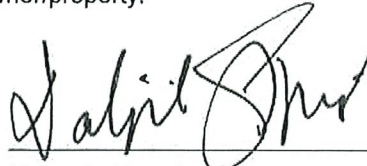
- Provincial highway
- Municipal road                       Regional or  City
- Maintained year round
- Maintained seasonally
- Unopened right-of-way
- Water (provide details on parking and docking facilities including the approximate distance from the subject land and the nearest public road)

NOTE: The following sections include several declarations and authorizations that must be signed by the owner of the subject land to which this application applies.

If there is more than ONE owner/property, an additional declaration and authorization page must be completed and attached to the application for each owner/property.

**OWNERS AUTHORIZATION:**

I/We, Daljit Goraya c/o 9431870 Canada Corp  
(Owner's Name)

  
(Owner's Name)

Being the registered owner(s) of the subject property, hereby endorse:

Applicant: Daljit Goraya c/o 9431870 Canada Corp Agent: Michael Allen c/o ACK Architects Studio Inc

To proceed with this application and agree to be bound by the findings of the application as it is processed through the proper stages. I/We hereby declare that the information on this application and the supporting plans and documents are correct.

Signature of Owner: \_\_\_\_\_ Signature of Witness: \_\_\_\_\_

Signature of Owner:  Signature of Witness: 


**DECLARATION:**


I/We Michael Allen c/o ACK Architects Studio Inc  
Of the City/Town/Township of Niagara Falls  
In the County/District/Regional Municipality of Niagara

solemnly declare that all of the statements contained in this application are true, and I/We make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act.

DECLARED before me at the CITY of NIAGARA FALLS )  
in the Regional Municipality of NIAGARA )  
this 27 day of JULY )  
A.D. 2023 )

TO BE SIGNED IN THE PRESENCE OF A COMMISSIONER FOR TAKING AFFIDAVITS


  
Signature of applicant(s), solicitor or authorized agent

  
Susan Alice Jean Scarbo  
a Commissioner, etc.,  
Province of Ontario, for  
the Corporation of the City of Niagara Falls.  
Expires February 2, 2024

**AGENT'S ACKNOWLEDGEMENT:**

I note that as the applicant or their authorized agent, I must be in attendance at all open houses and public meetings for which notice has been given regarding any and all matters of this application.

Name: Michael Allen c/o AOK Architects Studio Inc

Date: 28 June 2023. Signature: 

**PERMISSION TO ENTER**

I/ we, (Owner(s)) hereby authorize Council members, City of Niagara Falls staff and/or the Region of Niagara staff and/or the Niagara Peninsula Conservation Authority staff to enter onto the subject land for the limited purposes of evaluating the merits of this application.

## Appendix A

In order to assist in determining if the subject lands are potentially contaminated, please complete the following. It should be acknowledged that if there is reason to suspect contamination, further studies and plans will be required and that a Record of Site Condition will also be required in the event of remediation.

Has the grading of the subject land been changed by adding earth or material? Has filling occurred on the subject land?

Yes     No     Unknown

Has a gasoline station and/or automobile service station been located on the subject land or adjacent lands at any time?

Yes     No     Unknown

Has there been petroleum or other fuel stored on the subject land or adjacent lands?

Yes     No     Unknown

Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands?

Yes     No     Unknown

Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have been applied as pesticides and/or sewage sludge applied to the lands?

Yes     No     Unknown

Have the lands or adjacent lands ever been used as a weapons firing range?

Yes     No     Unknown

Is the nearest boundary line of the application within 500 metres (1,640 feet) of the boundary line of an operational/non-operational public or private waste disposal site, landfill or dump?

Yes     No     Unknown

If there are existing or previously existing buildings on the subject lands, are there any building materials remaining on the site which are potentially hazardous to public health (e.g., asbestos, PCB's)?

Yes     No     Unknown

Is there reason to believe the subject lands may have been contaminated by existing or former uses on the site or adjacent sites?\*


Yes     No     Unknown

\*Possible uses that can cause contamination include: operation of electrical transformer stations, disposal of waste minerals, raw material storage, and residues left in containers, maintenance activities and spills. Some commercial properties such as gasoline stations, automotive repair garages, and dry cleaning plants have similar potential. The longer a property is under industrial or similar use, the greater the potential for site contamination. Also, a series of different industrial or similar uses upon a site could potentially increase the number of chemicals which are present.

If current or previous use of property is industrial or commercial, or if the answer is YES to any of the above, please attach a previous use inventory showing all former uses of the subject land, or if applicable, the land(s) adjacent to the subject lands.

**ACKNOWLEDGEMENT CLAUSE:**

I hereby acknowledge that it is my responsibility to ensure that I am in compliance with all applicable laws, regulations, guidelines and the City's Official Plan policies pertaining to contaminated sites, and to use all reasonable effort to identify the potential for contamination on the subject property. I acknowledge that as a condition of approval of this application that the City may require me to file a Record of Site Condition signed by a qualified person in the provincial Environmental Site Registry, and provide verification to the City of acknowledgement of this Record of Site Condition by the Ministry of Environment. I acknowledge that the City may require the qualified person signing the Record of Site Condition to submit to the City a Declaration acknowledging that the City may rely on the statements in the RSC. I further acknowledge that the City of Niagara Falls is not responsible for the identification and/or remediation of contaminated site, and I agree, whether in, through, or as a result of any action or proceeding for environmental clean-up of any damage or otherwise, I will not sue or make claim whatsoever against the City of Niagara Falls, its officers, employees or agents for or in respect of any loss, damage, injury or costs.

Date: 28 June 2023. Signature: 

**Appendix B**  
**City of Niagara Falls**  
**Corporate Submission Standard**

The following are standards required by applicants/consultants for submissions to the City.

The City reserves the right to deem a development application or project submission “Incomplete” if these standard submission requirements are not met.

**Digital Delivery:**

Digital submissions will be delivered to The City either by Secure Drop Box, Secure FTP or by portable drive submission directly to the applicable municipal staff

**Ownership Confirmation:**

“Final Deed” from the land registry office will be the only acceptable proof of ownership accepted by City staff. A detailed PIN and associated PIN Map may also be required upon request.

(Preliminary or In-Progress deeds or Transfers are not proof of ownership and unfulfilled conditions may revert ownership modifications.)

**Address Validation:**

Civic addressing must meet internal validation rules and match the corporate addressing database. Addressing is implemented by Information Systems – GIS division, and adheres to the most current “Civic Addressing Policy”

**Photos/Pictures:**

The standard format for photos and pictures without data will be .tif or .jpeg

**Graphical Images:**

Graphical images will be accepted in .pdf format but are not considered true digital plans. Preliminary or conceptual plans may be in this format where indicated in writing by City staff

**Plans/Drawings:**

All digital plans transferred to The City are to be supplied in true spatial format as outlined below:

- Projected and tied to Geographic Coordinate System\_North American Datum\_1983\_CSRS\_Universal Transvers Mercator\_Zone 17N
- Be provided in one of three acceptable formats including ESRI file geodatabase, shape file (.shp) version 10.3 or higher or AutoCAD drawing file (.dwg) version 2016 or higher, for compatibility purposes.
- Meet the corporate CAD standard template available from <https://niagarafalls.ca/pdf/municipal-works/cad-manual/cad-standards-manual.pdf>
- Follow proper topology rules (closed polygons, snapped lines etc)



- Ensure unique Identification links between the graphics and data attributes (hovers, labels, annotation and text layers do not qualify as identifying links)
- Include all support files or customizations necessary to defend and reprint the submission
- Be accompanied by MetaData and include at least the following six attributes:  
Last Modification Date, File Format, Data Source, Technical Contact Info,  
Project or File Reference Number, Unique ID Field Name

All exceptions or allowances must be agreed upon by City management staff and be stated in writing within the file.

**Appendix C**

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# PUBLIC NOTICE SIGN POLICY

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JANUARY 2023

Procedures and Protocols for:

Official Plan Amendments

Zoning By-law Amendments

Draft Plan of Subdivisions

Draft Plan of Vacant Land Condominiums

## Table of Contents

<b>1.0</b>	<b>TIMING</b> .....	<b>3</b>
<b>2.0</b>	<b>MATERIAL</b> .....	<b>3</b>
<b>3.0</b>	<b>SIZE</b> .....	<b>3</b>
<b>4.0</b>	<b>SIGN SUPPORTS</b> .....	<b>3</b>
<b>5.0</b>	<b>LOCATION</b> .....	<b>4</b>
<b>6.0</b>	<b>WORDING &amp; LETTERING</b> .....	<b>4</b>
<b>7.0</b>	<b>MAPPING</b> .....	<b>4</b>
<b>8.0</b>	<b>REMOVING OF AND AMENDMENTS TO PUBLIC NOTICE SIGNS</b> .....	<b>5</b>
<b>9.0</b>	<b>SIGN DETAIL</b> .....	<b>5</b>

## City of Niagara Falls Public Notice Sign Policy

The applicant is required to install the Official Plan Amendment, Zoning By-law Amendment, Plan of Subdivision [and Plan of Vacant Land Condominium] notice signs in accordance with the *Planning Act* and the following requirements:

### 1.0 TIMING

- 1.1 The notice sign(s) shall be posted a minimum of fourteen (14) days after a complete application has been received by the Planning, Building & Development division.
- 1.2 The owner is required to provide photographic proof that the notice sign(s) have been installed and provide the signed original Sign Declaration (Appendix 1) indicating that the sign(s) have been installed.

### 2.0 MATERIAL

- 2.1 The notice sign(s) shall be constructed of 1.27 cm (½") high core material or 3 mm Aluminum Composite Material (ACM) panels.

Installation shall be on two posts, direct burial, dry bag cement, cross supports approximately 0.9 m (3') off grade.

### 3.0 SIZE

- 3.1 The minimum size of the sign shall be as shown in the details in Section 10 2.4 m wide by 1.2 m high (8'x4') with a minimum ground clearance of 0.9 m to a maximum of 1.2 meters for Subdivisions and complex Official Plan Amendments and Zoning By-law Amendments. For standard OPA and ZBA the signs shall be "0.45 m wide by 0.60 m (18"x24")

### 4.0 SIGN SUPPORTS

- 4.1 The sign supports must be able to sustain the weight of the application sign for a considerable period of time and in various climatic conditions (i.e., heavy winds) to ensure that it does not fall over or is damaged.

## **5.0 LOCATION**

5.1 The notice sign(s) shall be located 1.5 meters (5') from the property line midway along the street frontages of the property or as directed by the Planning Department. The notice signs shall be clearly visible and unobstructed from view.

## **6.0 WORDING & LETTERING**

6.1 As part of the application submission package, the applicant shall have completed the proposed wording for the notice sign and maps as shown on the Sign Detail in Section 10. The proposed wording and map must be reviewed by the Planning Department. The Planning Department will review and approve and/or provide the acceptable wording for the notice sign to the applicant.

6.2 The basic wording details on the "Sign Detail" below must be adhered to including the following:

6.2.1 The type of application and description including file number and location.

6.2.2 City webpage address where feedback can be submitted

6.2.3 A note at the bottom corner of the sign indicating the date the sign was installed

6.3 The sign shall be professionally lettered, or silk screened with the lettering to be in black, on a white background and shall be clearly legible from the streetline as shown in Section 10.

## **7.0 MAPPING**

7.1 The detail to be shown on the notice sign map depends on the complexity of the development application. The following provides the details to be shown:

7.1.1 For Official Plan or Zoning By-law Amendment applications and Draft Plan of Condominium (if applicable) the following basic information will be shown on the notice sign:

7.1.1.1 Parcel boundaries and abutting or nearby roads

7.1.1.2 Street labels

7.1.1.3 North arrow

7.1.1.4 Buildings outlined with heights

7.1.1.5 Parking and access, parking aisles

7.1.1.6 Landscaping

7.1.2 For Draft Plan of Subdivision/Condominium, the land use map shows the following:

- 7.1.2.1 Parcel boundaries
- 7.1.2.2 Abutting/nearby roads
- 7.1.2.3 Street labels
- 7.1.2.4 North arrow

7.1.3 As well the land use map will use the following color codes for the proposed land uses:

<b>LAND USE</b>	<b>COLOR</b>
Single detached dwelling	Yellow
Semi-detached dwellings	Orange
Townhouses	Dark Orange
Apartments	Brown
Commercial	Red
Industrial	Purple
Institutional	Blue
Open Space	Green

## **8.0 REMOVING OF AND AMENDMENTS TO PUBLIC NOTICE SIGNS**

8.1 The notice sign shall be removed within seven (7) days of the following event:

- 8.1.1 The application(s) is/are approved or refused by the City of Niagara Falls Council and there is no appeal; the application lapses; the application is withdrawn
- 8.1.2 The application(s) is/are approved or refused by the Region of Niagara or the Ontario Land Tribunal

8.2 The notice sign shall be amended within seven (7) days of the following event:

- 8.2.1 The proposed development has been amended
- 8.2.2 The signs is/are weathered and/or no longer legible
- 8.2.3 When the Open House and Public Meeting dates are confirmed.

## **9.0 SIGN DETAILS**

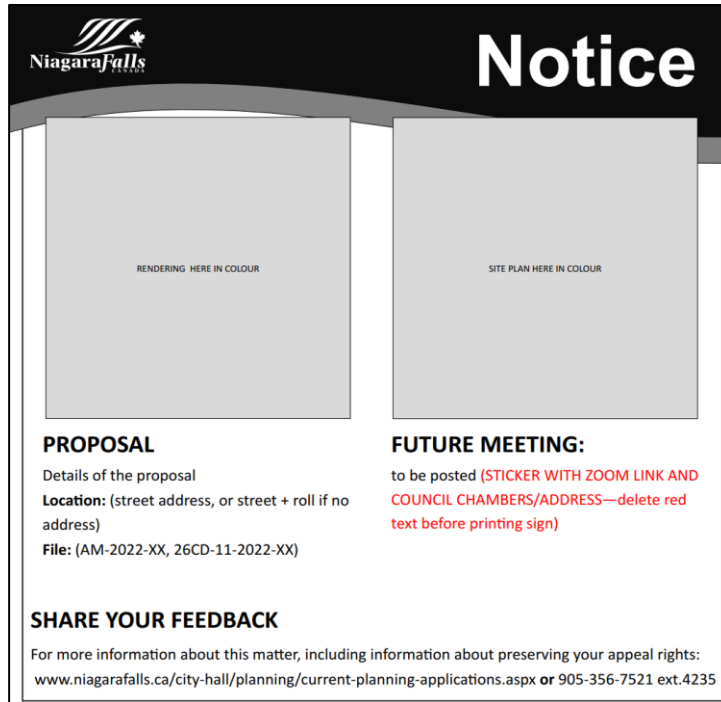


Figure 1. Public Notice Template



Figure 2. Public Notice Example



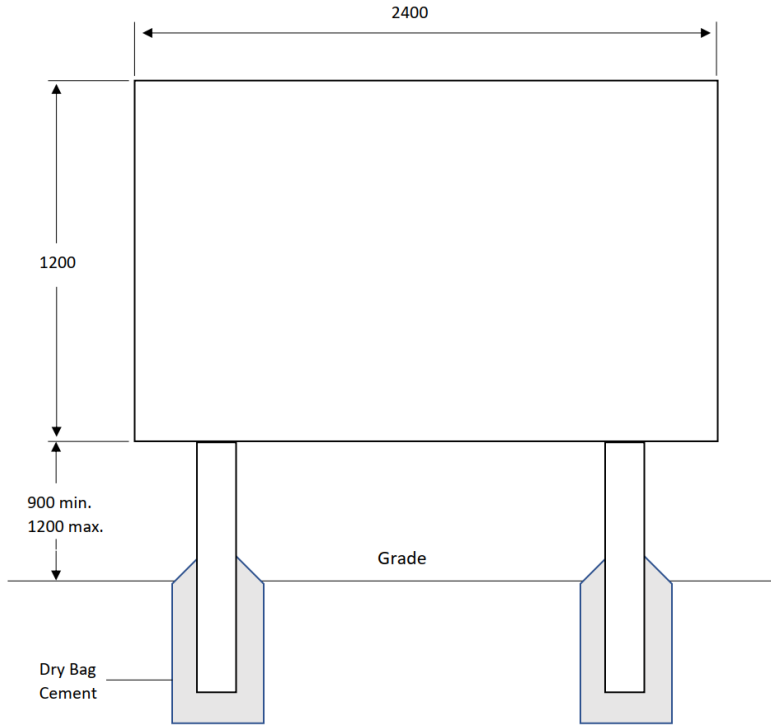


Figure 3. Sign Dimensions for Subdivisions and Complex Official Plan and Zoning By-law Amendments

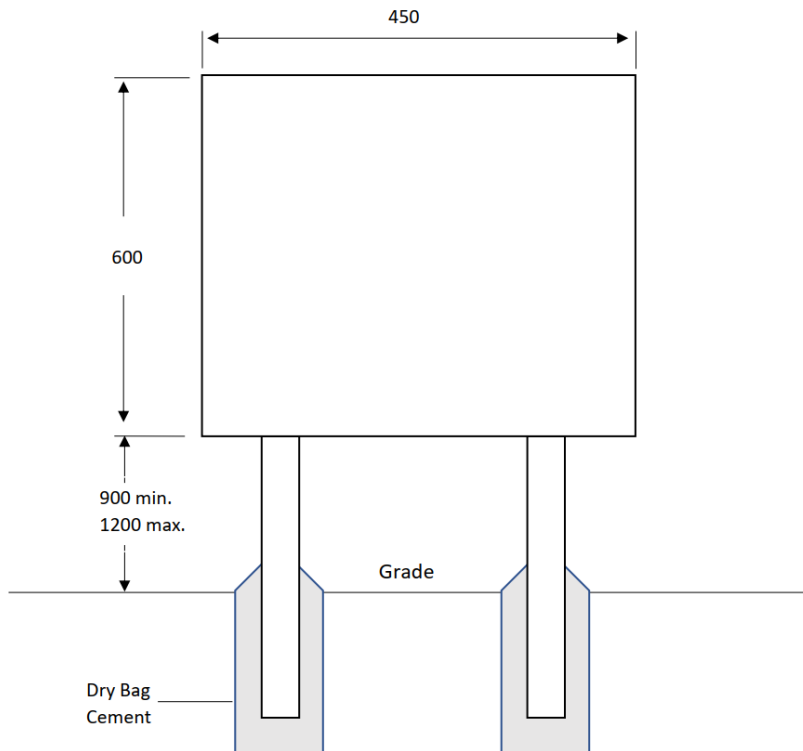


Figure 4. Sign Dimensions for Standard Official Plan and Zoning By-Law Amendments

**SIGN DECLARATION**

**To be completed by the Owner or Authorized Agent**

I hereby certify that the required Notice Sign(s) has/have been installed in accordance with the City of Niagara Falls Sign Policy. The signs was/were posted at:

\_\_\_\_\_ on \_\_\_\_\_  
(provide location and street name) (date of sign installation)

**Application Number:**

- OP: \_\_\_\_\_ (Official Plan Amendment)
- Zoning: \_\_\_\_\_ (Zoning By-law Amendment)
- 26 \_\_\_\_\_ (Draft Plan of Subdivision)
- 26CD \_\_\_\_\_ (Draft Plan of Condominium)

I agree to maintain the required notice sign(s) in good condition (in both structure and legibility) to the satisfaction of the City of Niagara Falls throughout the processing of the application and in accordance with the requirements outlined in Section 9.0 Sign Detail. I further agree to remove the sign(s) within seven (7) days after one of the following events:

1. The application(s) is/are approved or refused by the City of Niagara Falls; or lapses; or is withdrawn; OR
2. The application(s) is/are approved or refused by the Regional Municipality of Niagara or the Ontario Land Tribunal.

\_\_\_\_\_  
Signature of the Owner or Authorized Agent

\_\_\_\_\_  
Printed name of signatory

\_\_\_\_\_  
Company

\_\_\_\_\_  
Date

**NOTE:** You are required to provide photographic proof of EACH installed sign. Failure to provide proof of installation of the Public Notice sign will result in an incomplete application and may delay the processing of the application.