



Notice of Intention to Remove a Holding Symbol

Pursuant to Section 36 of the *Planning Act*

File: D14-10-24

Address: Vacant Lots on Killaly Street East

Owner/Applicant: Luke Carleton

Take Notice that the Council of the Corporation of the City of Port Colborne proposes to pass a By-law to permit the removal of a holding symbol no earlier than **February 25, 2025, at 6:30 p.m.**, under section 36 of the *Planning Act, R.S.O., 1990*, for the lands legally known as Lots 52 and 53, Plan 871, in the City of Port Colborne, Regional Municipality of Niagara, municipally known as two vacant lots on Killaly Street East. The subject lands are shown on the back of this notice.

Effect of the Removal of the Holding Symbol

Zoning By-law 6575/30/18 was passed on April 23, 2018, which set the zoning of the subject lands to Second Density Residential with a Conversion Holding provision (R2-CH) to ensure the safe transition of the subject lands from a commercial use to a residential use.

The intended zoning of the subject parcel cannot be established until the Holding provision is lifted in accordance with section 36 of the *Planning Act*. The Conversion Holding provision is permitted to be lifted once the following condition has been cleared:

- 1) Where a zone symbol contains the suffix "CH" with or without a special provision (e.g. R1-CH or R1-1-CH), the zoning shall not take effect until the prescribed conditions are met including obtaining a Record of Site Condition from the Ministry of the Environment.

The City has received written notice that a Record of Site Condition has been filed under Ontario Regulation 153/04. The owner has requested the removal of the Conversion Holding provision from the subject lands as the required condition has been cleared.

Please note that in accordance with the provisions of section 36 of the *Planning Act, R.S.O., 1990*, the passing of the proposed By-law is not subject to appeal to the Ontario Land Tribunal.

For any questions or for more information about this matter, please contact:

Diana Vasu

Planner

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Email:

File Number: D14-10-24

Dated at the City of Port Colborne this 5th day of February, 2025.

Location Map



= Subject Lands



North