

The Corporation of the City of Guelph

By-law Number (2020) - 20531

A By-law of The Corporation of the City of Guelph providing for principled exemptions from the requirement to pay parkland dedication in respect of developments or redevelopments in specific response to the COVID-19 pandemic.

WHEREAS the ongoing COVID-19 pandemic continues to evolve and is causing significant impacts on human health across the world and locally in Guelph;

AND WHEREAS in response to the COVID-19 pandemic, businesses and organizations have been required to make operational, physical, and structural changes to their operations to provide for physical distancing, screening and testing, and for the production of urgently required safety equipment and supplies;

AND WHEREAS it is the policy of Council to provide support to businesses and organizations to facilitate these structural and operational adaptations to the COVID-19 emergency;

AND WHEREAS under section 42 of the *Planning Act* (Ontario) as amended, municipalities have the power and discretion to impose a requirement that land, or cash-in-lieu of land, be conveyed to the municipality for parkland as a consequence of development or redevelopment of land;

AND WHEREAS Guelph's Parkland Dedication By-Law (2019)-20366 (the "PDBL") enacted pursuant to section 42 of the *Planning Act* defines "development" and "redevelopment" for this purpose, and sets out in section 33 thereof a list of principled exemptions for development and redevelopment for which the conveyance of land or payment of cash-in-lieu thereof is not required;

AND WHEREAS the PDBL expressly reserves to Council the right and authority to create additional categories of development and redevelopment activities which are exempt from the requirement to convey land or to pay cash-in-lieu thereof;

NOW THEREFORE the Council of The Corporation of the City of Guelph enacts as follows:

1. Paragraph 33 of the PDBL is amended by adding the following new subparagraph between subparagraphs (h) and (i) thereof:

(h.1) Industrial or Commercial Development or Redevelopment that has as its principal purpose compliance with the recommendations of public health in respect of physical distancing, screening and/or testing for COVID-19, and/or for the production of urgently required safety equipment and supplies for the primary purpose of supplying the local, provincial, national, and/or international response to the COVID-19 pandemic.

Passed this [day of the month] day of [month], 20XX.

Cam Guthrie, Mayor

**Stephen O'Brien, City Clerk [or]
Dylan McMahon, Deputy City Clerk**