Instructor:
Nancy Smith & Denise Baker
Email address: nsmith@tmalaw.ca & dbaker@weirfoulds.com
Office Hours: By appointment

Teaching Assistants:
....TBD
....TBD
Office Hours: By appointment

COURSE OUTLINE

Calendar Description

PLAN 471 LEC 001- Planning Law

An analysis of the legal basis for planning in Ontario and the practice of planning law as it affects planners, municipalities, local councils, property owners and residents. The roles of planning boards, municipal councils, the Local Planning Appeal Tribunal, the Ministry of Municipal Affairs and Housing, provincial Cabinet and the Courts in the planning process will be discussed.

Prereq: ENVS 201

Additional Requirements for Graduate Students - Plan 630: Graduate students will be interviewed at the commencement of the course to evaluate what additional course requirements would be appropriate depending on the background of the student. Of particular significance will be the students’ background in the law, if any.

SCHEDULES

PLANNING Ahead

Starting on Monday, January 11, 2021 and on every following Monday until April 5, 2021, Professors Smith and Baker will post on LEARN some thoughts for the week: A reminder of assignments due? News of an interesting case just released by the LPAT or the Courts? Random thoughts about life in general?
Weekly Lectures

Starting on Wednesday, January 13, 2021 and on every following Wednesday until March 31, 2021, Professors Smith and Baker will post on LEARN a pre-recorded lecture (approximately 2 hours). Each lecture will address one (1) Chapter in the Courseware.

Virtual Welcome Class

On Wednesday, January 13, 2021 at 6:30 p.m., Professors Smith and Baker will host a virtual Welcome Class (1 hour). You will receive your 1st Assignment.

Weekly Virtual Review Class

Starting on Wednesday, January 20, 2021 at 6:30 p.m. and on every Wednesday until April 7, 2021, Professors Smith and/or Baker will host a virtual Review Class (1 hour) to answer any questions from the previous week’s lecture.

Exam Review

Following the virtual Weekly Review Class on Wednesday, April 7, 2021, Professors Smith and/or Baker will host an Exam Review Class (1 hour).

SEQUENCE OF CLASSES

<table>
<thead>
<tr>
<th>PLANNING Ahead</th>
<th>Virtual Class</th>
<th>Lecture &amp; Topics</th>
<th>Assignments</th>
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<tbody>
<tr>
<td>Jan 11, 2021</td>
<td>Jan 13, 2021 @ 6:30 p.m. Welcome</td>
<td>Chap 1. Introduction to Municipal Government in Canada</td>
<td>Assignment #1 made available</td>
</tr>
<tr>
<td>Jan 18, 2021</td>
<td>Jan 20, 2021 @ 6:30 p.m. Review of Chap 1.</td>
<td>Chap 1. Introduction to Municipal Government in Canada (Cont.)</td>
<td>Assignment #1 due</td>
</tr>
<tr>
<td>Jan 25, 2021</td>
<td>Jan 27, 2021 @ 6:30 p.m. Review of Chap 1. (Cont.)</td>
<td>Chap 2. Supervisory Roles</td>
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<tr>
<td>Feb 1, 2021</td>
<td>Feb 3, 2021 @ 6:30 p.m. Review of Chap 2.</td>
<td>Chap 3. The Planning Act</td>
<td>Midterm Assignment made available</td>
</tr>
<tr>
<td>Feb 8, 2021</td>
<td>Feb 10, 2021 @ 6:30 p.m. Review of Chap 3.</td>
<td>Chap 4. The Official Plan</td>
<td>Midterm Assignment due</td>
</tr>
<tr>
<td>Feb 15, 2021</td>
<td>READING WEEK</td>
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<tr>
<td>Date</td>
<td>Dates</td>
<td>Time</td>
<td>Topic</td>
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<td>Feb 22, 2021</td>
<td>Feb 24, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 4.</td>
<td>Chap 5. Zoning By-laws</td>
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<tr>
<td>Mar 1, 2021</td>
<td>Mar 3, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 5.</td>
<td>Chap 6. Development Control Techniques</td>
</tr>
<tr>
<td>Mar 8, 2021</td>
<td>Mar 10, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 6.</td>
<td>Chap 7. Protection of Existing Rights</td>
</tr>
<tr>
<td>Mar 15, 2021</td>
<td>Mar 17, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 7.</td>
<td>Chap 8. Minor Variances</td>
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<tr>
<td>Mar 22, 2021</td>
<td>Mar 24, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 8.</td>
<td>Chap 9. Paying for Growth</td>
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<tr>
<td>April 5, 2021</td>
<td>April 7, 2021 @ 6:30 p.m.</td>
<td>Review of Chap 10 Exam Review</td>
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**Examinations and Assignment Items**

**Assignment #1 – 10%**
Assignment #1 will be available on LEARN before midnight on January 13, 2021. It must be submitted on LEARN on January 20, 2021 before 6:30 p.m.

**Midterm Examination – 30%**
Midterm Assignment will be available on LEARN before midnight on February 3, 2021. It must be submitted on LEARN on February 10, 2021 before 6:30 p.m.

**Assignment #2 (optional) – 10%**
Assignment #2 (optional) will be available on LEARN before midnight on March 3, 2021. It must be submitted on LEARN on March 10, 2021 before 6:30 p.m.

**Assignment #3 (optional) – 20%**
Assignment #3 (optional) will be available on LEARN before midnight on March 17, 2021. It must be submitted on LEARN on March 24, 2021 before 6:30 p.m.

**Final Examination – 30% (up to 60%)**
There is a compulsory final examination in this course. The University examination schedule is published by the Registrar during the term. Students will be advised of the final exam date when available. The exam format has yet to be determined.
Student Evaluation:
The instructors determine the content and establish the grading rules for the assignments, midterm and final examination. The teaching assistants grades all based on these guidelines with the exception of work completed by graduate students which is graded by the instructors. A summary follows:

<table>
<thead>
<tr>
<th>Course Component</th>
<th>Percentage</th>
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<tbody>
<tr>
<td>Assignment #1</td>
<td>10%</td>
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<tr>
<td>Assignment #2 (optional)</td>
<td>10%*</td>
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<tr>
<td>Assignment #3 (optional)</td>
<td>20%*</td>
</tr>
<tr>
<td>Midterm</td>
<td>30%</td>
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<tr>
<td>Final Exam</td>
<td>30% (up to 60%)</td>
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*The weighting of all evaluation components not completed will be shifted to the Final Exam.

When determining a student's final grade in the course, the instructors will examine the record of each individual student's achievement; the final grade may be adjusted to take into account the component passing requirement, extenuating and compassionate circumstances and the student's general pattern of achievement in the course.

Texts

Required Reference Texts
Available at the UofW book store and used extensively in this course:

Planning Law Courseware 2021

Required and available on Line - https://www.ontario.ca/laws
and used extensively in this course:

1. Planning Act, R.S.O. 1990, c.P.13 and associated Regulations
2. Local Planning Appeal Tribunal Act, 2017, S.O. 2017, c. 23, Sched. 1 and associated Regulations;
5. Greenbelt Act, 2005, S.O. 2005, c. 1;
6. Ontario Heritage Act, R.S.O. 1990, c. O.18

We will also refer briefly to:

2. A Place to Grow: Growth Plan for the Greater Golden Horseshoe
REGULATIONS


Students should be aware that this course contains the intellectual property of their instructor, TA, and/or the University of Waterloo. Intellectual property includes items such as:

- Lecture content, spoken and written (and any audio/video recording thereof);
- Lecture handouts, presentations, and other materials prepared for the course (e.g., PowerPoint slides);
- Questions or solution sets from various types of assessments (e.g., assignments, quizzes, tests, final exams); and
- Work protected by copyright (e.g., any work authored by the instructor or TA or used by the instructor or TA with permission of the copyright owner).

Course materials and the intellectual property contained therein, are used to enhance a student’s educational experience. However, sharing this intellectual property without the intellectual property owner’s permission is a violation of intellectual property rights. For this reason, it is necessary to ask the instructor, TA and/or the University of Waterloo for permission before uploading and sharing the intellectual property of others online (e.g., to an online repository).

Permission from an instructor, TA or the University is also necessary before sharing the intellectual property of others from completed courses with students taking the same/similar courses in subsequent terms/years. In many cases, instructors might be happy to allow distribution of certain materials. However, doing so without expressed permission is considered a violation of intellectual property rights.

Please alert the instructor if you become aware of intellectual property belonging to others (past or present) circulating, either through the student body or online. The intellectual property rights owner deserves to know (and may have already given their consent).

**Co-op interviews and class attendance:** Co-op students are encouraged to try and choose interview time slots that result in the least amount of disruption to class schedules. When this is challenging, or not possible, a student may miss a portion of a class meeting for an interview. Instructors are asked for leniency in these situations; but, a co-op interview does not relieve the student of any requirements associated with that class meeting.

When a co-op interview conflicts with an in-class evaluation mechanism (e.g., test, quiz, presentation, critique), class attendance takes precedence and the onus is on the student to reschedule the interview. CECA provides an interview conflict procedure to manage these situations.
**Academic integrity:** In order to maintain a culture of academic integrity, members of the University of Waterloo community are expected to promote honesty, trust, fairness, respect and responsibility. [Check the Office of Academic Integrity for more information.]

**Grievance:** A student who believes that a decision affecting some aspect of his/her university life has been unfair or unreasonable may have grounds for initiating a grievance. Read Policy 70, Student Petitions and Grievances, Section 4. When in doubt, please be certain to contact the department’s administrative assistant who will provide further assistance.

**Discipline:** A student is expected to know what constitutes academic integrity to avoid committing an academic offence, and to take responsibility for his/her actions. [Check the Office of Academic Integrity for more information.] A student who is unsure whether an action constitutes an offence, or who needs help in learning how to avoid offences (e.g., plagiarism, cheating) or about “rules” for group work/collaboration should seek guidance from the course instructor, academic advisor, or the undergraduate associate dean. For information on categories of offences and types of penalties, students should refer to Policy 71, Student Discipline. For typical penalties, check Guidelines for the Assessment of Penalties.

**Appeals:** A decision made or penalty imposed under Policy 70, Student Petitions and Grievances (other than a petition) or Policy 71, Student Discipline may be appealed if there is a ground. A student who believes he/she has a ground for an appeal should refer to Policy 72, Student Appeals.

**Note for students with disabilities:** AccessAbility Services, located in Needles Hall, Room 1401, collaborates with all academic departments to arrange appropriate accommodations for students with disabilities without compromising the academic integrity of the curriculum. If you require academic accommodations to lessen the impact of your disability, please register with AccessAbility Services at the beginning of each academic term.

**Turnitin.com:** Text matching software (Turnitin®) may be used to screen assignments in this course. Turnitin® is used to verify that all materials and sources in assignments are documented. Students’ submissions are stored on a U.S. server, therefore students must be given an alternative (e.g., scaffolded assignment or annotated bibliography), if they are concerned about their privacy and/or security. Students will be given due notice, in the first week of the term and/or at the time assignment details are provided, about arrangements and alternatives for the use of Turnitin in this course.

It is the responsibility of the student to notify the instructor if they, in the first week of term or at the time assignment details are provided, wish to submit the alternate assignment.

**Mental Health:** The University of Waterloo, the Faculty of Environment and our Departments/Schools consider students' well-being to be extremely important. We recognize that throughout the term students may face health challenges - physical and/or emotional. Please note that help is available. Mental health is a serious issue for everyone and can affect your ability to do your best work. Counselling Services http://www.uwaterloo.ca/counselling-services is an inclusive, non-judgmental, and confidential space for anyone to seek support. They offer confidential counselling for a variety of areas including anxiety, stress management, depression, grief, substance use, sexuality, relationship issues, and much more.

**Religious Observances:** Students need to inform the instructor at the beginning of term if special accommodation needs to be made for religious observances that are not otherwise accounted for in the scheduling of classes and assignments.

**Unclaimed assignments:** Unclaimed assignments will be retained for one month after term grades become official in quest. After that time, they will be destroyed in compliance with UW's confidential shredding procedures.
Communications with Instructor and Teaching Assistants: All communication with students must be through either the student’s University of Waterloo email account or via Learn. If a student emails the instructor or TA from a personal account they will be requested to resend the email using their personal University of Waterloo email account.

Recording lecture
Use of recording devices during lectures is only allowed with explicit permission of the instructor of the course. If allowed, video recordings may only include images of the instructor and not fellow classmates. Posting of videos or links to the video to any website, including but not limited to social media sites such as: facebook, twitter, etc., is strictly prohibited.