

**Decision of the Minister  
Under the *Niagara Escarpment Planning and Development Act*  
Respecting Amendment PN 171 07 to the Niagara Escarpment Plan**

WHEREAS pursuant to subsection 6.1(2) of the *Niagara Escarpment Planning and Development Act*, R.S.O. 1990, Chapter N.2 (the "Act"), application was made to the Niagara Escarpment Commission by the owner of Lots 44, 45, 46, 47, 48, and 49 in the Town of Niagara-on-the-Lake in the Regional Municipality of Niagara (the "subject lands") requesting that the Niagara Escarpment Plan be amended to:

- (1) change the land use designation from Mineral Resource Extraction Area to Escarpment Natural Area, Escarpment Protection Area and Escarpment Rural Area on the subject lands; and
- (2) establish site-specific permitted uses and policies with respect to the subject lands;

AND WHEREAS the requirements of subsections 10(1)(a), (b) and (c) of the Act, were carried out pertaining to notification of, and consultation with, each local municipality, county and regional municipality, the public, and an advisory committee appointed under subsection 4(1) of the Act, respecting the proposed amendment;

AND WHEREAS all objections to the proposed amendment were resolved;

AND WHEREAS pursuant to subsection 10(9) of the Act, the Niagara Escarpment Commission, after giving consideration to comments received under subsection 10(1) of the Act, submitted to me its recommendations on the proposed amendment dated February 19, 2009;

AND WHEREAS I have received and considered the recommendations of the Niagara Escarpment Commission;

THEREFORE, pursuant to subsection 10(11) of the Act, I approve the amendment of the Niagara Escarpment Plan as per Schedules A and B to this order.

Dated this 20 day of Aug 2009



**Donna Cansfield**  
Minister of Natural Resources

## **Schedule B to Niagara Escarpment Plan Amendment PG 171 07**

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### **Firstly**

Map 1 of the Niagara Escarpment Plan for the Regional Municipality of Niagara is amended by changing the lands shown on Schedule A to:

- Escarpment Natural Area
- Escarpment Protection Area
- Escarpment Rural Area

### **Secondly**

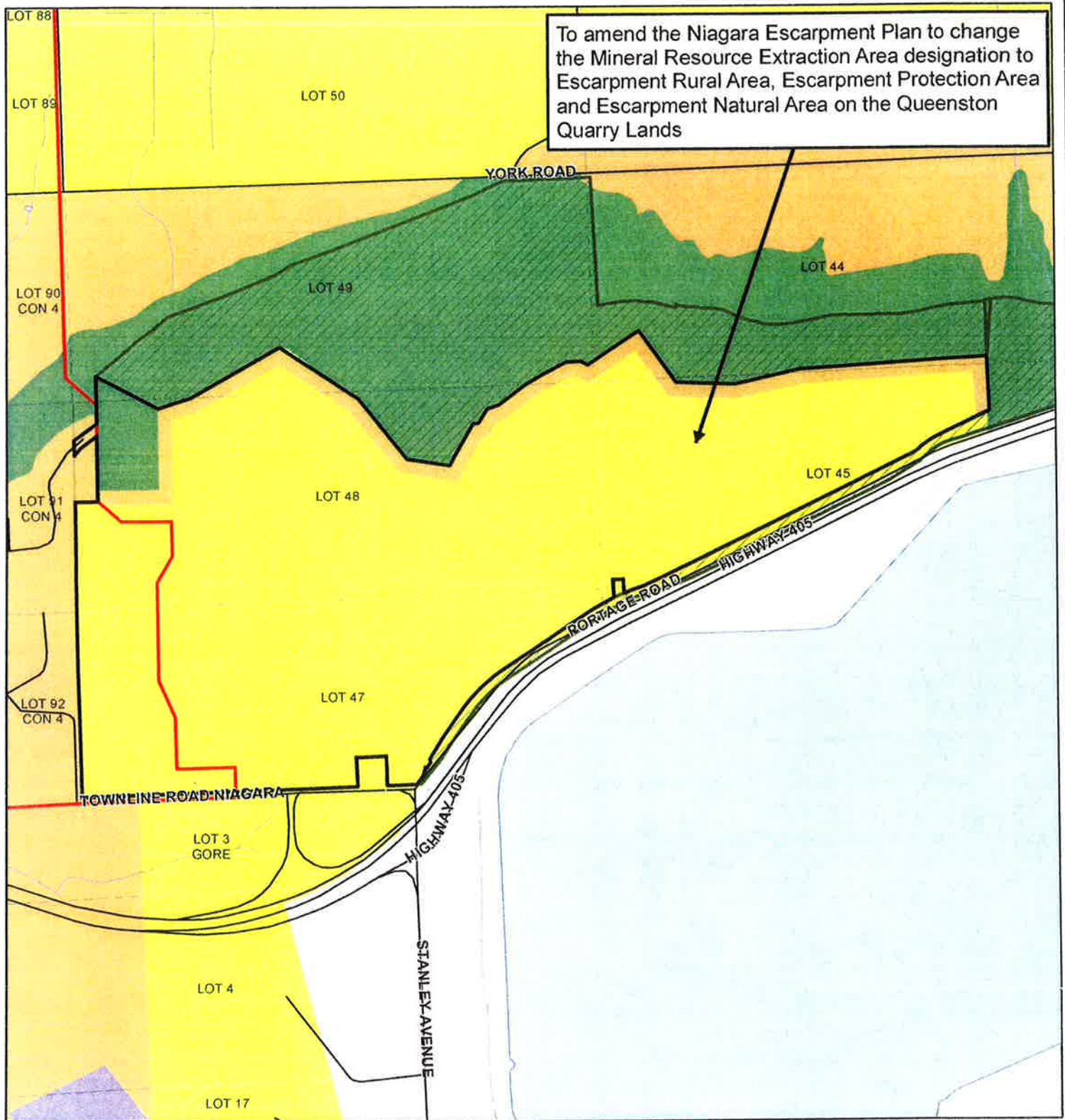
The General Development Criteria in Part 2.2 of the Niagara Escarpment Plan is amended by adding the following new Section of the end of Part 2.2 and numbering the Section accordingly:

### **Special Provision for the Queenston Quarry Lands**

The Queenston Quarry Lands consisting of Township Lots 44, 45, 46, 47, 48, and 49 located in the Town of Niagara-on-the-Lake in the Region of Niagara, as identified on Schedule A of Amendment No.171 to this Plan, are subject to the following additional provisions:

- a) The Lands will continue to be governed by the Mineral Resource Extraction Area policies of this Plan until such time as the Ministry of Natural Resources is satisfied that rehabilitation is complete and the quarry license surrendered and cancelled in accordance with the Aggregate Resources Act. In addition, the Lands may continue to be used for waste disposal including any site remediation and decommissioning required by the Ministry of the Environment. Any other development permitted by the Amendment may only proceed after authorization has been received from the Ministry of the Environment.
- b) In accordance with Part 1.1 of this Plan, the exact delineation of the Escarpment Natural Area on the Lands will be done through the application of the Designation Criterion, "where forested lands abut the Escarpment, the Designation includes the forested lands 300 metres (1000 feet) back from the brow of the Escarpment slope" using the most detailed and up-to-date information and site inspections.
- c) The portion of the Lands designated Escarpment Protection Area may be used in association with a golf course for uses incidental to the design and operation of a golf course, notwithstanding the permitted uses of the Escarpment Protection Area.

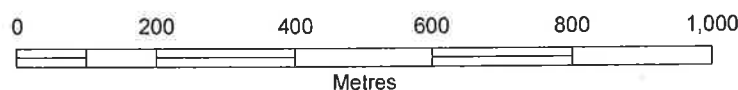
To amend the Niagara Escarpment Plan to change the Mineral Resource Extraction Area designation to Escarpment Rural Area, Escarpment Protection Area and Escarpment Natural Area on the Queenston Quarry Lands



## REVISED SCHEDULE A MAP SHOWING AMENDMENT PG 171 07



- |                            |                                  |  |
|----------------------------|----------------------------------|--|
| Amendment Boundary         | Escarpment Rural Area            | Minor Urban Centre                           |
| Escarpment Natural Area    | Mineral Resource Extraction Area | Public Land (in Parks and Open Space System) |
| Escarpment Protection Area |                                  |  |



The Niagara Escarpment Plan Designations shown on this map are approximate and subject to confirmation through site inspection and the application of the "Interpretation of Boundaries" section of the Niagara Escarpment Plan

This map is not a legal document and may contain errors or omissions

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Original: July 17, 2008  
Final Revised: February 19, 2009

SOURCE  
Base derived from the Ontario Digital Topographic Database, Scale 1:10000

Map Compiled and Produced by the  
Geographic Information Systems (GIS)  
Department of the Niagara Escarpment  
Commission, Ministry of Natural Resources