

No Appeal of Second Units

Subsections
17(24.2) and
17(36.2)

Changes remove ability to appeal second unit policies at time of an OP update

Intended Outcomes

- Removes ability to appeal second unit policies at time of an official plan update
- Provide municipalities with increased ability to facilitate second units (i.e., basement apartments)

Previously

- Municipal second unit policies included in an update of the official plan could be appealed by any party

Implementation Considerations

- Provides municipalities with control over second unit policies / standards
- Changes made to Planning Act in 2011 require municipalities to permit second units, while enabling municipalities to consider any constraints (e.g., flood-prone areas or those with inadequate servicing) in developing or reviewing second unit policies or standards
- Second unit policies should continue to be reviewed during the regular OP policy updates
- No change to non-appealability of second unit policies at all other times

