

Notice of Appeal

(Pursuant to Section 28 of the *Planning Act*)

TO: The Island Regulatory and Appeals Commission
National Bank Tower, Suite 501, 134 Kent Street
P.O. Box 577, Charlottetown PE C1A 7L1
Telephone: 902-892-3501 Toll free: 1-800-501-6268
Fax: 902-566-4076 Website: www.irac.pe.ca


NOTE:
Appeal process is a public process.

TAKE NOTICE that I/we hereby appeal the decision made by the Minister responsible for the administration of various development regulations of the *Planning Act* or the Municipal Council of Charlottetown (name of City, Town or Community) on the 14th day of June, 2021, wherein the Minister/Community Council made a decision to approve a site specific exemption to permit a six(6) storey apartment building as it applies to 199 Grafton Street (PID#342790) by amending Appendix C - Approved Site Specific Exemption as per Section 3.11 Site-specific Exemption of the Zoning and Development Bylaw to exempt 199 Grafton Street from certain provisions of Section 30.2 and 30.3 (attach a copy of the decision).

AND FURTHER TAKE NOTICE that, in accordance with the provisions of Section 28.(5) of the *Planning Act*, the grounds for this appeal are as follows: (use separate page(s) if necessary)
The City failed to follow its Planning & Development Bylaw Sections: 3.3.5, 3.3.8.e, 3.12.5.e, 3.11.d, 3.12.9, 4.10, 7.2, 7.11.3, and 30.3. The Design Review Board was presented with incorrect information. Planning Board members indicated concerns re insufficient knowledge about affordable housing yet voted on the proposal. The variances requested by the City were in error and/or incomplete, the external design review was completed out of sequence, the proposal could be detrimental to the health and safety of residents or the general public, and the City failed to follow good planning principles. Please see attached for details.

AND FURTHER TAKE NOTICE that, in accordance with the provisions of Section 28.(5) of the *Planning Act*, I/we seek the following relief: (use separate page(s) if necessary)

That the City of Charlottetown's decision on this application for a site specific exemption amendment be reversed.

Name(s) of Appellants Andrea Battison Signature(s) of Appellant(s) 
Please Print
Mailing Address 104 Prince Street City/Town Charlottetown
Province Prince Edward Island Postal Code C1A 4R4
Email Address andrea@crustipath.com Telephone 902.367.6878

Dated this 2nd day of July, 2021.
Day month Year

IMPORTANT

Under Section 28.(6) of the *Planning Act*, the Appellant must, within seven days of filing an appeal with the Commission serve a copy of the notice of appeal on the municipal council or the Minister as the case may be. In addition, the Commission requires the Appellant to provide the Notice of Appeal to any parties directly affected by the Notice of Appeal on the same date the municipal council or Minister is notified.

Service of the Notice of Appeal is the responsibility of the Appellant

Information on this Form is collected pursuant to the *Planning Act* and will be used by the Commission in processing this appeal. For additional information, contact the Commission at 902-892-3501 or by email at info@irac.pe.ca.