

Proposed Provincial Planning Statement

Cultural Heritage Track-Changes

Compiled: April 13, 2023

2.64.6 Cultural Heritage and Archaeology

2.6.11. Significant Protected heritage property, which may contain built heritage resources ~~and or significant~~ cultural heritage landscapes, shall be conserved.

2.6.22. Planning authorities shall not permit Development development and site alteration ~~shall not be permitted~~ on lands containing archaeological resources or areas of archaeological potential unless ~~significant~~the archaeological resources have been conserved.

2.6.33. Planning authorities shall not permit development and site alteration on adjacent lands to protected heritage property ~~except where the proposed development and site alteration has been evaluated and it has been demonstrated that~~unless the heritage attributes of the protected heritage property will be conserved.

2.6.44. Planning authorities ~~should consider and promote~~are encouraged to develop and implement:

- a) archaeological management plans ~~and cultural plans in for~~ conserving cultural heritage ~~and archaeological resources; and~~
- b) proactive strategies for identifying properties for evaluation under the Ontario Heritage Act.

2.6.55. Planning authorities shall engage early with Indigenous communities and ~~consider~~ ensure their interests are considered when identifying, protecting and managing ~~cultural heritage and archaeological resources,~~ built heritage resources and cultural heritage landscapes.

Definitions

Adjacent lands: means

- d) for the purposes of policy ~~2.6.34.6.3~~, those lands contiguous to a *protected heritage property* ~~or as otherwise defined in the municipal official plan.~~

Archaeological resources: includes artifacts, archaeological sites, ~~and~~ and marine archaeological sites, as defined under the *Ontario Heritage Act*. The identification and evaluation of such resources are based upon archaeological ~~fieldwork undertaken in accordance with~~ the assessments carried out by archaeologists licensed under the *Ontario Heritage Act*.

Areas of archaeological potential: means areas with the likelihood to contain *archaeological resources*. ~~Criteria to identify archaeological potential are established by the Province. The as evaluated using the processes and criteria that are established under the~~ *Ontario Heritage Act* requires archaeological potential to be confirmed by a licensed archaeologist.

Built heritage resource: means a building, structure, monument, installation or any manufactured or constructed part or remnant that contributes to a property's cultural heritage value or interest as identified by a community, including an Indigenous community. ~~Built heritage resources are located on property that may be designated under Parts IV or V of the Ontario Heritage Act, or that may be included on local, provincial, federal and/or international registers.~~

Conserved: means the identification, protection, management and use of *built heritage resources*, *cultural heritage landscapes* and *archaeological resources* in a manner that ensures their cultural heritage value or interest is retained. This may be achieved by the implementation of recommendations set out in a conservation plan, archaeological assessment, and/or heritage impact assessment that has been approved, accepted or adopted by the relevant planning authority and/or decision-maker. Mitigative measures and/or alternative development approaches ~~can~~ should be included in these plans and assessments.

Cultural heritage landscape: means a defined geographical area that may have been modified by human activity and is identified as having cultural heritage value or interest by a community, including an Indigenous community. The area may include features such as buildings, structures, spaces, views, archaeological sites or natural elements that are valued together for their interrelationship, meaning or association. ~~Cultural heritage landscapes may be properties that have been determined to have cultural heritage value or interest under the Ontario Heritage Act, or have been included on federal and/or international registers, and/or protected through official plan, zoning by law, or other land use planning mechanisms.~~

Development: means the creation of a new lot, a change in land use, or the construction of buildings and structures requiring approval under the *Planning Act*, but does not include:

- a) activities that create or maintain *infrastructure* authorized under an environmental assessment process; or
- b) works subject to the *Drainage Act*; ~~or,~~
- c) ~~for the purposes of policy 2.1.4(a), underground or surface mining of minerals or advanced exploration on mining lands in significant areas of mineral potential in Ecoregion 5E, where advanced exploration has the same meaning as under the Mining Act. Instead, those matters shall be subject to policy 2.1.5(a).~~

Heritage attributes: means as defined under the Ontario Heritage Act, the principal features or elements in relation to real property, and to the buildings and structures on the real property, the attributes of the property, buildings and structures that contribute to a protected heritage property's ~~their~~ cultural heritage value or interest, ~~and may include the property's built, constructed, or manufactured elements, as well as natural landforms, vegetation, water~~

~~features, and its visual setting (e.g. significant views or vistas to or from a protected heritage property).~~

Protected heritage property: means

- ~~property designated under Parts IV, V or VI of the *Ontario Heritage Act*;~~
- ~~property included in an area designated as a heritage conservation district under Part V of the *Ontario Heritage Act*;~~
- ~~property subject to a heritage conservation easement or covenant under Parts II or IV of the *Ontario Heritage Act*;~~
- ~~property identified by the Province a provincial ministry and or a prescribed public bodies body as provincial heritagea having cultural heritage value or interest under Part III.1 of the *Ontario Heritage Act* and the heritage standards and guidelinesproperty under the Standards and Guidelines for Conservation of Provincial Heritage Properties;~~
- ~~property with known archaeological resources in accordance with Part VI of the *Ontario Heritage Act*;~~
- ~~property protected under federal heritage legislation, and~~
- UNESCO World Heritage Sites.

Significant: means

- e) ~~in regard to cultural heritage and archaeology, resources that have been determined to have cultural heritage value or interest. Processes and criteria for determining cultural heritage value or interest are established by the Province under the authority of the *Ontario Heritage Act*.~~

Site alteration: means activities, such as grading, excavation and the placement of fill that would change the landform and natural vegetative characteristics of a site. ~~For the purposes of policy 2.1.4(a), site alteration does not include underground or surface mining of minerals or advanced exploration on mining lands in significant areas of mineral potential in Ecoregion 5E, where advanced exploration has the same meaning as in the *Mining Act*. Instead, those matters shall be subject to policy 2.1.5(a).~~