



## **GOVERNMENT MOTION NO. 5/07-08**

### **AMENDMENT TO THE DEVELOPMENT PLAN 1997**

#### **Proposed Rezoning – Consolidated Water Company Ltd.**

**WHEREAS** in 2006, the Central Planning Authority (CPA) received an application for the rezoning of Registration Section, West Bay Beach North, Block 11D Parcels 8, 40, and 42 from Low Density Residential to Neighbourhood Commercial;

**AND WHEREAS** the CPA originally considered the application on October 25, 2006 (CPA/33/06, Item 4.2) and resolved that the rezone application be put out for public comment;

**AND WHEREAS** the proposed amendments were advertised in the *Caymanian Compass* on November 8, 10, 13 and 16, 2006, in accordance with Section 11(2) of the Development and Planning Law (2005 Revision) and the application was placed on display in the Planning Department. During the comment period 27 letters of objections were received;

**AND WHEREAS** on January 24, 2007, the CPA again considered the application in light of the public review process (CPA/02/04, Item 4.1) and it was resolved to forward the proposed amendments to the Ministry with the recommendation that the proposed amendments be forwarded to the Planning Appeals Tribunal (Development Plan) for their recommendation;

**AND WHEREAS** the Planning Appeals Tribunal (Development Plan) held an inquiry into the application on 11 May 2007, and subsequently recommended to the CPA that the requested rezoning be approved;

**AND WHEREAS** on July 11, 2007, the CPA again considered the application in light of the Tribunal's recommendation and it was resolved to forward the proposed amendments to the

Ministry with the recommendation that the proposed amendments be forwarded to the Legislative Assembly for approval;

**AND WHEREAS** on 31 July 2007, Cabinet approved the rezoning application and further that the matter be referred on to the Legislative Assembly;

**BE IT NOW THEREFORE RESOLVED THAT** in accordance with Section 10 (2) (b) of the Development and Planning Law (2005 Revision), the Central Planning Authority hereby recommends and submits to the Legislative Assembly the following proposal for alteration to the Development Plan 1997, a summary and map are attached hereto;

**AND BE IT FURTHER RESOLVED** that, Registration Section, West Bay Beach North, Block 11D Parcels 8, 40, and 42 be rezoned from Low Density Residential to Neighbourhood Commercial.

MOVED BY: Honourable D. Kurt Tibbetts, JP  
Minister for District Administration, Planning, Agriculture & Housing

Received in the Office of the Clerk this 24<sup>th</sup> day of August, 2007.

Passed by the Legislative Assembly this 3<sup>rd</sup> day of September, 2007.

Clerk of the Legislative Assembly.

## **SUMMARY OF REZONING APPLICATION**

### **Low Density Residential to Neighbourhood Commercial - Block 11D Parcels 8, 40, and 42**

In 2006, the Central Planning Authority received an application for the rezoning of Registration Section, West Bay Beach North, Block 11D Parcels 8, 40, and 42 from Low Density Residential to Neighbourhood Commercial.

The CPA originally considered the application on October 25, 2006 (CPA/33/06, Item 4.2) and “resolved that the rezone application be put out for public comment.”

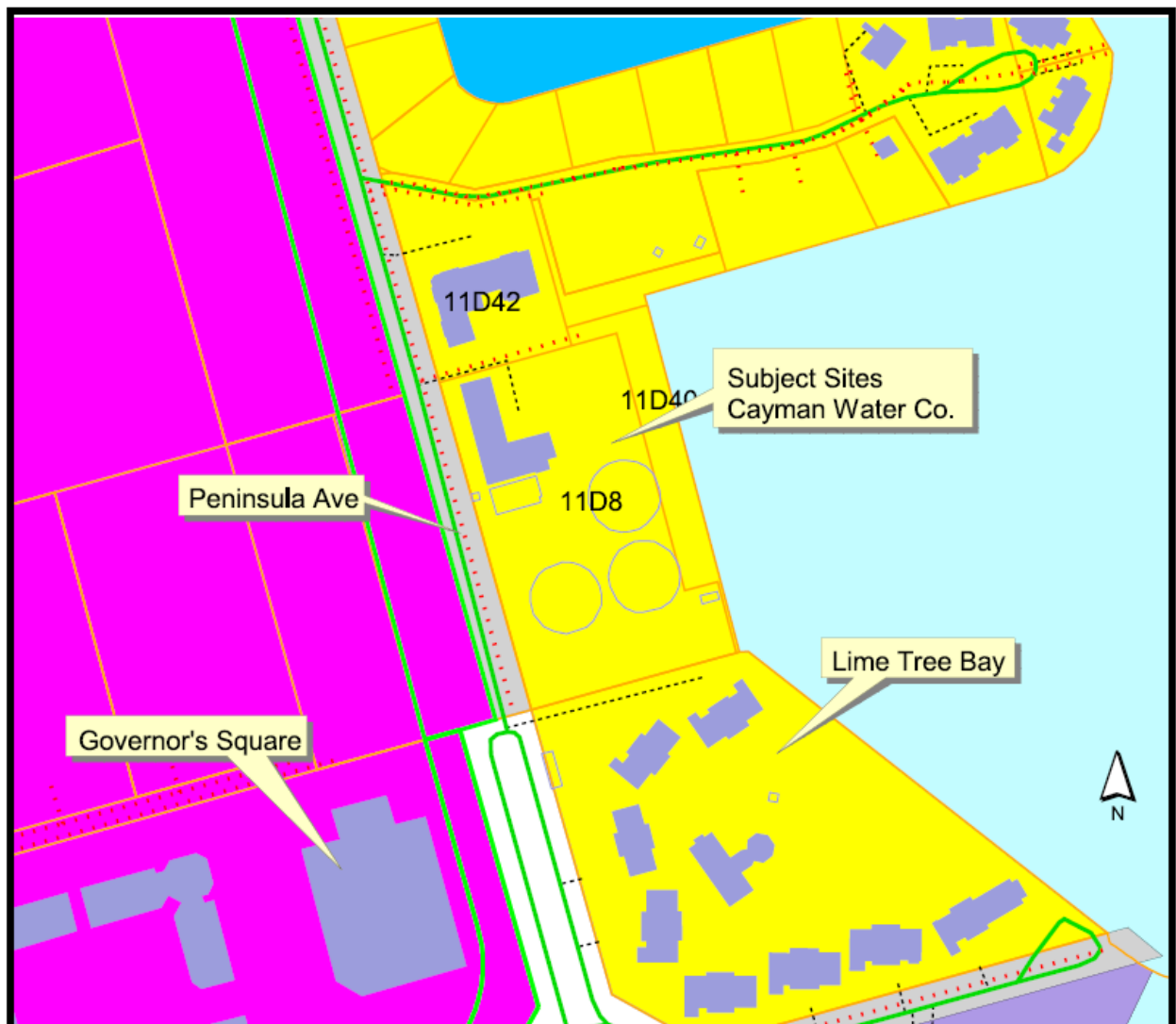
In accordance with Section 11(2) of the Development and Planning Law (2005 Revision), advertising of the proposed amendments occurred in the November 8, 10, 13, and 16, 2006 issues of the *Caymanian Compass*. In addition the application was placed on display in the Planning Department. During the comment period twenty-seven (27) letters of objections were received.

On January 24, 2007, the CPA again considered the application in light of the public review process (CPA/02/07, Item 4.1). It was resolved to forward the rezone application to the Ministry of DPAH for transmission to the Planning Appeals Tribunal (Development Plan) for their recommendation.

The Planning Appeals Tribunal (Development Plan) held an inquiry into the application on 11 May 2007, and subsequently recommended to the CPA that the requested rezoning be approved.

On July 11, 2007, the CPA again considered the application in light of the Tribunal’s recommendation. It was resolved to forward the rezone application to the Ministry of DPAH for transmission to the Legislative Assembly for approval.

On July 31 2007, Cabinet approved the rezoning application and further that the matter be referred on to the Legislative Assembly.



**Proposed Rezone (Consolidated Water Co.): Low Density Residential to Neighbourhood Commercial – Block 11D Parcels 8, 40, and 42**