

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

BY-LAW NO. 2016-19

**Being a By-Law prescribing a tariff of fees
for the processing of applications made in
respect of planning matters.**

WHEREAS Section 69(1) of the Planning Act, R.S.O. 1990 as amended, provides that the Council of a Municipality may by by-law establish a tariff of fees for the processing of applications made in respect of planning matters, which tariff shall be designed to meet only the anticipated cost of the municipality and of the committee of adjustment constituted by the Council of the Municipality in respect of the processing of each type of application provided for in the tariff;

AND WHEREAS the Council of the Corporation of the Township of Bonfield deems it necessary to adopt a new by-law respecting planning fees;

NOW THEREFORE the Council of the Corporation of the Township of Bonfield hereby enacts as follows:

1. A fee shall be charged to the proponent of any application made in respect of Planning matters as prescribed below, and the said fee shall be paid to the Corporation before a review of the application is undertaken by Council or the Committee so designated by Council.
2. Despite a tariff of fees established under Section 69, subsection (1) of the Planning Act, the Council of a Municipality, in processing an application may reduce the amount of or waive the requirement for the payment of a fee in respect of the application where the Council is satisfied that it would be unreasonable to require payment in accordance with the tariff.
3. Any person who is required to pay a fee for the processing of an application in respect of a planning matter may pay the amount of the fee under protest and thereafter appeal to the Municipal Board against the levying of the fee or the amount of the fee by giving written notice of appeal to the Municipal Board within 30 days of payment of the fee.
4. The Municipal Board shall hear an appeal made under Section 69, subsection (3) of the Planning Act, and shall dismiss the appeal or direct that a refund payment be made to the appellant in such Amount as the Board determines.
5. Fees as prescribed herein shall be paid on the following types of applications:
 - a) Amendment to the Official Plan \$ 900.00 plus costs
 - b) Amendment to a Zoning By-Law \$ 600.00 plus costs
 - c) Amendment to the Official Plan accompanied by an amendment to a Zoning By-Law \$ 1,400.00 plus costs
 - d) Subdivision Approval \$ 1,000.00 plus fee of \$50.00 per lot/block created.
 - e) Condominium Approval: \$ 1,000.00 plus \$50.00 per each unit created.
 - f) Application for Consent/Severance \$ 600.00 for the first lot or lot addition or easement on an application and \$300.00 for each additional lot or lot addition or easement on the same application.

- g) Application for a Minor Variance submitted for review and circulation \$ 400.00
6. The fees established in section 5 of this By-Law do not include any disbursements incurred by the Township of Bonfield, on behalf of the applicant and/or the Township of Bonfield, for the processing of the application and must therefore be refunded to the Township of Bonfield upon completion of processing the application. A deposit of up to \$3,000.00 for such disbursements may be required prior to the completion of the processing of any application.
7. The Director of Planning and Development upon receipt of an application and payment thereof under subsections 5 (a), (b), (c), (d) and (e) of this By-Law, shall present a copy to Council for its recommendation of approval or *non-approval*.
8. The Director of Planning and Development upon receipt of an application and payment thereof under subsections 5 (f) of this ByLaw, shall present a copy to the Planning Advisory Committee for recommendation to council for approval or *non-approval*.
9. The Director of Planning and Development upon receipt of an application and payment thereof under subsection 5 (g) of this By-Law, shall present a copy to the Committee of Adjustment for its approval or *non-approval*.
10. Upon a decision being made, the Clerk or Director of Planning and Development, as the case may be, shall notify the applicant and/or persons and public bodies as the *Planning Act* prescribes, of the decision.
11. This By-law shall come into full force and effect upon the final passing thereof.
12. That By-Law 2011-30 is hereby repealed.

READ A FIRST AND SECOND TIME THIS 26th DAY OF APRIL, 2016.

READ A THIRD TIME & FINALLY PASSED THIS 24th DAY MAY, 2016.

MAYOR

CLERK