

THE CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW NO. 85-11

A By-law to establish a tariff of fees for the processing of applications made in respect to planning matters.

WHEREAS Section 68 of the Planning Act, 1983, provides that the Council of a municipality may, by By-law, prescribe a tariff of fees for the processing of applications made in respect to planning matters.

AND WHEREAS the Council of the Corporation of the Township of Westmeath deems it advisable to enact such a By-law;

NOW THEREFORE the Council of the Corporation of the Township of Westmeath enacts as follows:

1. The deposit for an application to amend the Official Plan shall be \$300.00.  
The deposit for an application to amend the Zoning By-law shall be \$300.00.  
The deposit for an application for Subdivision, Site Plan or Condominium approval shall be \$400.00.

2. A charge against the deposit for the various applications shall be as follows:

(i) For applications pursuant to Section 21 of the Planning Act (Official Plan amendment):

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| (a) Review of application, report to Council          | \$ 50.00 |
| (b) Circulation of notice                             | \$100.00 |
| (c) Preparation of draft amendment and public meeting | \$100.00 |
| (d) Adoption, notification and submission             | \$ 50.00 |

(ii) For applications pursuant to Section 34 of the Planning Act (Zoning By-law amendment):

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|---|----------|
| (a) Review of application, report to Council          | \$ 50.00 |
| (b) Circulation of notice                             | \$100.00 |
| (c) Preparation of draft amendment and public meeting | \$100.00 |
| (d) Circulation of By-law                             | \$ 50.00 |

(iii) For applications pursuant to Section 50 of the Planning Act (Subdivision), Section 40 of the Planning Act (Site Plan) and/or pursuant to the Condominium Act (Condominium):

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| (a) Review of application, report to Council | \$400.00 |
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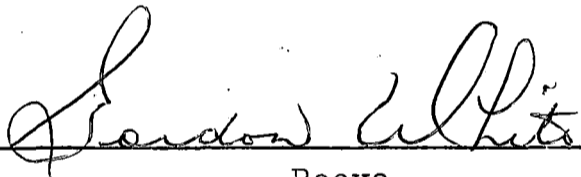
(iv) Disbursements:

For the above-noted applications, disbursements such as photocopying, registration, advertising, stamps, etc. shall be extra and will be charged at cost. Disbursements will be deducted from the deposit fee as long as there is a balance remaining. If the deposit fee is fully expended, the applicant will pay the additional disbursement costs.

3. The Municipality reserves the right to reallocate the charges against the deposit on any application.
4. Upon completion of the processing of the application or if the Council turns down an application at any point prior to completion, a refund of the balance of the deposit remaining shall be made.


5. Notwithstanding the tariff of fees prescribed herein, the Council may, by resolution, 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.
6. The fees prescribed herein do not include extra public meetings, the processing of objections or any functions relating to an Ontario Municipal Board hearing. Prior to undertaking any of these matters, the applicant shall enter into an agreement with the Municipality wherein the applicant agrees to reimburse the Municipality in accordance with the fees established at that time. The Municipality will only require an agreement for costs relating to an Ontario Municipal Board hearing when the Municipality is a proponent of the application.
7. If any section, clause or provision of this By-law is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-law as a whole or any part thereof, other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all the remaining sections, clauses or provisions of this By-law shall remain in full force and effect until repealed.
8. This By-law shall come into force and take effect on the date of its passing.


READ a first and second time this 5th day of June, 1985.

  
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Reeve

  
\_\_\_\_\_  
Clerk

READ a third time and finally passed this 5th day of June, 1985.

  
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Reeve

  
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Clerk