

**THE CORPORATION OF THE
MUNICIPALITY OF TEMAGAMI**

BY-LAW NO. 06-684

Being a by-law to establish the Tariff of Fee Schedule for Planning related matters and to repeal Schedule "E"
of By-law No. 06-664 and By-law No. 02-533

WHEREAS under Section 69 of the Planning Act, Ch. P13, R.S.O. 1990 states that Council of a municipality may by By-law prescribe a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS Section 42 (1) states, As a condition of development or redevelopment of land, the Council of a local municipality may, by by-law applicable to the whole municipality or to any defined area or areas thereof, require that land in an amount not exceeding, in the case of land proposed for development or redevelopment for commercial or industrial purposes, 2 per cent and in all other cases 5 per cent of the land be conveyed to the municipality for park or other public recreational purposes;

AND WHEREAS Section 51.1 (1) states, The approval authority may impose as a condition to the approval of a plan of subdivision that land in an amount not exceeding, in the case of a subdivision proposed for commercial or industrial purposes, 2 per cent and in all other cases 5 per cent of the of the land included in the plan shall be conveyed to the local municipality for park or other public recreational purposes;

AND WHEREAS Section 51.1 (3) states, If the approval authority has imposed a condition under subsection (1) requiring land to be conveyed to the municipality, the municipality may, in lieu of accepting the conveyance, require the payment of money by the owner of the land to the value of the land otherwise required to be conveyed.

AND WHEREAS Section 53.(13) states, If, on the giving of a provisional consent, land is required to be conveyed to a municipality for park or other public recreational purposes and the council of the municipality requires the payment of money to the value of the land in lieu of the conveyance, for the purpose of determining the amount of the payment, the value of the land shall be determined as of the day before the day the provisional consent was given. 1994, c. 23, s. 32.;

AND WHEREAS the Municipality of Temagami Official Plan Section 9.13 states, Cash-in-lieu of parkland is authorised under Section 42 of the Planning Act for park or public recreational uses. Cash-in-lieu may be required for residential severances or residential subdivisions at a rate of 5% or for commercial or industrial severances at the rate of 2% of the value of land as set out in Sections 42, 51 and 53 of the Planning Act. Such monies may be placed in a special account and spent only for the acquisition of land to be used for park or other recreational purposes, including the erection or repair of buildings and the acquisition of machinery for park or other recreational purposes.

**NOW THEREFORE THE COUNCIL OF THE CORPORATION MUNICIPALITY OF TEMAGAMI
HEREBY ENACTS AS FOLLOWS:**

1. THAT this by-law applies to all lands within the Municipality.
1. THAT The Planning Application Fees for the Municipality of Temagami shall be as specified on Schedule "A" attached to this By-law;
2. THAT Cash-in-lieu of Parkland shall be as per the Planning Act R.S.O. 1990, c. P. 13;


3. THAT Schedule "A" attached hereto shall form part of this By-law;
4. THAT Schedule "E" to By-law No. 06-664 is hereby repealed;
5. THAT By-law No. 02-533 is hereby repealed;
6. THAT this By-law shall come into full force and effect upon final passing thereof

READ a First time on this 26th day of October, 2006.

READ a Second time this 9th day of November, 2006.

READ a third time and finally passed this 23rd day of November, 2006.


Mayor


CAO/Clerk

Schedule "A" to By-law No. 06-684

Being a By-law to establish application fees under the Planning Act

PLANNING ACT TARIFF OF FEES SCHEDULE	
Type of Application	Fee
Consent: Lot Addition (No newspaper publication)	600
Consent: Right of Way (No newspaper publication)	600
Consent: Severance	1200
Consent: Re-circulations	150
Consent: Stamping of Deeds	150
Consent: Agreement as a Condition to Severance	200
Zoning By-law Amendment	1200
Minor Variance (No newspaper publication)	600
Minor Variance: Re-circulations (amended or deferred applications)	150
Consent and Minor Variance Agreement	200
Major Site Plan Application Agreement or Amendment (Registered)	800 plus expenses.
Minor Site Plan Application Agreement or Amendment (Registered)	200 plus expenses.
Site Plan Application Agreement Amendment (not Registered)	100
Road Allowance - Shore Road	1200

Deeming By-law (Subdivision) (no public notice req'd)	400
Part Lot Control By-law	400
Validation By-law	400
Official Plan Amendment	1500 + expenses
Plan of Subdivision/Condominium	2000 plus \$100/lot + expenses
Subdivision, Condominium, Development Agreement	500 + expenses
Subdivision, Condominium, Development Agreement (Amendment)	250 + expenses
Draft Plan Approval Extension	50
Clearance of Conditions per phase	150
Additional Staff Time - Planning Assistant	30
Additional Staff Time - Planning Co-ordinator	60
Official Plan/Zoning Compliance Report	70
Official Plan (without maps)	100
Zoning By-law Text (without maps)	100
Official Plan Text/Zoning Bylaw Text on Disk	25
Maps sold individually	25

Proponents may be required at their own expense, to hire professional consultants with the appropriate expertise to deal with any issues that may arise out of a development application. These studies, if they are completed by the applicant, may be subject to peer review by a second consultant hired by the Municipality at the applicant's expense or, alternatively, only one study could be completed by a consultant directed by the Municipality at the applicant's expense.