



TOWNSHIP OF

**GREATER  
MADAWASKA**

19 Parnell Street  
P.O. Box 180  
Calabogie, ON K0J 1H0  
Phone: 613-752-2222  
Fax: 613-752-2617  
[www.greatermadawaska.com](http://www.greatermadawaska.com)

## APPLICATION FOR DEEMING BY-LAW

Information to be provided under Section 50(4) of the *Planning Act*

FOR OFFICE USE ONLY	
Date Received:	
Date Deemed Complete:	
Assessment Roll Number:	
Application Number:	
Related applications (if any):	

### 1. CONTACT INFORMATION

#### 1.1 Owner:

Name:	
Address with Postal Code:	
Phone Number:	
Email Address:	

#### 1.2 Agent or Applicant (if applicable):

Name:	
Address with Postal Code:	
Phone Number:	
Email Address:	

**Note:** if the applicant is not the property Owner, the Owner must appoint the applicant as his/her agent (see Section 7.1).

#### 1.3 Solicitor:

Name:	
Address with Postal Code:	
Phone Number:	
Email Address:	

### 2. INFORMATION ABOUT SUBJECT LANDS

Civic Address:	
----------------	--

Assessment Roll Number:			
Lot:		Concession:	
Geographic Township:			
Lot / Block Number(s):			
Registered Plan Number:			
Reference Plan Number:			
Part No(s):			
Existing Use:			
Proposed Use:			

### 3. OFFICIAL PLAN

Current Official Plan designation:	
Does the proposed land use comply with the current Official Plan requirements for the subject property?	
If NO, has an application for an Official Plan Amendment been filed? Please provide the relevant application number and status.	

### 4. ZONING

Current Zoning By-law designation:	
Does the proposed land use comply with the current Zoning requirements for the subject property?	
If NO, has an application for a Zoning By-law Amendment been filed? Please provide the relevant application number and status.	

**Note:** please contact Township staff or visit the Township's website to obtain Official Plan and Zoning information if required.

### 5. DETAILS OF APPLICATION

#### 5.1 Legal Description of Lands to be Deemed

--

## 5.2 Why is an application to deem the lands being sought?

## 6. Is the subject property currently the subject of any other application, such as a plan of subdivision or severance?

Yes                      No

If YES, please provide details of other applications (e.g. Severance, zoning amendment, minor variance, official plan amendment, and relevant file numbers(s))

## 7. AUTHORIZATIONS

### 7.1 AUTHORIZATION FOR AGENT OR APPLICANT (*if applicable*)

I/we, \_\_\_\_\_ being the registered owner(s) of the subject lands, hereby authorize \_\_\_\_\_ to prepare and submit this application for a Deeming By-law on my/our behalf, and for the purpose of the *Municipal Freedom of Information and Protection of Privacy Act*, to provide any of my personal information that will be included in this application or collected during the processing of this application to the Township of Greater Madawaska.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Signature(s) of Owner(s)

\_\_\_\_\_  
Date

### 7.2 CONSENT OF OWNER(S)

I/we consent to the use by or the disclosure to any person or public body any personal information that is collected under the authority of the *Planning Act* for the purposes of processing this application. I/we also agree to allow the Township of Greater Madawaska, its employees and agents to enter upon the

subject property for the purposes of conducting surveys, inspections and tests that may be necessary for the processing of this application.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Signature(s) of Owner(s)

\_\_\_\_\_  
Date

### **7.3 PAYMENT OF FEES**

I/we, as part of this application, hereby agree to pay for and bear the entire cost and expense for any external consulting fees and expenses (eg. Legal, engineering, etc) incurred by the Township of Greater Madawaska as required during the processing of this application, in addition to all applicable application fees as set out by the Township. I/we further acknowledge and agree that, in the event of an appeal to the Ontario Land Tribunal (OLT), I/we will be responsible to reimburse the Township for any municipal costs and disbursements for legal counsel and/or external consultants, for preparation and attendance at an OLT hearing, where the Township is requested to defend the decision of Council. I/we acknowledge and agree to pay the Township a cash security deposit upon notice of an appeal of the application to the OLT by a third party.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Signature(s) of Owner(s)

\_\_\_\_\_  
Date

### **8. AFFIDAVIT**

The following section must be completed by the Owner(s) or authorized agent/applicant in front of a Commissioner of Oaths prior to the submission of the application package, or at the Township office:

I, \_\_\_\_\_, of the

\_\_\_\_\_

In the \_\_\_\_\_, do solemnly declare that all of the above statements contained in this application are true, and further I make this solemn declaration conscientiously, believing it to be true and knowing that this is the same force and effect as if it were made under oath.

Declared before me at the \_\_\_\_\_ this \_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Owner/agent signature

\_\_\_\_\_  
A Commissioner of Oaths

## **APPENDIX 1: SUBMISSION REQUIREMENTS**

All Deeming By-law applications must be accompanied by the following:

1. Copy of the Registered Plan of Subdivision
2. A Reference Plan or legal description of the lands to be deemed
3. The required application fee and deposit as prescribed in the Township's Fees and Charges By-law.

## APPENDIX 2: DEEMING BY-LAW GUIDELINES

### Pre-consultation:

While pre-consultation with Township staff is not mandatory, it is strongly encouraged prior to submitting an application in order to clarify any submission requirements and discuss any potential issues that may arise. Please contact the Planning Department to arrange for a pre-consultation meeting at 613-752-2222 or at [development@greatermadawaska.com](mailto:development@greatermadawaska.com).

### Deeming By-law Approval

Once the completed application form, associated fees and required surveys and plans are submitted to the Township, staff prepare and bring a report to Council and then Council passes a By-law to deem the relevant lot(s) or block(s) to not be lot(s) or block(s) on a registered plan of subdivision.

### Fees

The Township will require payment of an application fee as well as a deposit, as set out in the Township's Fees and Charges By-law. The deposit will be used for such things as peer review fees by independent professional consultants such as engineers, environmental consultants, hydrogeologists, etc., as required for the processing and approval of the application.

In addition, the deposit will be used for legal fees associated with the processing of this application and the preparation and registration of agreements, including a title search if required.

**NOTE: One of the purposes of the *Planning Act* is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the local Municipality to such persons as the local Municipality sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.**