



TO:	CHAIR AND MEMBERS PLANNING AND ENVIRONMENT COMMITTEE MEETING ON APRIL 8, 2014
FROM:	CATHY SAUNDERS CITY CLERK
SUBJECT	AMENDMENTS TO FEES AND CHARGES BY-LAW A-47 PLANNING FEES – EXTENSION OF A DRAFT PLAN OF SUBDIVISION

RECOMMENDATION

That, on the recommendation of the City Clerk, on the advice of the Managing Director, Development & Compliance Services and Chief Building Official, the attached proposed by-law (Appendix “A”) BE INTRODUCED at the Municipal Council meeting on April 15, 2014 to amend By-law No. A-47 entitled “A by-law to provide for Various Fees and Charges” in order to amend the fees related to applications for an extension of a draft plan of subdivision approval, by deleting the fee of \$3000.00.

PREVIOUS REPORTS PERTINENT TO THIS MATTER

Item #4 – Strategic Priorities and Policy Committee – December 15, 2013 – City of London Fees and Charges By-law

BACKGROUND

Section 391(1) of the *Municipal Act, 2001*, S.O. 2001, c.25, authorizes a municipality to impose fees and charges on persons,

- (a) for services or activities provided or done by or on behalf of it;
- (b) for costs payable by it for services or activities provided or done by or on behalf of any other municipally or any local board; and
- (c) for the use of its property, including property under its control.

At the December 17, 2013 meeting of Municipal Council, By-law A-47 entitled “A by-law to provide for Various Fees and Charges’ was enacted to update, add and increase certain fees and charges for services or activities provided by the City of London. Included in this by-law are fees related to applications for extension to a draft plan of subdivision approval, in the amount of “\$1000.00/\$3000.00”.

It is proposed that the fee be amended by deleting the \$3000.00 fee. As a result, the application fee will be \$1000.00.

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The attached proposed by-law (Appendix "A"), implements the fees and charges change as noted above.

RECOMMENDED BY:
CATHY SAUNDERS CITY CLERK

Appendix "A"



APPENDIX “A”

Bill No.
2014

By-law No. A-

A by-law to amend By-law A-47, being “A by-law to provide for Various Fees and Charges” as it relates to application fees for the extension of draft plan of subdivision approval.

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 10(1) of the *Municipal Act, 2001* provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS section 10(2) of the *Municipal Act, 2001* provides that a municipality may pass by-laws respecting: in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1);

AND WHEREAS section 391(1) of the *Municipal Act, 2001* provides that a municipality may impose fees or charges on persons:

- (a) for services and activities provided or done by or on behalf of it;
- (b) for costs payable by it for services and activities provided or done by or on behalf of any other municipality or any local board; and
- (c) for the use of its property including property under its control;

AND WHEREAS section 69 of the Planning Act, R.S.O. 1990, c.P.13, as amended, provides that council of a municipality may by by-law, establish a tariff of fees for the processing of application made in respect of planning matters;

AND WHEREAS it is deemed expedient to pass this by-law;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. By-law A-47 entitled “A By-law to provide for Various Fees and Charges” be amended in “Schedule 1 Development & Compliance Services” by amending the fee related to Draft Approval Extension by deleting the fee of “\$3000.00”.
2. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on April 15, 2014.

Joe Fontana
Mayor

Catharine Saunders
City Clerk

First Reading – April 15, 2014
Second Reading – April 15, 2014
Third Reading – April 15, 2014