

VILLAGE OF CHASE

BYLAW NO. 484

A BYLAW to set our procedures and application fees to amend an Official Community Plan, a Zoning Bylaw or to issue a Permit under Part 29 of the MUNICIPAL ACT.

WHEREAS the Council has adopted an Official Community Plan and a Zoning Bylaw;

AND WHEREAS Council has designated areas where Temporary Commercial and Industrial Permits and Development Permits may be issued;

AND WHEREAS Council shall, under Section 954(1) of the Municipal Act, by bylaw establish procedures to amend a plan, bylaw or issue a permit;

AND WHEREAS Council may, under Section 988(1) of the Municipal Act, by bylaw impose application fees to initiate changes to provisions of a plan or bylaw or issue a permit.

NOW THEREFORE the Council of the Village of Chase, in open meeting assembled, hereby enacts as follows:

1. TITLE

This bylaw may be cited for all purposes as the Village of Chase Development Procedures and Application Fees Bylaw No. 484, 1993

2. SCOPE

This bylaw shall apply to the following:

- a. Amendment to:
 - i) an Official Community Plan;
 - ii) a Zoning Bylaw.
- b. Issuance of:
 - i) a development variance permit;
 - ii) a temporary commercial and industrial permit;
 - iii) a development permit.

3. APPLICATION

An application for an amendment of a bylaw or a permit shall be made by the owner of the land, or by a person authorized by the owner.

4. APPLICATION FEES

The application fee for an amendment of a bylaw or a permit is set out in Table 1 below in which Column I sets out the type of amendment or permit, Column II set out the application fee, and Column III sets out the refund amount which may be given to the applicant provided a request is made in writing to the Village and the application is denied by Council or withdrawn by the applicant prior to advertising and/or notification requirements.

TABLE 1
APPLICATION FEES

COLUMN I TYPE OF AMENDMENT OR PERMIT	COLUMN II APPLICATION	COLUMN III REFUND AMOUNT
Amendment to Official Community Plan	\$250	\$150
Amendment to Zoning Bylaw	\$250	\$150
Amendment to Official Community Plan and Zoning Bylaw (Concurrent)	\$350	\$200
Issuance of Development Variance Permit	\$250	\$150
Issuance of Temporary Commercial and Industrial Permit	\$250	\$150
Development Permit	\$250	\$0

1. Application fee shown does not include applicable taxes.

5. PROCESS

Every application shall be processed by the Clerk of the Village who shall present a report to Village Council for consideration. The report shall:

- a. Contain a copy of the application.
- b. Contain a copy of the proposed amendment bylaw and place the bylaw before Council for first reading; or contain a copy of the proposed permit and place the permit before Council for a Council resolution;
- c. Specify whether or not the approval of the Minister of Transportation and Highways under Section 57(2) of the Highway Act or Section 979(1) of the Municipal Act is required;
- d. State the amount of fee collected;
- e. State the proposed security to be posed by the permittee if any;
- f. Provide additional relevant information.

6. BYLAW APPROVAL OR REFUSAL

Upon receipt of a report under Section 5 above respecting an application to amend a bylaw, the Council may:

- a. Give the Bylaw first reading and follow Council's procedures toward adoption of the amendment bylaw;
- b. Request additional information or minor adjustments to the bylaw;
- c. Deny the application for bylaw amendment and refuse to give the bylaw first reading.

7. PERMIT APPROVAL OR REFUSAL

Upon receipt of a report under Section 5 above respecting an application for a permit, the Council may:

- a. Pass a resolution allowing the issuance of the permit;
- b. Pass a resolution allowing the issuance of the permit as amended by Council;
- c. Request additional information or minor adjustments to the permit;
- d. Refuse the issuance of the permit.

8. NOTIFICATION

- a. For an amendment to the Official Community Plan or the Zoning Bylaw, notice shall be given in accordance with Section 957 and Section 958 of the Municipal Act
- b. Where Council proposes to pass a resolution to issue a Development Variance Permit, it shall give notice in accordance with subsection (14) of Section 980 of the Municipal Act.
- c. Where Council proposes to pass a resolution to issue a Temporary Commercial and Industrial Permit, it shall give notice in accordance with subsections (4) and (5) of Section 975 of the Municipal Act.
- d. The distance for sending notice under Section 957(3)(a)(iv) and Section 958(3)(a)(iv) of the Municipal Act shall be 50 metres.

9. PROCEDURE AFTER A PUBLIC HEARING

After a Public Hearing under Section 956 of the Municipal Act, Council has the authority conferred by and shall follow the procedure prescribed by Section 959 of the Municipal Act.

10. REFUSAL

Where an application under this bylaw has been refused by Council, the Village's staff shall notify the applicant within 15 days immediately following the date of refusal.

11. RE-APPLICATION

Subject to Section 954(3) of the Municipal Act, re-application for an amendment or permit that has been refused by Council shall not be considered within a six month period immediately following the date of refusal. In accordance with the Municipal Act, the time limit for any re-application may be varied by an affirmative vote of at least 2/3 of the Council members.

12. That upon registration of this Bylaw the following Bylaws will be repealed:-

(1) Bylaw No. 128 cited as "Village of Chase Public Hearing Notification Bylaw No. 128, 1975".

(2) Bylaw No. 352 cited as "Village of Chase Development Approval procedures Bylaw No. 352, 1987".

READ A FIRST TIME THIS 22nd. day of April, 1993.

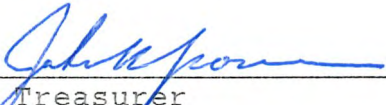
READ A SECOND TIME THIS 22nd. day of April, 1993.

READ A THIRD TIME THIS 22nd. day of April, 1993.

RECONSIDERED AND ADOPTED THIS 13th. day of May, 1993.

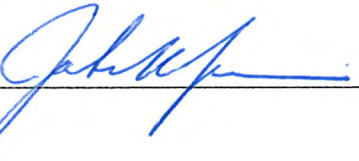


Mayor C. Marshall



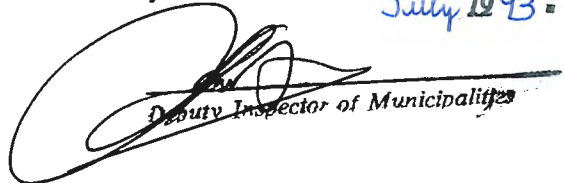
Clerk/Treasurer
John K. Spanier

I hereby certify this to be a true and correct copy of Bylaw #484, 1993



Clerk

A true copy of By-Law No. 484
registered in the office of the Inspector
of Municipalities this 26th day of
July 1993.



Deputy Inspector of Municipalities