

Authority: Executive Committee Item 4.12,
as adopted by City of Toronto Council on March 5, 6, 7 and 8, 2007
Enacted by Council: March 7, 2007

CITY OF TORONTO

BY-LAW No. 267-2007

To amend City of Toronto Municipal Code Chapter 441, Fees, and Chapter 442, Fees and Charges with respect to Development Application Fees.

WHEREAS Section 259 of the *City of Toronto Act, 2006* provides the City may pass by-laws imposing fees or charges on persons for services or activities provide or done on behalf of it; and

WHEREAS Section 69 of the *Planning Act* provides that the City may establish fees for the processing of applications made in respect of planning matters designed to meet the anticipated cost to the City of processing each type of application; and

WHEREAS the Council of the City of Toronto has adopted recommendations to amend the Toronto Municipal Code with respect to Planning Fees to increase City Planning fees listed in Schedule 16, Appendix C, which are subject to annual adjustments, at a rate equal to the applicable annual wage adjustment increase pursuant to the authority under the *Planning Act*; and

WHEREAS the Council of the City of Toronto has recommended an increase for certain minor variance applications, pursuant to the authority under the *Planning Act*, related to residential or non-residential development containing more than three units changing the fee to \$1,720.93 from \$1,287.17, which results in a new posted rate of \$1,850.00 for such applications once the Legal Surcharge of 7.5% is added; and

WHEREAS the Council of the City of Toronto, pursuant to the authority under the *City of Toronto Act, 2006* has recommended the establishment of a user fee for Committee of Adjustment research requests in the amount of \$150.00 effective April 1, 2007 for which an annual adjustment is not applicable;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Section 441-4, Annual Adjustment, of The City of Toronto Municipal Code is amended by adding the words "Unless expressly noted elsewhere in this by-law," at the commencement of the sentence.
2. Section 442-9, Planning Application Fees, of The City of Toronto Municipal Code is amended by adding a new Section 442-9D, to read as follows:

"D. Despite § 441-4, the values in Appendix C, Column IV, Schedule 16 of Chapter 441 for which an annual adjustment is indicated in Column V, may be adjusted annually, effective January 1, at a rate equal to the applicable annual wage adjustment increase. In years where the wage adjustment increase is not known by January 1, § 441-4 of this by-law applies."

3. Appendix C, Schedule 16, Planning Fees, of The City of Toronto Municipal Code Chapter 441, Fees and Charges, is amended as follows:

- (1) By deleting the value "\$ 1,287.17" in Column IV of Line 17 and replacing it with the value "\$ 1,720.93".
- (2) By adding a new Line 26 to read as follows:

	I	II	III	IV	V
	Category	Activity	Fee Basis	Fee	Annual Adjustment
26	Research Request Fee (Committee of Adjustment)	Committee of Adjustment Research	Per Request (Members of Council excluded)	\$ 150. 00	No

4. These amendments come into force on April 1, 2007.

ENACTED AND PASSED this 7th day of March, A.D. 2007.

GLORIA LINDSAY LUBY,
Deputy Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)