

THE CORPORATION OF THE CITY OF BURLINGTON

BY-LAW NUMBER XX-2024

A by-law to amend By-law 72-2023, being a by-law to impose rates and fees, specifically as it relates to the Community Design and Development Review service, as found in Schedule A  
File: 435-04 (PL-61-24)

Whereas sections 8, 9 and 11 of the Municipal Act, 2001, authorize the City of Burlington to pass by-laws necessary or desirable for municipal purposes, and in particular paragraph 3 of subsection 11(2) authorizes by-laws respecting the financial management of the City of Burlington; and

Whereas subsection 391(1) of the Municipal Act, 2001, provides that section 9 and 11 of the Act authorize the City of Burlington to impose fees or charges on persons for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and 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 may prescribe a tariff of fees for the processing of applications made in respect of planning matters;

Whereas Council approved report F-36-23 regarding 2024 rates and fees on November 14, 2023;

Now therefore the Council of the Corporation of the City of Burlington hereby enacts as follows:

1. The sections entitled “**Maximum fee for an application shall be calculated as follows:**” and “**Combined Application Fees**” in Schedule A of By-law 72-2023 is hereby repealed and replaced with Schedule A attached to this by-law.
2. That in all respects, By-law 72-2023, as amended, be and is hereby confirmed.
3. This by-law shall come into force on July 17<sup>th</sup>, 2024.

Enacted and passed this XX day of July, 2024.

Mayor Marianne Meed Ward \_\_\_\_\_

City Clerk Samantha Yew \_\_\_\_\_

**Schedule A – By-law XX-2024**

<b>Maximum fee for an application shall be calculated as follows:</b>	
<ol style="list-style-type: none"> <li>1. For every building on a property greater than 4 storeys in height, each building shall be considered a separate application when calculating the maximum applicable fee for Zoning By-Law Amendment, Site Plan and Condominium applications.</li> <li>2. On a building 12 storeys or greater in height with multiple towers on a shared podium, each tower shall be considered a separate application for Zoning By-Law Amendment, Site Plan and Condominium applications. The floor area and residential units in a shared podium shall only be calculated in the fee for the first application.</li> <li>3. In cases where a development site is separated by a public road (i.e. non-contiguous land parcels) each land parcel shall also constitute a separate application for all application types when calculating the maximum applicable fee.</li> </ol>	
<b>COMBINED APPLICATION FEES</b>	
<b>Application</b>	<b>City Fees</b>
OPA/Rezoning	100% of the Rezoning application fee plus variable fee and 75% of the OPA application fee.
Rezoning/Subdivision	100% of the Rezoning application fee plus variable fee and 75% of the Subdivision application fee.  Variable fees are only charged for the Rezoning application.
OPA/Rezoning/ Subdivision	100% of the Rezoning application fee plus variable fee and 75% of the OPA and Subdivision application fees.  Variable fees are only charged for the Rezoning application.