

Office of the Commissioner of Economic Development & Innovation Planning & Development Services

ZONING BY-LAW AMENDMENT APPLICATION

INSTRUCTIONS

Verify that you are using the most current application form.

- Section 1: Before this application can be submitted, you must complete both Stage 1 and Stage 2 Planning Consultation Applications.
- Section 2: During the Stage 2 process, any required studies must be completed and submitted for review and comment.

 The final studies for Stage 2 must be included with this application and the proposal must remain unchanged.
- Section 3: Provide the full name, address, phone number, fax number and email address of the applicant, agent, and registered owner. If any of these are a corporation, provide the full corporate name. Include the full name of the contact person. If there is more than one person, corporation, or registered owner, use additional sheets.
- Section 4: Indicate if you are submitting other companion applications with this application. Please note that an application to amend the Official Plan or an application for Plan of Subdivision/Condominium are the only applications that will be accepted for processing concurrently with a Zoning Amendment.
- Section 5: Provide information about the subject land. This information is used to determine supporting information requirements and to assist in the review of the application.
- Section 6: Indicate the amendment, proposed uses and describe the nature and extent of the amendment being requested. Indicate why the amendment is being requested and how it is consistent with the Provincial Policy Statement and conforms to the City of Windsor Official Plan.
- Section 7: If there are any existing buildings or structures on the subject land, provide the required information or submit a sketch, drawing or plan that shows this information.
- Section 8: If you propose to build any buildings or structures on the subject land, provide the required information or submit a sketch, drawing or plan that shows the information.
- Section 9: Indicate how the property is accessed. Check all boxes that apply.
- Section 10: Provide information about water service, sanitary sewage disposal, and storm drainage.
- Section 11: Provide a sketch of the subject land showing, in metric units, the items listed or indicate if this information is provided on an existing plan or a conceptual site plan.
- Section 12: Please refer to the Stage 2 Planning Consultation letter for details regarding the fees needing to be paid.
- Section 13: Explain your proposed strategy for consulting with the public with respect to the application.
- Section 14: Complete and sign in the presence of a Commissioner of Taking Affidavits.

Other: Read, complete in full, and sign Schedules A & E.

Submit application form, supporting information, and application fee to Senior Steno Clerk at Planning & Development Services, Suite 210, 350 City Hall Square West, Windsor ON N9A 6S1 or planningdept@citywindsor.ca

TYPE OF REZONING AMENDMENT

DATE RECEIVED STAMP

The type of amendment is stated in the Stage 2 Consultation letter. Minor Zoning Amendment:

- Site zoned commercial, institutional, or manufacturing
 - Addition to the list of permitted uses
- · Site already zoned
 - Change to existing regulations or to zoning district boundary to match lot lines
- · Site designated in the Official Plan for residential use
 - Rezoning to accommodate a maximum of six dwelling units
- Site designated in the Official Plan for the proposed use other than residential
 - Site-specific zoning for a site with a lot area of less than 1,000.0 m²

Major Zoning Amendment: Any other amendment not listed as minor.

ZONING BY-LAW AMENDMENT PROCESS

The application will be terminated without notice after 60 days of inactivity. The following is for your information only. Review the Planning Act and relevant regulations for statutory requirements. The processing of the application is subject to change. Direct all questions to the assigned Planner. The process is generally as follows:

- The application is reviewed to ensure all prescribed and required information and the fee have been submitted.
 Within 30 days of the receipt of the application, you will be notified in writing that the application is deemed incomplete or complete.
- If deemed incomplete, the application and fee will be returned. If deemed complete, fees are not refundable, the
 application is circulated to departments and external agencies for review and comment, and all submitted documents
 are made available to the public.
- 3. Following circulation, a draft staff report containing a recommendation and any conditions is prepared. The City Planner and other staff review the draft staff report.
- 4. When the staff report is approved by appropriate municipal staff, it will be scheduled for a future meeting of the Development and Heritage Standing Committee (DHSC).
- 5. The DHSC meeting is the public meeting required by the Planning Act. Public notice of the DHSC meeting is advertised in the Windsor Star, a local newspaper, at least 20 days in advance of the DHSC meeting. A courtesy notice may be mailed to property owners and/or tenants within 120 metres or more of the subject land.
- 6. 10 days prior to the DHSC meeting, the staff report is circulated to the applicant and DHSC members and made available to the public. All supporting documentation submitted by the applicant is available for review.
- 7. At the DHSC meeting, a staff planner may make a presentation. The applicant and other parties have an opportunity to provide verbal and/or written submissions. The DHSC may ask questions of staff, the applicant, agent, and other parties. The DHSC may decide to defer or recommend approval or denial of the application.
- 8. If deferred, the application along with any additional information or a new staff report will be considered at a future DHSC meeting. If recommended for approval or denial, the staff report, the minutes of the DHSC meeting, and the amending by-law are forwarded to City of Windsor Council for consideration at a future date. The applicant, agent and all interested parties will be notified by Council Services of the date, time, and location of the Council meeting. Call 311 or contact Council Services at 519-255-6211 or clerks@citywindsor.ca.
- 9. The application may be placed on the Consent Agenda of the Council Meeting, a part of the meeting where Council approves several matters with a single motion. If the application is not on the Consent Agenda, the staff planner may introduce the application, review the staff recommendation and any additional information provided to Council, and advise Council of any differences between the staff and DHSC recommendations. The applicant and other interested parties have an opportunity to make verbal and/or written submissions. Council may decide to approve, deny, or defer the application. If Council approves the application, the amending by-law may be approved at the same Council meeting, otherwise it will be approved at a future Council meeting.
- 10. When the amending by-law is passed, Council Services will mail a notice of the passing of the amending by-law to property owners and various public agencies within 15 days. There is a 20-day appeal period commencing the day after this notice is given. The notice will include the last day to file an appeal. An appeal is made to the Ontario Land Tribunal (OLT) through Council Services. If no appeal is filed, the amending by-law is final and binding as of the date of Council's passing of the by-law. Contact Council Services at 519-255-6211 or clerks@citywindsor.ca.
- 11. If the rezoning is subject to a holding symbol, it is the responsibility of the property owner to satisfy the conditions to remove the holding symbol, to apply, and to pay the fee to remove the holding symbol.

CONTACT INFORMATION

Planning & Development Services Suite 210 350 City Hall Square West Windsor ON N9A 6S1 Telephone: 519-255-6543 Fax: 519-255-6544

Email: planningdept@citywindsor.ca Web Site: www.citywindsor.ca

PLANNING CONSULTATION – Completion of Stage 2 Planning Consultation (Stage 2 Application) must be completed before this application can be submitted. Has the Planning Consultation Stage 2 Application been completed? NO YES File Number: PC-____ Staff Use Only Signature of Staff Planner Date of Consultation ☐ Jim Abbs ☐ Tracy Tang ☐ Frank Garardo Brian Nagata ☐ Justina Nwaesei ☐ Simona Simion ☐ Laura Strahl ☐ Adam Szymczak REQUIRED SUPPORTING INFORMATION as Identified in the Planning 2. Consultation Stage 2 Process: For each document, provide one paper copy, and where possible, one digital copy on a USB flash drive or by email. All drawings or plans shall be in letter size (8.5 x 11 inches) in JPG and PDF format. All other document shall be provided in Word and PDF format, All PDF documents shall be flattened with no layers. The City of Windsor reserves the right to require additional supporting information during the processing of the application. All supporting information submitted is made available for public review. If you are submitting a companion application submit only one set of documents. Staff Use Only Sketch of Subject Deed or Corporation Profile Land (see Section 11) Offer to Purchase Report (see Section 8) Archaeological ☐ Built Heritage Environmental Environmental Site Assessment Assessment - Stage 1 Impact Study **Evaluation Report** ☐ Floor Plan and ☐ Geotechnical Study ☐ Guideline Plan ☐ Lighting Study Elevations ☐ Planning Rationale ☐ Market Impact ☐ Noise Study Report Assessment ☐ Storm Sewer Study Record of Site Condition Sanitary Sewer Study Species at Risk Screening (see Schedule E) ☐ Transportation ☐ Storm Water ☐ Topographic Transportation Impact Statement **Impact Study** Retention Scheme Plan of Survey ☐ Urban Design Study ☐ Vibration Study ☐ Tree Preservation ☐ Tree Survey Study Other Required Information: _____ □ Wetland Evaluation Study

3. APPLICANT, REGISTERED OWNER, AND AGENT INFORMATION

Provide in full the name of the approach, registered owner, and agent, the name of the century param, and additional postal code, phone number, for number and analysistates.

If the applicant or registered owner is a reimbered company, provide the name of the principals of the company. If there is more than one applicant or registered owner, copy this page, complete in full and submit with this application.

All communication is with the Agent authorized by the Owner to file the application. If there is no Agent, all communication is with the Applicant

Applicant	A settle manual Charles are as		A)
Name:	Anthony Palermo	Contact: Ar	NITIONY Nation of German Prinsion
Address:	5172 Joy Rd		Palm of Greba (Parion
Address:			Postal Code: NOR1KO
Phone:	L 4 () 7 () 4 (; 4 ') ')	Fax:	
Email:	tonypal1973@gmail.com		
egistered	1 Owner Some as Applicant		
Name:		Contact:	Harra of Contact Purson
Address:			
Ptione:		Fax:	katan makkanben merengan kanbanya menengan mengangan mengangan mengan mengan mengan mengan mengan mengan pengan
Emai;	Matternational distribution of the contraction of t		
•	horized by the Owner to File the A	•	mplete Section A1 in Schedule A) Name of Contact Person
Address:			
Phone:		Fax:	
Email:			
	PANION APPLICATIONS		
you submi	itting a companion Official Plan Amendmen	t application?	NO YES []
you submi	tting a companion Plan of Subdivision/Con-	dominium application	7 NO 📳 YES 🗌
ase note th	at if a development proposal requires site p	lan opproval, that op	plication can only be submitted afte

zoning amendment has been considered by City Council and the appeal period has concluded.

5. SUBJECT LAND INFORMATION 5172 Joy Road, Maidstone Ont Municipal Address CON 8 PT LOT 15, RP 12R10850 PARTS 7&14 Irreg, 106.06FR Legal Description 3739-090-020-02300-0000 Assessment Roll Number If known, the date the subject land was acquired by the current owner: July 19, 2023 Area (sq m) 1,763.34 Depth (m) 54.547 32.327 Frontage (m) Official Plan Pole barn in the back yard on the left side. Designation Residential Zoning Current Zoning Happens to be a backyard only. **Existing Uses** If known, the lengths of time that the existing uses have continued: n/a Previous Uses n/a List the names and addresses of the holders of any mortgages, charges, or other encumbrances in respect of the subject land: WFCU-Tecumseh Town branch. Are there any easements or restrictive covenants affecting the subject lands? NO YES 🗌 If yes, describe the easement or restrictive covenant and its effect: If known, has the subject land ever been subject of: (leave blank if unknown) An application for a Plan of Subdivision or Consent: NO 🗐 YES File: An application for an amendment to a Zoning By-law: NO NO YES File:_ An application for approval of a Site Plan: NO YES 🗌 SPC-_

YES OR#:_

A Minister's Zoning Order (Ontario Regulation): NO

DESCRIPTION OF AMENDMENT Amendment to Zoning By-law from: Requested for an additional 2 feet in height from 12ft. to: 14 Ft total height. Proposed uses of subject land: Pole barn/storage Describe the nature and extent of the amendment(s) being requested: Simply have an additional 2 ft for 14ft total on the height of the pole barn. Why is this amendment or these amendments being requested? Simply to have more height inside the pole barn. Explain how the amendment to the Zoning By-law is consistent with the Provincial Policy Statement: n/a ☐ See Planning Rationale Report Explain how the application conforms to the City of Windsor Official Plan: n/a See Planning Rationale Report If this application is to remove land from an area of employment, details of the official plan or official plan amendment that deals with this matter: See Official Plan Amendment ☐ See Planning Rationale Report n/a

7. E	XISTING BUILDINGS / STRUCTURES ON SUBJECT LAND
Are then	e any buildings or structures on the subject land?
□ NO	Continue to Section 8
■ YES	Indicate the type of building or structure, the date of construction (if known), and, in metric units, the setback from the front let line, rear let line and side let lines, the height of the building or structure and its dimensions or floor area.
	See attached Existing Plan or Sketch of Subject Land
There	is our home that has been in place since 1990's.
The state of the s	

8. PF	ROPOSED BUILDINGS / STRUCTURES ON SUBJECT LAND

	ropose to build any buildings or structures on the subject land?
□ NO	Continue to Section 9
YES	Indicate the type of building or structure and, in metric units, the setback from the front lot line, rear lot line and side lot lines, the height of the building or structure, and its dimensions or floor area.
	See attached concept plan
The pla	ins were sent in Stage 1 application. They are in the City of Windsor files
	r viewing.
or you	AlovaniA

Indicate if powers to subject	d land to by, (check all that apply)	
Municipal Road	[] Produced Highway	(1) Another public moder a right-of-way
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Privately owned & oper		
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Privately owned & open	ated communal septic system - See No	
Privately owned & open Privately owned & open		ote below
Privately owned & open Privately owned & open Other ote: If the application wo systems, and more	ated communal septic system - See No	ote below whed and operated individual or communal septic roduced per day as a result of the development.
Privately owned & open Privately owned & open Other ote: If the application wo systems, and more being completed, yo	ated communal septic system - See No uld permit development on privately or than 4,500 litres of effluent would be p	ote below whed and operated individual or communal septic roduced per day as a result of the development port and a Hydrogeological Report.

11. SKETCH OF SUBJECT LAND

Provide a sketch showing, in metric units,

- a) the boundaries and dimensions of the subject lend;
- b) the location, size, and type of all existing and proposed buildings and structures on the subject land, including their distance from the front lot line, rear lot line, and side lines;
- the approximate location of all natural and artificial features (for example, buildings, rallways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that are located on the subject land and on land that is adjacent to it, and in the applicant's opinion, may affect the application;
- d) the current uses of all land that is adjacent to the subject land;
- the location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road, or a right of way;
- f) if access to the subject land will be water only, the location of the parking and docking facilities to be used; and
- g) the location and nature of any easement affecting the subject land.

12. APPLICATION FEE & OTHER FEES

The amendment type and corresponding application fees are identified in the Planning Consultation Stage 2 process.

Fees may be subject to change and are not refundable once the application is deemed complete. Method of payment: Cash, Mastercard, Visa or Certified Cheque or Personal Cheque payable to The Corporation of the City of Windsor. If paying by Mastercard or Visa, contact the Senior Steno Clerk for further direction at planningdept@citywindsor.ca or 519-255-6543.

APPLICATION FEE

Amendment Type	Code		linor Rezoning	☐ Ma	ajor Rezoning
Base Fee	53001		\$4,347.00		\$5,837.40
GIS Fee	63024	+	\$50.00	+	\$50.00
Essex Region Conservation Authority Fee	53023	+	\$200.00	+	\$300,00
Total Application Fee		57	\$4,597.00	=	\$6,187.40

The following fees are provided for information purposes. They are not due at this time but may be assessed depending on the type(s) of applications associated with the development proposal

OTHER FEES

Re-Notification/Deferral Fee

Code 53016

\$2,258.40

Required when an applicant requests a deferral after notice of a public meeting has been given.

Legal Fee - Servicing Agreement

Code 63002

\$597.64 plus \$50 per unit, lot, or block

Required when the preparation of a servicing agreement is a condition of approval.

Removal of the Holding Symbol Application Code 53001

\$1,536.00

It is the responsibility of the property owner to satisfy the conditions to remove the holding symbol and to apply and fee to remove the holding symbol.

Ontario Land Tribunal (OLT) Appeal Fee

\$1,100.00

An appeal is made through Council Services (519-255-6211 or clerks@citywindsor.ca). Fees, forms, and processes are subject to change. Visit https://olt.gov.on.ca for additional information

13. PROPOS	ED PUBLIC CO	ONSULTATIO	N STR	ATEGY
	- •			with respect to the application:
☐ Required Publi	c Consultation (Public	: Notice & Public M	eeting as re	equired per the Planning Act)
☐ Open House	☐ Website	Other _		
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Complete in the proyou must be able to identity.	esence of a Commiss o see, hear and comm	ioner for Taking Af nunicate with the C	lidavits. If the	ne declaration is to be administered remotely, er and show documentation that confirms your
1 Anthon	4 Pulerno		. solemn	ly declare that the information required under
		5 and provided by t	he applica	nt is accurate and that the information contained
				nis declaration was administered remotely that it
was in accordance	with Ontario Regulat	ion 431/20, and I n	nake this so	olemn declaration conscientiously believing it to
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	Signature of Applicant			Location of Applicant at time of declaration
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READ & COMPLETE SCHEDULES A & E IN FULL & SIGN

SCHEDULE A - Authorizations & Acknowledgements

	11008011101170
A1. Authorization of Registered Owner for A	jont to Make the Application
f the applicant is not the registered owner of the land that is he registered owner that the agent is authorized to make the he authorization below must be completed.	
	, am the registered owner of the land that is
Name of Registered Owner	
subject of this application for an amendment to the City of W	lindsor Zoning By-law and I authorize
	to make this application on my behalf.
Name of Agent	
Signature of Registered Owner	Date
If Corporation - I have authority to bind the corporation	
A2. Authorization to Enter Upon the Subject	t Lands and Premises
1, Authory Palermo	
Name of Registered Owner	
hereby authorize the Development and Heritage Standing Corporation of the City of Windsor to enter upon the subje- application form for the purpose of evaluating the merits of inspections on the subject lands that may be required as a	I this application and subsequently to conduct any
	Sept 23/2024
Signature of Registered Owner	Date
If Corporation - I have authority to bind the corporation	

SCHEDULE A CONTINUES ON NEXT PAGE

SCHEDULE A - Authorizations & Acknowledgements - Continued

A3. Acknowledgements

Receipt, Fees, Additional Information, Termination, and Freedom of Information

I acknowledge that receipt of this application by the City of Windsor does not guarantee it to be a complete application, that further review of the application will occur, and that I may be contacted to provide additional information and/or resolve any discrepancies or issues with the application as submitted.

I further acknowledge that after the application is deemed complete, fees are not refundable, additional information may be requested, and that after 60 days of inactivity the City of Windsor may terminate the application without notice.

I further acknowledge that pursuant to the provisions of the Planning Act and the Municipal Freedom of Information and Protection of Privacy Act, this application and all material and information provided with this application are made available to the public.

Species at Risk

Ontario's Endangered Species Act protects endangered and threatened species — animals and plants in decline and at risk of disappearing from the province by restricting activities that may affect these plants, animals or their habitats.

I acknowledge that it is my sole responsibility as the Applicant to comply with the provisions of the Endangered Species Act, 2007, S. O. c.6. This could require me to register an activity, get a permit or other authorization from the Ministry of the Environment, Conservation and Parks (MECP) prior to conducting an activity that could impact an endangered or threatened plant or animal or its habitat. I further acknowledge that any Planning Act, R.S.O. 1990, c.P.13 approval given by the City of Windsor does not constitute an approval under the Endangered Species Act, nor does it absolve me from seeking the necessary authorization, approvals or permits from the MECP prior to conducting any activity that may affect endangered or threatened plant or animal or its habitat.

Additional information can be found at:

https://www.ontario.ca/page/development-and-infrastructure-projects-and-endangered-or-threatened-species or by contacting MECP at SAROntario@ontario.ca

Acknowledgement

I acknowledge that I have read and understand the above statements:

Signature of Applicant or Agent

END OF SCHEDULE A
COMPLETE SCHEDULE E ON NEXT PAGE

Sept 33/2024

SCHEDULE E – Environmental Site Screening Questionnaire Previous Use of Property Residential Industrial ☐ Commercial Institutional Agricultural Parkland ☐ Vacant Other If previous use of the property is industrial or Commercial, specify use: Has the grading of the subject land been changed by adding earth or material? Has filling occurred on the subject b) land? ☐ Unknown ☐ Yes c) Has a gasoline station and/or automobile service station been located on the subject land or adjacent lands at any time? ☐ Unknown ☐ Yes Has there been petroleum or other fuel stored on the subject land or adjacent lands? ď١ ☐ Yes TI No Unknown Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands? M No ☐ Unknown ☐ Yes Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have f) been applied as pesticides and/or sewage sludge applied to the lands? ☐ Yes M No ☐ Unknown Have the lands or adjacent lands ever been used as a weapons firing range? g) ☐ Unknown Is the nearest boundary line of the application within 500 metres (1,640 feet) of the boundary line of an h) operational/non-operational public or private waste disposal site, landfill or dump? ☐ Unknown ☐ Yes If there are existing or previously existing buildings on the subject lands, are there any building materials I) remaining on site which are potentially hazardous to public health (e.g., asbestos, PCB's)? ☐ Unknown T Yes Is there reason to believe the subject lands may have been contaminated by existing or former uses on the site or 1) adjacent sites?* MO No ☐ Unknown ☐ Yes * Possible uses that can cause contamination include but are not limited to: operation of electrical transformer stations, disposal of waste minerals, raw material storage, and residues loft in containers, maintenance activities and spills. Some commercial proportios such as gasoline stations, automotive repair garages, and dry cleaning plants have similar potential. The longer a property is under industrial or similar use, the greater the potential for site contemination. Also, a series of different industrial or similar uses upon a site could potentially increase the number of chemicals that are present. If current or previous use of the property is industrial or Commercial, or if YES to any of a) to j) above, attach a previous use inventory showing all former uses of the subject land, or if applicable, the land(s) adjacent to the subject lands.

SCHEDULE E CONTINUES ON NEXT PAGE

SCHEDULE E - CONTINUED

Acknowledgement Clause

I hereby acknowledge that it is my responsibility to ensure that I am in compliance with all applicable laws, regulations, guidelines and the City's Official Plan policies pertaining to potentially contaminated sites, and to use all reasonable effort to identify the potential for contamination on the subject property.

I acknowledge that as a condition of approval of this application that the City may require me to file a Record of Site Condition signed by a qualified person in the provincial Environmental Site Registry, and provide verification to the City of Windsor of acknowledgement of this Record of Site Condition by the Ministry of Environment.

I acknowledge that the City may require the qualified person signing the Record of Site Condition to submit to the City a Declaration acknowledging that the City of Windsor may rely on the statements in the Record of Site Condition.

I acknowledge that the City of Windsor is not responsible for the identification and/or remediation of contaminated sites, and I agree, whether in, through, or as a result of any action or proceeding for environmental clean-up of any damage or otherwise, I will not sue or make claim whatsoever against the City of Windsor, its officials, employees or agents for or in respect of any loss, damage, injury or costs.

Adthong Palermo	
Name of Applicant (print)	Signature of Applicant
	Sept 23/2024
	Date
Name of Agent (print)	Signature of Agent
	Date

END OF SCHEDULE E

DO NOT COMPLETE BELOW - STAFF USE ONLY

	ent of Application		Date Received Stamp
This application has been assig			
Adam Szymczak (AS)	☐ Brian Nagala (BN)		
Frank Garardo (FG)	☐ Tracy Tang (TT)		
☐ Jim Abbs (JA)	Justina Nwaesel (J	N)	
☐ Kevin Alexander (KA)	Laura Strahl (LS)		
Simona Simion (SS)			
Complete Application			
This application is deemed com	Diete on	Dale	
Signature of Delegat			om Hunt, MCIP, RPP
Manager of Urban Design	Manager of Devel	•	y Planner & Executive Director
Internal Information		HALL MARKET MARK	
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THIS IS THE LAST PAGE OF THE APPLICATION FORM