

CITY OF OTTAWA
CONDITIONAL PERMIT DECLARATION

Planning and Growth Management Department
Service de l'urbanisme et de la gestion de la croissance
101, promenade CentrepoinTE Drive
Nepean, Ontario K2G 5K7

In the matter of:

Building Permit Application No. PA21-01853 filed August 18, 2021.

SUBJECT CONSTRUCTION:

Construct a 2 Storey Single with attached garage Model: Newington 2018 D pursuant to the approved plans and specifications accompanying this application.

SUBJECT LANDS:

Are these lands as described on the building permit application.

WHEREAS, the Owner is the "owner" of the property known municipally as **1959 Cessna Private** and as described on the referenced Building Permit Application has requested the issuance of a Conditional Permit prior to meeting all pre-requisite requirements to obtain a building permit pursuant to Section 8(2) of Act.

WHEREAS, the Chief Building Official is satisfied that meeting such requirements would unreasonably delay the subject construction and that restoration of the site is feasible in the event that all necessary approvals are not obtained.

The Corporation agrees to the issuance of a Conditional Permit pursuant to Section 8(2) of the Building Code Act, S.O. 1992, c.23, as amended, to be erected on the subject lands with the Owner's acknowledgement and agreement with the terms and conditions noted herein;

1. The Owner agrees to assume all risks involved in commencing construction before all requirements of the building permit have been met.
2. The Owner agrees to indemnify and save harmless the Corporation and the Chief Building Official from and against all claims arising from the issuance of the Conditional Permit.
3. The Owner agrees to stop the Subject Construction and secure the site to the satisfaction of the Chief Building Official if, in the opinion of the Chief Building Official, any impediment arises to prevent the lawful continuation of the Subject Construction or if an appeal is filed with the Ontario Municipal Board with respect to a minor variance that is required for the lawful erection of the Subject Construction;
4. The Owner agrees to remove the Subject Construction and restore the site at the sole expense of the owner at the discretion of the Chief Building Official, if all necessary approvals have not been granted by the aforementioned date(s).
5. The Owner hereby agrees to obtain all pre-requisite approvals as noted below:
 - a) to comply with all development standards that are applicable to the subject lands including but not limited to site servicing, grading, access for emergency vehicles, fire protection, tree protection and storm water management. Without limiting the generality of the foregoing that the Plan of Subdivision Agreement be executed and registered no later than **September 30, 2021**;



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- The site restoration referred to in this Agreement shall be to the conditions present at the time of the permit application and shall include the removal of all construction, the replacement of all vegetative matter, the stabilization of slopes and restoration of drainage patterns to the satisfaction of the Chief Building Official. Restoration must be completed within thirty (30) days of the date cited in clause 4 or at such latter time as may be directed by the Chief Building Official.
- If the Chief Building Official determines that the Subject Construction has not been removed or a site restored as required by this Agreement, the Chief Building Official may cause the building to be removed and the site restored and for this purpose, the Chief Building Official, inspectors and their agents may enter upon the land and into the Subject Construction governed by this Agreement at any reasonable time without a warrant.
- The Corporation shall have a lien on the land for the amount spent on the removal of the building and the restoration of the site under Paragraph 6 and the amount shall be deemed to be municipal taxes and may be collected in the same manner and with the same priorities as municipal taxes.

I, _____, am the registered owner/authorized Agent for the owner and make this solemn Declaration conscientiously believing it to be true and knowing that it is of the same force as if made under oath, and by virtue of "The Canada Evidence Act".

Declared before me at the City of Ottawa this 8 day of September, 2021.

Name: _____

Address: _____

Signature: _____
Declaration Accepted on Portal

Witness: _____

Building Permit No.: 2108662 **Issued:** September 08, 2021