

CORPORATION OF THE TOWNSHIP OF MCKELLAR

SCHEDULE "D" to By-law No. 2008-17

**THE CORPORATION OF THE TOWNSHIP OF MCKELLAR
ROAD DAMAGE SECURITY DEPOSIT
(Pursuant to By-law No. 2008-17)**

Name of Owner(s): _____

Address: _____

Telephone Number Home: _____ Work: _____ Cottage: _____

Authorized Agent (if any): _____

Address: _____

Telephone Number Home: _____ Work: _____ Cottage: _____

(Letter of authorization from owner to be attached.)

Location of Land:

Lot Number: _____ Concession: _____

Plan of Subdivision Number: _____ Lot(s) on Plan: _____

Civic / 911 Address: _____

I/We hereby agree to be responsible for any and all damage incurred to any municipal sidewalk, curbing, paved or unpaved highway resulting from the project to be undertaken by our application for a Permit to Construct or Demolish. I/We hereby agree that the \$750.00 road damage security deposit shall be used by the municipality to repair any damages incurred on area roads due to the construction of the applied for project. In the event that the cost to repair damages exceeds the deposit, I/We agree to be responsible for the full amount of the damages so incurred to any municipal roadway. I/We further agree that I/We have read Section 6 of By-law No. 2008-17, copied on the reverse of this form and agree to the terms thereof.

Dated this _____ day of _____ 20____.

Signature of Owner(s) or
Authorized Agent

Personal information contained on this form is collected under the authority of the Building Code Act and will be used to collect a road damage deposit. Questions about this collection should be directed to: the Clerk, Township of McKellar, P.O. Box 69, McKellar, Ontario, P0G 1C0, Telephone: (705) 389-2842, Fax: (705) 389-1244

FOR OFFICE USE ONLY:

Roll Number: _____ Receipt Number: _____

Deposit Amount Paid: _____ Date Returned: _____

6. ROAD DAMAGE DEPOSIT

- 6.1 That the owner of land abutting a municipal sidewalk, curbing, paved or unpaved highway, upon any application for the issuing of a demolition or building permit for the approval of plans of buildings or designated projects to be erected, altered, repaired or demolished thereon is hereby required to pay to the municipality a flat fee of \$750.00 as a deposit to meet the cost of repairing any damage to the municipal sidewalk, curbing, paved or unpaved highway caused by the crossing thereof by any such vehicles onto the property.
- 6.2 That the use of this provision is activated when the value of the proposed building or buildings or designated structures to be erected, altered, repaired exceeds \$ 15,000 as calculated for value within this By-law.
- 6.3 That the use of this provision is activated when the buildings or designated structures to be demolished exceed 30 square metres or 323 square feet in area.
- 6.4 That the deposit shall be processed immediately by the Municipality and held without interest.
- 6.5 That upon the substantial completion of the erection, alteration, repair or demolition of the building or buildings or designated structures on the land abutting such a municipal sidewalk, curbing, paved or unpaved highway, and upon application by the person whom the deposit was paid, the amount by which the sum deposited exceeds the cost of such repairs shall forthwith be refunded.
- 6.6 That prior to the refund of any portion of the deposit, an inspection shall be completed by the Public Works Superintendent or his designate certifying that the condition of the municipal curbing, sidewalk, paved or unpaved highway is satisfactory, or recommending that certain work be carried out at the expense of the abutting property owner.
- 6.7 That the municipality shall be the sole judge of damages and for determining the costs of repairs to be charged against the security.
- 6.8 That in the event that the amount of the deposit fails to cover the amount of the damages, the person who paid the initial deposit shall be issued an invoice for the balance of the costs.
- 6.9 That in the event that the person by whom the deposit was paid fails to apply for the refund the Chief Building Official will return the refund upon successful inspection at the time that the building permit file is closed.
- 6.10 The Road Damage Security Deposit form is set out in Schedule 'D'.