



## THE CORPORATION OF THE TOWN OF GODERICH

### BY-LAW NO. 96 OF 2010

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#### BEING A BY LAW TO ESTABLISH A CASH-IN-LIEU OF PARKLAND PAYMENT RESERVE FUND

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**WHEREAS** Council approved a cash-in-lieu of parkland provision By-Law on August 9, 2010;

**AND WHEREAS** Section 51.1 of the Planning Act, R.S.O. 1990, as amended has provisions to allow a Municipality to impose cash-in-lieu of parkland provisions for severances, plans of subdivision and plans of condominium and also provide for waving of fees in certain instances;

**AND WHEREAS** the Council of the Corporation of the Town of Goderich enacted the following provisions with regards to cash-in-lieu of parkland as follows:

1. Severances  
That the Town of Goderich charge \$500.00 cash-in-lieu of parkland dedication. This fee will apply to the creation of new lots, including infill lots. In the situation of a minor lot enlargement, there should be no cash-in-lieu of parkland fee. In accordance with Official Plan Policy 6.D.9 in the Parkland section, a parkland dedication will be accepted only when the Town has deemed the site suitable.
2. Plans of Subdivision  
The Town of Goderich charge 5% of the assessed value of the land determined as of the day before the day the building permit is issued or request donation of parkland that is to the satisfaction of the Town of Goderich for residential subdivisions, otherwise 2% for commercial or industrial subdivisions. In accordance with Official Plan Policy 6.D.9 in the Parkland section, a parkland dedication will be accepted only when the Town has deemed the site suitable.
3. Plans of Condominium  
That the Town of Goderich charge 2.5% of the assessed value of the land determined as of the day before the day the building permit is issued if parkland is provided within the development. If no substantial parkland is provided, 5% of the assessed value of the land determined as of the day before the day the building permit is issued will be required. In accordance with Official Plan Policy 6.D.9 in the Parkland section, a parkland dedication will be accepted only when the Town has deemed the site suitable.

**AND WHEREAS** future funds will be received for cash-in-lieu of parkland payments;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF GODERICH ENACTS AS FOLLOWS:**

1. That the funds received and to be received for cash-in-lieu of parkland be deposited to the Cash-In-Lieu of Parkland Reserve Fund pursuant to the Planning Act.
2. That funds received and to be received for cash-in-lieu of parkland be used specifically for park or other public recreational purposes.
3. That expenditures from the reserve fund be at the direction and approval of Council.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 7th DAY OF SEPTEMBER, 2010.**

  
MAYOR, Deb Shewfelt

  
CLERK, Larry J. McCabe