

Detach and retain Information and Instructions for future reference.**Pre-Consultation**

Prior to the submission of this application, applicants are strongly encouraged to consult with staff of Planning Services in the Economic and Development Services Department. Early consultation can result in the identification of matters that will significantly assist in the processing of the application including a determination whether other applications are required and identification of plans, materials and information required with the application.

For information regarding the Committee of Adjustment see the City of Oshawa website at <https://www.oshawa.ca/business-development/planning-and-development/development-applications/committee-of-adjustment>.

If you have questions about the application or process, or want to speak with staff before applying, you can contact Planning Services by email at planning@oshawa.ca, by phone at 905-436-3853, or visit in person at City Hall, 50 Centre Street South, Oshawa.

Submission Requirements

- ☐ One (1) original of a fully completed application form is submitted to:

Secretary-Treasurer, Oshawa Committee of Adjustment
Economic and Development Services Department
Corporation of the City of Oshawa
50 Centre Street South (8th Floor)
Oshawa, Ontario L1H 3Z7

- ☐ The applicable processing fee is required to be paid, on a per lot or proposed lot basis, as follows:

- ☐ **\$2,334** per application
- ☐ Stamping **\$1,061** per application
- ☐ Clearance of City conditions: **\$434** per application

- ☐ Additional fees that may be required are as follows:

- ☐ **\$348** for Tabling at applicant's request (reserve decision)
- ☐ **\$1,710** for a Special Meeting (in addition to relevant fee)
- ☐ Re-stamping **\$266** per application

Methods of payments are: Cash, Cheque (payable to City of Oshawa), credit card and Interac Debit. Please make arrangements in advance with Planning Services staff if you will be paying in person by cash, credit card or debit. Applications can be paid by credit card in person or through the Oshawa Application Portal under the amount of \$10,000.

- ☐ Applicants and agents are advised that Central Lake Ontario Conservation (CLOCA) as part of its review of the application may, amongst other comments, request that the Committee of Adjustment require a Preliminary Analysis Fee of **\$1,460**. A cheque payable to the CLOCA for this amount is to be attached to the application. An additional fee may be applicable for the review of technical reports (\$3,640/technical report).
- ☐ Applicants and agents are advised that the Region of Durham Community Growth and Economic Development Department as part of its review of the application requires a Review Fee of **\$1,000**. A certified cheque or money order payable to the Regional Municipality of Durham in this amount is to be attached to the application.

Please note:

1. The City of Oshawa's Planning Services processing fees for applications increase annually by 3%, each January 1st in accordance with the Fees and Charges By-law.
2. Additional copies of plans, maps or other material may be required at a later date in response to site specific conditions and circumstances.

Plans and Supplementary Information:

- ☐ All dimensions are in metric units.
- ☐ Submit two (2) copies of the required draft 40R-Plan, and a detailed sketch, where required. If the site plan has been prepared using computer software, upload through the **Oshawa Application Portal**.
- ☐ Letter of authorization, if necessary (see Section 1, 15 and 16).
- ☐ Separate document detailing existing and proposed buildings and structures (see Section 3).
- ☐ One (1) paper copy of the Site Screening Questionnaire (attached) or two (2) paper copies and one (1) digital copy in PDF format of a Phase 1 or Phase 2 Environmental Assessment, Remedial Work Plan (RWP) or Record of Site Condition (RSC) (see Section 12).
- ☐ One (1) copy of any document, plan or study not specifically mentioned above.
- ☐ One (1) paper copy of the Minimum distance Separation (MDS), if applicable to the subject lands.

Notes:

1. A draft 40R Plan describing the subject site and the proposal (severed and retained).
2. Where a site plan or sketch is required, the site plan should be:
 - (a) Preferably drawn on 8½" × 14" paper; if larger it should be **folded (not rolled)** with the title block visible in the lower right hand corner of the sheet
 - (b) Drawn to scale (e.g. 1:100, 1:200, 1:300, 1:400, 1:500);
 - (c) Dimensioned in metric units with sufficient dimensions.
3. The site plan sketch should show:
 - (a) The boundaries and dimensions of the subject land.
 - (b) The location, size, height and type of **all existing buildings and structures** on the subject land, indicating the setbacks to the front lot line, rear lot line and side lot lines.

- (c) The approximate location of all natural and artificial features on the subject land and on any adjacent land that, in the opinion of the applicant, may affect the application. Examples include buildings, railways, roads, watercourses, drainage ditches, river or stream banks, wetlands, trees, gardens, wooded areas, wells and septic tanks.
- (d) The current use of land that is adjacent to the subject land.
- (e) The location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public traveled road, a private road or a right-of-way.
- (f) The location and nature of any easement, right-of-way, restrictive covenant, etc., affecting the subject land.
- (g) The location and nature of any easement, right-of-way, restrictive covenant, etc., the subject property enjoys over any adjacent property.
- (h) The location and dimensions of any driveways and parking spaces on the subject land.

Note: The plan does not need the signature of a surveyor unless specifically requested by the Committee of Adjustment.

Finalization of Consent

Once all of the conditions contained in the Committee's Decision are fully satisfied, the applicant's solicitor must prepare and forward the legal document(s) with the applicable fee to the attention of the Assistant Secretary-Treasurer of the Committee of Adjustment.

For most applications (lot line adjustments and/or new lots) the legal documents, as prepared by a Solicitor, shall include the following documents in triplicate:

1. Draft of the complete Transfer/Deed of Land (including the Land Transfer Tax Affidavit);
2. Acknowledgement and Direction document signed by all owners; and
3. Schedule "A" Certificate for stamping (the full legal description of the "severed" lands).

The legal document(s) is/are to contain a registrable description satisfactory to the Registrar in keeping with the current requirements of the Registry Act. **Five working days are required for the review and stamping of the legal document(s) indicating the Committee's consent.**

The document(s) will be returned to the solicitor for registration purposes.

Do not submit these Information and Instructions pages with your application, retain for future reference.

The undersigned hereby applies to the Committee of Adjustment for the City of Oshawa under Section 53 of the Planning Act for consent, as described in this application.

Office Use	
Date Received:	File Number:
Checked by:	Meeting Date:
Circulation Radius:	Ward:

1. Registered Owner/Applicant/Agent

Name	Mailing Address	Contact Information
Registered Owner*:		Telephone
		Email
Applicant (if different than above):		Telephone
		Email
Agent (if different than above):		Telephone
		Email

* If more than one Registered Owner, attach a sheet of paper with the required information. If numbered company, give name and address of principal Registered Owner.

Matters relating to this application should be sent to (**SELECT ONLY ONE BOX**):

☐ Registered Owner
 ☐ Applicant
 ☐ Agent

The applicant is:

☐ Registered Owner
 ☐ Lessee of land/ tenant
 ☐ Prospective Owner
 ☐ Agent

If the applicant is not the Registered Owner, the Registered Owner **must consent** to the application by signing the application in Sections 15 and 16 or submitting a letter of authorization. Is a separate Letter of Authorization attached? ☐ Yes ☐ No

Holders of mortgages, charges or other encumbrances in respect to the subject land:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Don't Know
Name:	Address(es):		

3. Details of Subject Lands

Location and Description		
Municipal Address(es) (Street Number and Name of Street)		
Lot(s)	Concession(s)	Former Township

Registered Plan Number (e.g. 40M)	Lot(s)/Block(s)	Reference Plan Number (e.g. 40R)	Part Number(s)
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Site Characteristics					
Severed Lands	Part(s)	Frontage (metres)	Average Depth (metres)	Average Width (metres)	Area (sq. m./ha)
Retained Lands	Part(s)	Frontage (metres)	Average Depth (metres)	Average Width (metres)	Area (sq. m./ha)

Label severed and retained lands on Plan(s) or indicate parts of Draft 40R Plan in chart above.

Do the parts of the severance application form the entirety of the lot/parcel? ☐ Yes ☐ No

Other Details	
Date the site was acquired by the current Registered Owner, if known	
Date(s) existing buildings and structures were constructed on the property, if known	
Length of time the existing uses on the site have continued, if known	
Identify the address of any abutting lands the Registered Owner of the subject property owns:	

2. Purpose of Application

Indicate transaction for which application for consent is being made:

(a) ☐ **Creation of new lot**

Are you requesting a Certificate Stamp for both the severed and retained lands? Yes ☐ No ☐

Note that if you answered "Yes", an additional Certificate Stamping Fee of \$1,000 is required for the retained lands.

(b) ☐ **Addition to a lot - moving/adjusting lot line**

Indicate direction to which the severed parcel will be added:

North ☐ South ☐ East ☐ West ☐

Note: For Lot Line Adjustments only, also complete the section below:

Assessment Roll Number of adjacent property: 1813-_____ (15 digits total)

Name, address and phone number of person(s) to whom the land is intended to be transferred:

Name: _____ Phone: _____

Mailing Address: _____

(c) ☐ **Easement/Right-of-Way**

Identify the benefitting lands:

North ☐ South ☐ East ☐ West ☐(d) ☐ **Lease**(e) ☐ **Correction of Title**(f) ☐ **Mortgage or Charge**(g) ☐ **Partial Discharge of Mortgage**(h) ☐ **Other e.g. Validation of Title, Approval for Power of Sale/Foreclosure of Mortgage**

Describe in plain language the purpose of this application:

For Office Use Only

4. Existing and Proposed Buildings and Structures

All dimensions are to be in **metric units**.

	Existing Building 1	Existing Building 2	Existing Building 3	Proposed Building(s)
Retained/ Removed	<input type="checkbox"/> to be retained <input type="checkbox"/> to be removed	<input type="checkbox"/> to be retained <input type="checkbox"/> to be removed	<input type="checkbox"/> to be retained <input type="checkbox"/> to be removed	
Type of Structure				
Setbacks – Front Lot Line				
Setbacks – Rear Lot Line				
Setbacks – Side Lot Line				
Setbacks – Side Lot Line				
Floor Area				
Height				
Building Footprint				

Provide this information on the plans required to be submitted with this application. If any buildings or structures are to be removed, mark clearly on the attached plan.

Note: If more than three buildings or structures, existing and/or proposed, attach a separate document detailing the above.

☐ Yes ☐ No

5. Interests and Encumbrances

Are there any existing easements, rights-of-way, restrictive covenants affecting the subject land? **If Yes**, describe: ☐ Yes ☐ No

Are there any existing easements, rights-of-way or other rights over adjacent properties affecting the subject land (i.e. mutual driveways)? **If Yes**, describe and show on the plan the nature and location of the easement, rights-of-way or other rights over adjacent properties: ☐ Yes ☐ No

6. Existing and Proposed Use of the Subject Land

Use	Severed Lands		Retained Lands	
	Existing	Proposed	Existing	Proposed
Urban Residential	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hamlet Residential	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commercial	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tourist Recreational	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Agricultural	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Industrial	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Institutional	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Parkland	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Utility	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Non-Farm Related Rural Residential	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Farm-Related Rural Residential	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

7. Current Planning Status

	Severed/Servient Lands	Retained Lands
Current Durham Regional Official Plan (Envision Durham) designation:		
Current Oshawa Official Plan designation:		
Current Part II Plan/Secondary Plan designation (where applicable):		
Current Zoning:		

8. Current Heritage Status Designation

Is this property listed on the Heritage Oshawa Inventory of Heritage Properties?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
If Yes, is the property:	<input type="checkbox"/> Designated	<input type="checkbox"/> Non-Designated
	<input type="checkbox"/> Class "A"	<input type="checkbox"/> Class "B"

The applicant, by submitting this application agrees not to demolish, alter, or apply for a demolition permit during the processing of this application.

9. Consistency with Provincial Policies and Plans

	Yes	No	N/A	Explanation
Is the application consistent with the Provincial Planning Statement?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
If applicable, is the application consistent with the Greenbelt Plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

	Yes	No	N/A	Explanation
If applicable, is the application consistent with the Oak Ridges Moraine Conservation Plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Is a separate document (i.e. letter planning report) providing the above information attached?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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10. Lands Subject to Other Applications

Indicate (X) if the subject land was ever subject of an application for approval for any of the following applications for all or part of the subject property as applicable:

Type of Application	Submitted Yes	No	File Number	Land Affected	Purpose and Effect of Application	Status of Application
Durham Regional Official Plan Amendment	<input type="checkbox"/>	<input type="checkbox"/>				
Plan of Subdivision/ Condominium	<input type="checkbox"/>	<input type="checkbox"/>				
Zoning By-law Amendment	<input type="checkbox"/>	<input type="checkbox"/>				
Oshawa Official Plan Amendment	<input type="checkbox"/>	<input type="checkbox"/>				
Application for Consent/Removal of Part Lot Control	<input type="checkbox"/>	<input type="checkbox"/>				
Application for Site Plan Approval	<input type="checkbox"/>	<input type="checkbox"/>				
Minor Variance	<input type="checkbox"/>	<input type="checkbox"/>				

11. Servicing and Infrastructure

Services existing and proposed:

Type of Service	Severed Land		Retained Land	
	Existing	Proposed	Existing	Proposed
Public Water and Sewers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Public Water and Private Sewage System	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Public Sewer and Well	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Well and Private Sewage System	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other: Communal, Lake Water, etc.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If proposed, specify when above will be available: _____

12. Access to the Subject Property

Services existing and proposed:

Property Frontage	Severed Land		Retained Land	
	Existing	Proposed	Existing	Proposed
Open Municipal Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Regional Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Provincial Highway	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Unopened Road Allowance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROW	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
State name of Road(s)				

Note: If access to the subject land will be by water only, specify the parking and docking facilities used or to be used and the approximate distance of the facilities from the subject land and the nearest public road:

13. Site Contamination

	Yes	No
Has a site screening questionnaire, which is attached to this application, been completed for this site and submitted with your application?	<input type="checkbox"/>	<input type="checkbox"/>
Has the Phase 1 or Phase 2 Environmental Site Assessment (ESA), Remedial Work Plan (RWP) or Record of Site Condition (RSC) in accordance with the Ministry of Environment's Guideline been completed and provided for this site?	<input type="checkbox"/>	<input type="checkbox"/>
Has it been submitted to the City of Oshawa? If No , submit two (2) paper copies and one (1) digital copy in PDF format with your application.	<input type="checkbox"/>	<input type="checkbox"/>

Indicate the title, date and author of the report in the space provided.

Title	Author	Date	Attached?	To be Submitted

14. Other Information**(a) Additional Technical Studies or Background Material**

The application may be deemed not to be complete without the submission of the required reports identified in this application. In addition, although not required, the submission of additional technical and information reports may be necessary in order to appraise the proposal and were identified at the pre-application consultation stage or through further processing of the application. Submit two (2) paper copies and one (1) digital copy in PDF format of each report/study with the application (or other number of copies as determined by the Economic and Development Services Department).

List any additional technical studies or background material being submitted to support the application and/or to satisfy requirements of the Oshawa Official Plan, Council policy, Provincial statutes and regulations, etc.:		
Name of Report	Prepared by	Date

(b) Woodlots

Does the subject property contain one or more woodlots as defined below?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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For the purposes of defining a woodlot, the diameter of a tree is measured at a point which is 1.37 metres (4.5 ft.) above the highest point of the undisturbed ground at the base of the tree. With that in mind, a “woodlot” is defined as any area which has a minimum of:

- (a) 1,000 trees per hectare (400 trees/ac.) of any size;
- (b) 750 trees per hectare (300 trees/ac.) which measure more than 5 centimetres (2 in.) in diameter;
- (c) 500 trees per hectare (200 trees/ac.) which measure more than 12 centimetres (4.7 in.) in diameter; or
- (d) 250 trees per hectare (100 trees/ac.) which measure more than 20 centimetres (8 in.) in diameter.

For further information on “woodlots”, refer to the Regional Municipality of Durham’s Tree Conservation By-law 30-2020 and any amendments thereto.

(c) Minimum Distance Separation

Are there one or more livestock barns or manure storage facilities located within 1,000 metres (1,640 ft.) of the boundary of the subject property? If Yes , complete the “Minimum Distance Separation 1 – Data Sheet”.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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15. Acknowledgements and Affidavit or Sworn Declaration**Applicant's Acknowledgements**

1. If the information and materials submitted by the applicant contains third party information as defined in Section 10(1) of the *Municipal Freedom of Information and Protection of Privacy Act*, RSO 1990, c M.56, as amended from time to time, the applicant shall specifically identify such information to the City of Oshawa at the time of submission and the applicant shall provide support for its position that such information comprises third party information, however, the identification and support evidence for such a position will not necessarily result in the withholding of the information or material from public disclosure. The applicant's failure to identify any third party information and provide support for its position with respect to the same will result in the full disclosure of the information or material to the public.
2. Personal information on this form is collected under the authority of the *Planning Act* and will be used to determine compliance with City of Oshawa by-laws and policies.
3. Plans submitted in conjunction with this application are not reviewed for compliance with the *Ontario Building Code* (OBC) and related regulations. It is the responsibility of the Registered Owner/agent and designer to ensure that all plans submitted with this application comply with the basic requirements of the OBC. If you need assistance in determining whether your plans comply with the OBC, contact Building Services, City Hall, 50 Centre Street South, 1st Floor, by telephone at (905) 436-5658 or by email at buildings@oshawa.ca.
4. The applicant acknowledges that the [City's File Closure Policy](#) dated March 1, 2013, is in effect and shall apply to this application. This policy is located on the City's website for information.
5. The applicant acknowledges that the [City's Policy for the Collection of Outstanding City Taxes](#) dated April 29, 2013, is in effect and shall apply to this application. This policy is located on the City's website for information.
6. All vegetation, including that not within a defined woodlot, must be maintained during the processing of the application.
7. No regrading is permitted on site during the processing of the application.
8. Applicants and agents are advised that there may be additional approvals (i.e., site plan approval, building permit, etc.) and additional fees and charges (i.e., building permit fees, parkland dedication fees, development charges) associated with any development approved in conjunction with this application.
9. Applicants and agents may be required to provide additional information that will assist the City in assessing the application. Applicants and agents acknowledge that the City may not be able to process the application unless the additional information is submitted.
10. Applicants and agents agree that any proposed construction must not block or alter the existing drainage pattern such that it would adversely affect the neighbouring lots.
11. The applicant is required to produce and provide alternate formats of all plans, drawings and reports, if necessary, in a timely manner at no additional cost, as per the *Accessibility for Ontarians with Disability Act 2005, Ont. Reg. 429/07 (A.O.D.A.)*.
12. Plans submitted in conjunction with this application are not reviewed for compliance with the A.O.D.A. and related regulations. It is the responsibility of the Registered Owner/agent and designer to ensure that all plans submitted with this application comply with the basic requirements of the A.O.D.A. Applicants and agents agree that they will not contact Committee members outside of Committee of Adjustment meetings.

Applicant's Acknowledgements

13. The Secretary-Treasurer will prepare a notice which is to be posted on the site by the applicant or agent in a clearly visible location. In accordance with the *Planning Act*, this notice shall be posted at least 14 days before the day the application is scheduled to be heard by the Committee. Failure to post the notice will result in the tabling of the application. If an application is tabled for this reason, the application will not be lifted from the table to be heard until an appropriate notice is posted at the site and the applicant pays the tabling fee to the City. In accordance with *Ont. Reg. 197/96* as amended, if you own a building containing more than 7 (seven) residential units, you must post the public notice in a location that is visible to all residents.

I, _____ of the _____
(Print Name) (e.g., City of Oshawa, Town of Whitby, etc.)

in the _____ solemnly declare that all the statements
(e.g. Region of Durham, County, etc.)

contained in this application and all of the statements contained in all the exhibits transmitted herewith are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act*. I also agree to allow the City of Oshawa, its employees and agents to enter upon the subject property for the purpose of conducting surveys and tests that may be necessary to this application. I further agree for the purposes of the *Municipal Freedom of Information and Protection of Privacy Act*, to authorize and consent to the use by or the disclosure to any person or public body of any personal information that is collected under the authority of the *Planning Act* for the purposes of processing this application. I fully understand and agree to comply with all of the Applicant's Acknowledgements as set out above.

Declared before me at the _____ in the _____
(e.g. City of Oshawa, Town of Whitby) (e.g. Region of Durham, County, etc.)

this _____ day of _____ in the year of _____.

A Commissioner, etc.

Signature of Registered Owner, Applicant or Authorized Agent

16. Authorizations

If the applicant is not the Registered Owner of the land that is the subject of this application, the written authorization of the Registered Owner (or the written authorization of each owner, in the case of shared ownership) that the applicant is authorized to make the application **must be attached**, or in the case of a single owner, the authorization set out below must be completed by the Registered Owner.

I, _____ (please print) am the Registered Owner of the land that is the subject of this application for consent (land division) and I authorize _____ (please print) to make this application on my behalf and for the purpose of the *Municipal Freedom of Information and Protection of Privacy Act* to provide any of my personal information that will be included in this application or collected during the processing of the application.

Date_____
Signature of Registered Owner**17. Consent of Registered Owner**

Complete the consent of the owner concerning personal information set out below (or the written authorization of each owner in the case of shared ownership).

I, _____ (please print) am the Registered Owner of the land that is the subject of this application for consent and, for the purpose of the *Municipal Freedom of Information and Protection of Privacy Act*, I authorize and consent to the use by or the disclosure to any person or public body of any personal information that is collected under the authority of the *Planning Act* for the purposes of processing this application.

Date_____
Signature of Registered Owner



Screening Questionnaire for Identifying Potentially Contaminated Sites

This questionnaire has been developed to assist the City of Oshawa in identifying development applications on sites that may be contaminated as a result of a previous use or activity. The Ministry of the Environment, Conservation and Parks (MECP) has developed a "[Guideline for Use at Contaminated Sites in Ontario \(February 1997\)](#)" that outlines the process recommended for the restoration and clean-up of contaminated sites. Applicants on sites that may be contaminated will be required to demonstrate to the satisfaction of the City that they have addressed this Guideline.

This questionnaire is not required to be completed if a Phase 1 or Phase 2 Environmental Site Assessment (ESA), Remedial Work Plan (RWP) or Record of Site Condition (RSC) in accordance with the MECP's Guideline has been provided to the City of Oshawa.

1. Details of Subject Lands

Location and Description		
Landowner Name		
Mailing Address (Street Number and Street Name)		
Location of Subject Lands (Street Number and Name of Street)		
Lot(s)	Concession(s)	Former Twp.
Registered 40M Plan Number	Lot(s)/Block(s)	Registered 40R Plan Number

2. Current Use of the Property

What is the current use of the property? (Check the appropriate uses(s):

Category 1: ☐ Industrial ☐ Commercial ☐ Community

Category 2: ☐ Residential ☐ Institutional ☐ Parkland

Category 3: ☐ Agricultural ☐ Other

Note: daycare facilities and a property that contains a religious building(s) are considered institutional uses. See [Ontario Regulation 153/04](#), as amended, for definitions.

3. Previous Use of Subject Site

Questions	Yes	No
Does this development proposal require a change in property use that is prescribed under the Environmental Protection Act and O.Reg. 153/04 (e.g. a change to a more sensitive use from Category 1 to 2; 2 to 3; or 1 to 3 as identified above)? If yes, a Record of Site Condition must be filed on the Provincial Environmental Site Registry.	<input type="checkbox"/>	<input type="checkbox"/>
Has the property or any adjacent lands ever been used as an Enhanced Investigation Property (e.g. industrial uses; chemical warehousing; automotive repair garage; bulk liquid dispensing facility, including a gasoline outlet and/or a dry-cleaning equipment)?	<input type="checkbox"/>	<input type="checkbox"/>
Has fill (earth materials used to fill in holes) ever been placed on the property?	<input type="checkbox"/>	<input type="checkbox"/>
Is the property or any adjacent lands identified as a wellhead protection zone? (Please review the Ministry of the Environment, Conservation and Parks Source Protection Information Atlas to confirm).	<input type="checkbox"/>	<input type="checkbox"/>
Is the property within 250 metres from an active or decommissioned landfill/dump, waste transfer station or Polychlorinated Biphenyl (PCB) storage site?	<input type="checkbox"/>	<input type="checkbox"/>
Has the property ever stored/generated/accepted hazardous materials requiring Hazardous Waste Information Network (HWIN) registration or other permits?	<input type="checkbox"/>	<input type="checkbox"/>
Does the subject lands or lands abutting it previously or currently support one or more of the Potentially Contaminating Activities identified in Table 2 of Schedule D of O.Reg 153/04 , as amended?	<input type="checkbox"/>	<input type="checkbox"/>

Note: If the answer is “Yes” to any question above, a Phase One ESA (and possibly a Phase Two ESA) at a minimum prepared in accordance with O.Reg. 153/04, is required. Please submit two hard copies and a digital copy of the Phase One and/or a Phase Two ESA that satisfies the requirements of O.Reg 153/04, as amended.

The City must be granted third party reliance on all ESA work through the completion of its Reliance Letter and Certificate of Insurance. City third-party reliance is not required if a Record of Site Condition is filed on the Environmental Site Registry for the proposed property use and/or the Ministry of the Environment, Conservation and Parks (MECP) issues a notice of a Certificate of Property Use where applicable.

Note: The City may scope the Environmental Site Assessment requirements for minor development proposals on Enhanced Investigation Properties (e.g. accessory structures) or determine if additional environmental work is required.

4. Declarations

This form must be completed and signed by both a Qualified Person and the property Owner(s) or Authorized Agent for all development applications made under the Planning Act and reviewed by the City of Oshawa Planning Department.

A Qualified Person sign-off may be waived by the City for minor variances; and/or applications where site contamination was recently addressed by a related planning application.

For a full list of Qualified Person exemptions, please see [Appendix B of the Regional Municipality of Durham's Soil and Groundwater Assessment Protocol](#). Where a Qualified Person sign-off is required on this form, the completion of a Regional Reliance Letter and Certificate of Insurance may be waived.

To the best of my knowledge, the information provided in this questionnaire is true, and I do not have any reason to believe that the subject property contains contaminants at a level that would interfere with the proposed property use.

I am a Qualified Person in accordance with Ontario Regulation 153/04 and carry the required liability insurance in accordance with [Appendix F of the Regional Municipality of Durham's Soil and Groundwater Assessment Protocol](#).

Qualified Person

Name of Qualified Person (please print)

Signature of Qualified Person

Name of Firm

Address

Telephone Number

Fax

Email Address

Date**Professional Seal:**

Property Owner, or Authorized Agent:

Name of Registered Owner or
Authorized Agent (please print)

Signature of Registered Owner or Authorized Agent

Name of Company (if applicable)

Title of Authorized Agent

Address

Telephone Number

Fax

Email Address

City of Oshawa File Number

Regional File Number

Date



Minimum Distance Separation 1 – Data Sheet

This form is to be completed and attached to a development application when applying for a new non-farm use within 750 metres of a proposed Type A¹ land use or 1,500 metres of a proposed Type B² land use. Complete one sheet for each set of farm buildings.

This form does not need to be completed if the Minimum Distance Separation (MDS) Data Sheet is completed in relation to a subdivision/condominium application.

Closest distance from the livestock facility to the nearest boundary of the subject site:	metres
Closest distance from the manure storage to the nearest boundary of the subject site:	metres
Tillable hectares where livestock facility located:	hectares

Location of Livestock Facility			
Registered Owner of Livestock Facility		Telephone of Registered Owner of Livestock Facility	
Municipal Address(es) (Street Number and Name of Street)			
Lot(s)		Concession(s)	Former Twp.
Registered Plan Number	Lot(s)/Block(s)	Reference Plan Number	Part Number(s)

Type of Livestock	Existing Housing Capacity #	Manure System (Check one box)			
		Covered Tank	Open Solid Storage	Open Liquid Tank	Earthen Manure Storage
Dairy <input type="checkbox"/> Milking Cows <input type="checkbox"/> Heifers <input type="checkbox"/> Calves		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Beef <input type="checkbox"/> Cows <input type="checkbox"/> Backgrounders <input type="checkbox"/> Feeders <input type="checkbox"/> Shortkeepers		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

¹ Type A Land Uses:

Industrial
Agricultural Related
Recreational-Low Intensity
Residential Dwelling on an existing lot
Creation of up to 3 lots

² Type B Land Uses:

Residential Subdivisions
Multiple Residential
Rural Residential Cluster
Institutional
Recreational-High Intensity
Commercial
Expansion of a settlement area

Type of Livestock	Existing Housing Capacity #	Manure System (Check one box)			
		Covered Tank	Open Solid Storage	Open Liquid Tank	Earthen Manure Storage
Swine <input type="checkbox"/> Sows <input type="checkbox"/> Weaners <input type="checkbox"/> Breeder gilts <input type="checkbox"/> Feeder Hogs		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Poultry <input type="checkbox"/> Chicken Broiler/Roasters <input type="checkbox"/> Caged Layers <input type="checkbox"/> Chicken Breeder Layers <input type="checkbox"/> Pullets <input type="checkbox"/> Meat Turkeys (>10kg) <input type="checkbox"/> Meat Turkeys (6-10kg) <input type="checkbox"/> Meat Turkeys (<6kg) <input type="checkbox"/> Turkeys Breeder Layers		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Horses		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sheep <input type="checkbox"/> Adult Sheep – for dairy <input type="checkbox"/> Adult Sheep – for meat <input type="checkbox"/> Feeder Lambs		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mink – Adults		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> White Veal Calves – milk fed <input type="checkbox"/> Veal – grain fed		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goats <input type="checkbox"/> Adult Goats <input type="checkbox"/> Feeder Goats		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Declaration by Registered Owner or Authorized Agent

To the best of my knowledge, the information provided in this questionnaire is true. I agree for the purposes of the Municipal Freedom of Information and Protection of Privacy Act, 1989, to authorize and consent to the use by or the disclosure to any person or public body of any personal information that is collected under the authority of the Planning Act for the purposes of processing this application.

 Name (please print)

 Signature of Registered Owner or Authorized Agent

 Date