

# THE CORPORATION OF THE CITY OF GRAND FORKS

## BYLAW NO. 1669

**A Bylaw to Establish Procedures and To Impose Fees  
For the Amendment of Plans or Bylaws, the Issue of a  
Permit or the Amendment of a Land Use Contract or a  
Heritage Revitalization Agreement Under  
Parts 26 and 27 of the Local Government Act**

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**WHEREAS** the Council of the Corporation of the City of Grand Forks have adopted Plans and Bylaws under Parts 26 and 27 of the Local Government Act;

**AND WHEREAS** the Council of the Corporation of the City of Grand Forks shall, in accordance with Section 895 of the Local Government Act, by bylaw, establish procedures to amend a plan, bylaw or issue a permit;

**AND WHEREAS** in accordance with Section 931 of the Local Government Act, Council may, by bylaw, impose an application fee to initiate changes to the provisions of a plan, bylaw or issue a permit, under Parts 26 and 27, or impose an application fee for an application to a board of variance;

**NOW THEREFORE**, Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS**, as follows:

### Title

1. This bylaw may be cited, for all purposes, as the "Planning Procedures and Fees Bylaw No. 1669, 2001".

### Repeal of Existing Bylaw

2. This bylaw shall repeal Bylaw No. 1419 and any amendments thereto.

### Application

3. This bylaw shall apply to the following:
  - (a) amendments to:
    - i) an official community plan
    - ii) a zoning bylaw, and

**AMENDED  
BY BYLAW  
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- (b) in respect of the imposition of fees for an amendment to a land use contract under Part 26 of the Act;
- (c) the issuance of:
  - i) development variance permits
  - ii) temporary commercial and industrial permits
  - iii) development permits
- (d) the issuance of:
  - i) heritage alteration permits
- (e) in respect of the imposition of fees for:
  - (i) an amendment to a land use contract under Part 27
  - (ii) a heritage revitalization agreement
- (f) in respect of the imposition of fees for an application to a Board of Variance;

#### **General Provisions**

- 4. Applications for amendments, permits, or an application to the Board of Variance shall be made by the owner or an authorized agent of the owner and shall be submitted to the offices of the City of Grand Forks on the applicable form provided by the City for that purpose.
- 5. At the time of application for amendment, a permit, or an application to the Board of Variance, the applicant shall pay to the City of Grand Forks an application fee in conformance with the following schedule:
  - a) Applications to amend plans or bylaws under Division (2) or (7), of Part 26 of the Local Government Act shall be accompanied with an application fee of \$1000.00. One half of this application fee shall be refunded to the applicant should the application not proceed to public hearing. Should a second public hearing become necessary in dealing with the application to amend plans or bylaws under the above-mentioned divisions of Part 26, due to the applicant requiring changes to the bylaw, the applicant may be responsible for the City's costs incurred in conducting the second public hearing.
  - b) Applications to amend a zoning bylaw, that also require an amendment to an official community plan under Division (2) of Part 26 shall be accompanied with an application fee of \$1,200.00, provided that both bylaws can be heard at the same

public hearing. One half of this application fee shall be refunded to the applicant should the application not proceed to public hearing;

- (c) Applications for the issuance of a permit under Section 921 of the Local Government Act shall be accompanied with an application fee of \$750.00. One half of this application fee shall be refunded to the applicant should the application not proceed to public meeting.
- (d) Applications for the issuance of a permit under Section 922 of the Local Government Act shall be accompanied with an application fee of \$350.00. One half of this application fee shall be refunded to the applicant should the application not proceed to public meeting;
- (d) Applications for the issuance of a permit under Section 920 of the Local Government Act shall be accompanied with a non-refundable application fee of \$200.00.
- (e) Applications for the issuance of a permit under Section 972 of the Local Government Act shall be accompanied with a non-refundable application fee of \$200.00.
- (f) Applications for a heritage revitalization agreement intended to vary or supplement provisions of a bylaw under Division (7), of Part 26 of the Local Government Act, or a shall be accompanied with an application fee of \$1000.00. One half of this application fee shall be refunded to the applicant should the application not proceed to public hearing. Should a second public hearing become necessary in dealing with an application for a heritage revitalization agreement, due to the applicant requiring changes to the bylaw, the applicant may be responsible for the City's costs incurred in conducting the second public hearing.
- (g) Applications to the Board of Variance shall be accompanied with an application fee of \$350.00.

Council may waive the requirement for an application fee by resolution.

6. With the exception of applications for to the Board of Variance, every application shall be referred to Council for a decision. A Staff report containing information in respect to the application and/or a recommendation from a Council Committee may be presented to Council at the same time.

7. Council may:
- a) Upon receipt of the referral under Section 5 of the bylaw, proceed with an amendment bylaw, reject the application or table the application pending further information.
  - b) Upon receipt of the referral under Section 5 of this bylaw, proceed to authorize the issuance of a permit, authorize the issuance of the proposed permit as amended by Council in its resolution, or refuse to authorize the issuance of the permit.
8. Where an application, for an amendment bylaw or a permit has been refused by Council, the applicant shall be so notified of the refusal together with reasons.

Read a **FIRST** time this 4<sup>th</sup> day of June, 2001.

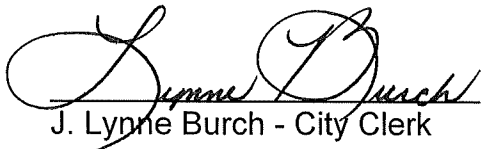
Read a **SECOND** time this 18<sup>th</sup> day of June, 2001.

Read a **THIRD** time this 18<sup>th</sup> day of June, 2001.

**FINALLY ADOPTED** this 3<sup>rd</sup> day of July, 2001.



Lori Lum - Mayor



J. Lynne Burch - City Clerk

### CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1669 as passed by the Municipal Council of the City of Grand Forks on the 3<sup>rd</sup> day of July, 2001.

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Clerk of the Municipal Council of the  
City of Grand Forks