

INFRASTRUCTURE PLANNING AND PERMITS

APPLICATION FOR DEVELOPMENT, INTERFERENCE WITH WETLANDS AND ALTERATIONS TO SHORELINES AND WATERCOURSES

(Pursuant to Ontario Regulation 166/06, as amended)

Please read, complete each section as required, date and sign this application.

02.08.2019

Project Description				
Project Name (if applicable):				
Municipality:				
Project Location (address):				
Nearest Major Intersection:				
Lot:	Plan:	OR	Lot:	Conc.:

Proponent	
Name:	
Organization:	
Mailing Address:	City:
Postal Code:	Email:
Phone #:	Fax #:

Landowner	
Landowner is: <input type="checkbox"/> Proponent (as above) <input type="checkbox"/> TRCA <input type="checkbox"/> Other (listed below)	
Landowner Name(s):	
Landowner Authorization Enclosed: <input type="checkbox"/> Yes <input type="checkbox"/> No	

Note: If the Landowner is not the proponent, written authorization from the Landowner(s) is required.

Consultant	
Name:	
Organization:	
Mailing Address:	City:
Postal Code:	Email:
Phone #:	Fax #:

Project Details	
Description of Proposed Works:	
Proposed Start Date:	Anticipated Date of Completion:
Existing Site Conditions/Use:	
Site Photos Attached: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Proposed Site Conditions/Use:	
Has a previous application to TRCA been filed on this property? <input type="checkbox"/> No <input type="checkbox"/> Yes (provide details):	
Is there a violation on this property under Ontario Regulation 158 or Ontario Regulation 166/06, as amended? <input type="checkbox"/> No <input type="checkbox"/> Yes (provide details):	

TRCA is requested to peer review the submission details and provide an opinion as to whether the project, if implemented as proposed, will or will not cause *serious harm* to fish as per the self-assessment process under the *Fisheries Act*.

- No Yes (provide details):

Are other approvals required?

- | | | |
|--------------------------|--------------------------|----------------------|
| Yes | No | |
| <input type="checkbox"/> | <input type="checkbox"/> | <i>Planning Act</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Permit to Take Water |
| <input type="checkbox"/> | <input type="checkbox"/> | Other (specify): |

Environmental Assessment Type

- Individual EA
- Municipal Class EA (specify schedule):
- Other (specify):

FOR EMERGENCY INFRASTRUCTURE WORKS PROJECTS ONLY

It is the declaration of the proponent that this project is to be carried out in response to an emergency, and carrying out the project forthwith is in the interest of preventing an immediate hazard to public safety, which as such, represents a threat of injury to persons, loss of life, or loss of property (*Conservation Authorities Act*). In accordance with this declaration, these works are classified as (choose one):

- Failure:** Infrastructure has failed and resulting response is immediate; works may proceed in advance of TRCA Emergency Infrastructure Works permit.
- Urgent:** Infrastructure failure is imminent and structural soundness is questionable; response is immediate and on site planning is implemented. TRCA Emergency Infrastructure Works permit to be obtained prior to construction.
- Critical:** Infrastructure is exposed but structurally sound; repairs are planned within one year or sooner. TRCA Emergency Infrastructure Works permit to be obtained prior to construction.

Submission Requirements

- A. Each application must be accompanied by the appropriate fee as noted on the TRCA Administrative Fee Schedule for Environmental Assessment and Infrastructure Permitting Services, as may be amended. Applications will not be processed until the fee is paid in full.
- B. SIX COPIES of each plan must be submitted and INDIVIDUALLY FOLDED. DIGITAL COPIES must also be submitted. TYPICAL SUBMISSIONS INCLUDE:
1. Legal Survey of subject property and location map in relation to major intersections
 2. Site Plan showing existing site conditions, property boundaries and proposed works (e.g., existing and proposed grades, structures, watercourses, etc.)
 3. Erosion and Sediment Control Plans
 4. Post-Construction and Restoration/Landscape Plans

Please refer to the checklists and guidelines in the Planning and Development Procedural Manual at www.trca.ca for details. Please note that additional information may be required (e.g., geotechnical study, cross-section details, elevation plans, drainage details before and after development, etc.).

A covering letter is also of assistance, which outlines the proposal, provides contact names and describes all submission contents.

- C. If a consultant is submitting an application on behalf of the proponent, the Proponent Authorization form must be completed. Please note the permit will be issued in the name of the proponent. Permits are not transferable.

If a proponent is applying to undertake work in a Regulated Area on property owned by a third party, separate Landowner Authorization confirming that the proponent is authorized to undertake the work, and confirming that the terms and conditions of this application are accepted by the landowner, is required.

Permit Review Procedures

TRCA staff will assess your application to determine if the control of flooding, erosion, dynamic beaches, pollution, or the conservation of land will be affected by the proposed works in accordance with TRCA's programs and policies. Recommendations will be forwarded to the Executive Committee, who will decide whether to approve or refuse the application.

If staff is recommending refusal of the application and the owner wishes to proceed with the proposal, the Executive Committee will convene as a Hearing Board to consider the application. You will be notified of a hearing date which you and your agent may attend. Upon reviewing information provided by TRCA staff and the owner/agent, the Hearing Board will make a decision. If refused, the applicant will be notified of the reasons in writing. Within 30 days of receipt of the notification, the owner may appeal the decision of the Hearing Board to the Minister of Natural Resources and Forestry who may dismiss the appeal or grant permission.

For further information on the legal details of these procedures, please refer to the *Conservation Authorities Act* and Ontario Regulation 166/06, as amended, on the Government of Ontario's e-laws website at www.ontario.ca/laws. You can also consult the *Hearing Guidelines (October 2005)* prepared by Conservation Ontario and the MNRF, which can be found in the TRCA Planning and Development Procedural Manual at www.trca.ca.

Permit Conditions

Under Section 28(3) of the *Conservation Authorities Act* and Sections 3 and 6 of Ontario Regulation 166/06, as amended, TRCA has the ability to apply conditions to a permit as it relates to Section 28(1) of the Act regarding alterations to watercourses and wetlands, and to development where the control of flooding, erosion, dynamic beaches, pollution, or the conservation of land may be affected.

All conditions imposed upon a permit are legally binding. The legislation provides TRCA the ability to cancel a permit if those conditions are not met and offers the permit holder the opportunity at a hearing to show cause as to why the permit should not be cancelled.

The Act also identifies that it is an offence to contravene the imposed terms and conditions of a permit and provides TRCA the ability to initiate legal proceedings in the event of non-compliant related issues.

By signing this application, consent is given to the inclusion of the following permit conditions on the permit should approval be granted. The permit holder also agrees to comply with the terms and conditions as imposed.

1. The Owner shall strictly adhere to the approved TRCA permit, plans, documents and conditions, including TRCA redline revisions, herein referred to as the "works", to the satisfaction of TRCA. The Owner further acknowledges that all proposed revisions to the design of this project that

impact TRCA interests must be submitted for review and approval by TRCA prior to implementation of the redesigned works.

2. The Owner shall notify TRCA Enforcement staff 48 hours prior to the commencement of any of the works referred to in this permit and within 48 hours upon completion of the works referred to herein.
3. The Owner shall grant permission for TRCA staff, agents, representatives, or other persons as may be reasonably required by TRCA, in its opinion, to enter the premises without notice at reasonable times, for the purpose of inspecting compliance with the approved works, and the terms and conditions of this permit, and to conduct all required discussions with the Owner, their agents, consultants or representatives with respect to the works.
4. The Owner acknowledges that this permit is non-transferrable and is issued only to the current owner of the property. The Owner further acknowledges that upon transfer of the property into different ownership, this permit shall be terminated and a new permit must be obtained from TRCA by the new owner.

In the case of municipal or utility projects, where works may extend beyond lands owned or easements held by the municipality or utility provider, Landowner Authorization is required to the satisfaction of TRCA.

5. This permit is valid for a period of two years from the date of issue unless otherwise specified on the permit. The Owner acknowledges that it is the responsibility of the Owner to ensure a valid permit is in effect at the time works are occurring; and, if it is anticipated that works will not be completed within the allotted time, the Owner shall notify TRCA at least 60 days prior to the expiration date on the permit if an extension will be requested.
6. The Owner shall ensure all excess fill (soil or otherwise) generated from the works will not be stockpiled and/or disposed of within any area regulated by TRCA (on or off-site) pursuant to Ontario Regulation 166/06, as amended, without a permit from TRCA.
7. The Owner shall install effective erosion and sediment control measures prior to the commencement of the approved works and maintain such measures in good working order throughout all phases of the works to the satisfaction of TRCA.
8. The Owner acknowledges that the erosion and sediment control strategies outlined on the approved plans are not static and that the Owner shall upgrade and amend the erosion and sediment control strategies as site conditions change to prevent sediment releases to the natural environment to the satisfaction of TRCA.
9. The Owner shall repair any breaches of the erosion and sediment control measures within 48 hours of the breach to the satisfaction of TRCA.
10. The Owner shall make every reasonable effort to minimize the amount of land disturbed during the works and shall temporarily stabilize disturbed areas within 30 days of the date the areas become inactive to the satisfaction of TRCA.
11. The Owner shall permanently stabilize all disturbed areas immediately following the completion of the works and remove/dispose of sediment controls from the site to the satisfaction of TRCA.
12. The Owner shall arrange a final site inspection of the works with TRCA Enforcement staff prior to the expiration date on the permit to ensure compliance with the terms and conditions of the permit to the satisfaction of TRCA.
13. The Owner shall pay any additional fees required by TRCA in accordance with the TRCA Administrative Fee Schedule for Permitting Services, as may be amended, within 15 days of being advised of such in writing by TRCA for staff time allocated to the project regarding issues of

non-compliance and/or additional technical review, consultation and site visits beyond TRCA's standard compliance inspections.

These conditions are being requested to ensure compliance with the approved plans and reports and to ensure that the control of flooding, erosion, dynamic beaches, pollution, or the conservation of land will not be affected.

Application-specific permit conditions may also be required in certain situations. You will be advised of any proposed application-specific permit conditions through separate correspondence from our office.

Should you object to the applied conditions, please provide a written rationale to our office. We will then contact you to discuss the permit conditions further. Should we not reach a satisfactory resolution, you will be given the opportunity to request a hearing before TRCA's Executive Committee.

For further information on permit conditions, the *Conservation Authorities Act* and Ontario Regulation 166/06, as amended, please consult the Government of Ontario's e-laws website at www.ontario.ca/laws.

Notes

1. By signing this application, consent is given to TRCA staff, agents, representatives, or other persons as required by TRCA, in its opinion, to enter the premises without notice at reasonable times for the purpose of considering a request for a permit, inspecting, obtaining information, and/or monitoring any and all works, activities and/or construction pertaining to the property in addition to the works as approved under cover of any permit issued by TRCA, and to conduct all required discussions with the Owner, their agents, consultants or representatives with respect to the works.
2. Permits granted by TRCA do not replace building permits or any other permits or approvals issued through municipal offices or other levels of government. A permit under Ontario Regulation 166/06, as amended, does not constitute TRCA approval of any related *Planning Act* or *Environmental Assessment Act* applications. Separate approval of all related applications must be obtained from the respective agency and TRCA.

Notice of Collection

Pursuant to the *Municipal Freedom of Information and Protection of Individual Privacy Act*, the personal information contained on this form is collected under the authority of the *Conservation Authorities Act*. This information is used to assess applications and, where approved, issue the Development, Interference with Wetlands and Alterations to Shorelines and Watercourses permit. Information submitted as part of this application may be disclosed to Government and Municipal agencies for review and comment, or to members of the public through the Freedom of Information process. Questions about the collection of information should be directed to the Information and Privacy Officer, Toronto and Region Conservation Authority, Tel: 416-661-6600.

Any false or misleading statement made on this application will render null and void any permission granted.

I, the proponent, _____ solemnly declare that to my best knowledge and belief, all of the above information, plans and submissions to be true, valid and current. I further accept the aforementioned inclusions, terms and conditions to be binding upon the registered owner(s) of the property and all assigned consultants, contractors and/or constructors acting on my behalf. My signature acknowledges the right to exercise binding authority.

Signature of Proponent:	Date:

Signature of Consultant:	Date:

Note: Signature or written authorization from the proponent is mandatory.

Fees Agreement

I/We acknowledge that through the assessment of this application, additional fees may be required to reflect the costs of site visits, incomplete submissions, and/or the appropriate fee category. Further, I/we recognize that all fees must be paid prior to the release of approval.

Signature of Proponent:	Date:

Signature of Consultant:	Date:

Proponent Authorization

If this application is to be submitted by a consultant on behalf of the proponent, this Proponent Authorization must be completed and signed by the proponent. If the proponent is a corporation acting without a consultant, the application must be signed by an officer of the corporation and the corporation's seal (if any) must be affixed. If the proponent is proposing to undertake work on property owned by a third party, separate documentation confirming that the proponent is authorized to undertake the work, and confirming that the terms and conditions of this application are accepted by the landowner, is required.

NOTE TO THE PROPONENT:

IF THE APPLICATION IS TO BE PREPARED BY A CONSULTANT, AUTHORIZATION SHOULD NOT BE GIVEN UNTIL THE APPLICATION AND ITS ATTACHMENTS HAVE BEEN EXAMINED AND APPROVED BY YOU, THE PROPONENT.

I/WE (Proponent's Name) _____ HEREBY AUTHORIZE
(Consultant's Name) _____ TO PROVIDE AS MY
CONSULTANT ANY REQUIRED AUTHORIZATIONS OR CONSENTS, TO SUBMIT THE ENCLOSED
APPLICATION TO THE TORONTO AND REGION CONSERVATION AUTHORITY, AND TO APPEAR
ON MY BEHALF AT ANY HEARING(S) OF THE APPLICATION AND TO PROVIDE ANY INFORMATION
OR MATERIAL REQUIRED BY THE BOARD RELEVANT TO THE APPLICATION FOR PURPOSES OF
OBTAINING A PERMIT TO DEVELOP, INTERFERE WITH A WETLAND OR ALTER A SHORELINE OR
WATERCOURSE IN ACCORDANCE WITH THE REQUIREMENTS OF ONTARIO REGULATION
166/06, AS AMENDED.

DATED AT THE CITY / TOWN OF _____.

Signature of Proponent:	Date: