

# A F F I D A V I T

(To be used for Leases that have been Terminated and for Advertisement)

**In The Matter** of an application for a vacant property rebate pursuant to Section 364 of the *Municipal Act, 2001* and Ontario Regulation 325/01 with respect to the property known municipally as \_\_\_\_\_, and described pursuant to Assessment Roll Number \_\_\_\_\_.

1.

I am the \_\_\_\_\_ of \_\_\_\_\_ (Company Name and Address) and as such I have personal knowledge of the information set out in this affidavit.
2.

The subject property or unit is identified as \_\_\_\_\_ and is \_\_\_\_\_ square feet in size and was leased to \_\_\_\_\_ (tenant name) which was operating a business under the name of \_\_\_\_\_ (name of business);
3.

That lease was terminated on \_\_\_\_\_, 20\_\_\_\_ and the Tenant has no further leasehold interest in the subject premises;
4.

There is no current litigation or anticipated litigation between the Landlord and Tenant;
5.

During the period that is set out in the vacancy application, there was no tenant, occupant or user of the space that is the subject of the vacancy application;
6.

The subject property was advertised for lease between the following dates: (from \_\_\_\_\_, 20\_\_\_\_ to \_\_\_\_\_, 20\_\_\_\_ ). During this period of time, the following forms of advertising were undertaken by the undersigned: (explain where the advertising appeared) \_\_\_\_\_
7.

The vacant property/unit does not involve the space being vacant as a result of a seasonal business;
8.

The subject vacant property/unit is not included in a subclass for vacant land;
9.

I am fully aware that Section 364(19) of the *Municipal Act, 2001* states that any person who knowingly makes a false or deceptive statement in an application made to a municipality or in any other document submitted to a municipality under this section is guilty of an offence and is liable on conviction to a fine of not more than an amount that is twice the amount of the rebate obtained or sought to be obtained by the false or deceptive statement, except that the fine shall not be less than \$500.
10.

I make this affidavit in support of an application to the City of Mississauga pursuant to Section 364 of the *Municipal Act, 2001* and for no improper purpose.

SWORN before me at the City of )  
)  
Mississauga, in the Regional )  
)  
Municipality of Peel, this \_\_\_\_ )  
)  
day of \_\_\_\_\_, 20\_\_\_\_. )  
)  
)  
)  
\_\_\_\_\_)  
A Commissioner, etc. )

\_\_\_\_\_  
signature of owner

\_\_\_\_\_  
signature of owner



**A F F I D A V I T**  
**(To be used only when Information Does Not Exist)**

**In The Matter** of an application for a vacant property rebate pursuant to Section 364 of the *Municipal Act, 2001* and Ontario Regulation 325/01 with respect to the property known municipally as \_\_\_\_\_, and described pursuant to Assessment Roll Number \_\_\_\_\_.  
RE: Applicable Taxation Year\_\_\_\_\_.

1.

I am the \_\_\_\_\_ of \_\_\_\_\_ (Company Name and Address) and as such I have personal knowledge of the information set out in this affidavit.
2.

The subject property or unit is identified as \_\_\_\_\_ and is \_\_\_\_\_ square feet in size and was leased to \_\_\_\_\_ (tenant name) which was operating a business under the name of \_\_\_\_\_ (name of business). The vacancy period claimed is from \_\_\_\_\_ to \_\_\_\_\_.
3.

Documentation to evidence the tenancy does not exist for the following reasons: (insert the reason(s) here).

\_\_\_\_\_

Details of the last tenancy are as follows: (insert all details of the lease including the following: (i) name of tenant; (ii) lease start date; (iii) rent paid; (iv) business being conducted, etc.)

\_\_\_\_\_

\_\_\_\_\_
4.

There is no current litigation or anticipated litigation between the Landlord and Tenant whereby the Tenant is seeking to reinstate its leasehold interest in the subject premises.
5.

The vacant property/unit does not involve the space being vacant as a result of a seasonal business;
6.

The subject vacant property/unit is not included in a subclass for vacant land;
7.

I am fully aware that Section 364(19) of the *Municipal Act, 2001* states that any person who knowingly makes a false or deceptive statement in an application made to a municipality or in any other document submitted to a municipality under this section is guilty of an offence and is liable on conviction to a fine of not more than an amount that is twice the amount of the rebate obtained or sought to be obtained by the false or deceptive statement, except that the fine shall not be less than \$500.
8.

I make this affidavit in support of an application to the City of Mississauga pursuant to Section 364 of the *Municipal Act, 2001* and for no improper purpose.

SWORN before me at the City of

)

Mississauga, in the Regional

)

Municipality of Peel, this \_\_\_\_\_

)

day of \_\_\_\_\_, 20\_\_\_\_.

)

\_\_\_\_\_

)

A Commissioner, etc.

)

\_\_\_\_\_

signature of owner

\_\_\_\_\_

signature of owner