

AFFIDAVIT

(To be used only when Supporting Documentation is unavailable)

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 as amended with respect to the property known municipally as _____, and described pursuant to Assessment Roll Number _____, pertaining to ____ (Tax Year)

1.

I _____(Name) am the _____(Title) of _____(Legal / 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 was/is identified as _____ and is _____ square feet in size and was/is leased to _____(tenant name) which was/is operating a business under the name of _____(name of business);
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.)_____
- is no current litigation or anticipated litigation between the Landlord and Tenant for specific performance of any lease that would interfere with the capability of the subject property being leased for immediate occupation.
5.

All contents were removed from the premises on _____
6.

The vacant property/unit does not involve the space being vacant as a result of a seasonal business;
7.

The subject vacant property/unit has not received a rebate in any three or more consecutive years preceding the taxation year.
8.

I am fully aware that the subject property/unit during the period of time:

a)

i) did not include non-permanent structures, ii) was not a storage unit or is not used for storage purposes, iii) was not a hotel, iv) was not a fuel storage tank, or v) was not a gravel pit.

b)

Was not accessible as a result of a strike within the meaning of the ***Labour Relations Act, 1995***; or a lock-out within the meaning of that Act; or

c)

The subject property/unit was not accessible to a tenant before the commencement of a lease if the access was for the purpose of building out or constructing leasehold improvements.
9.

The subject vacant property/unit is not included in a subclass for vacant land;
10.

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.
11.

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 in the City of)
)
_____, this _____)
)
day of _____, 20____.)

Authorized Signature

Authorized Signature

A Commissioner, etc. _____



Name (Print): _____