

Demolition Control Permit Declaration

In Accordance with the Building Code Act and City's Demolition Control By-law 45-2019

Planning and Building Department
Building Division
3rd Floor, 300 City Centre Drive
Mississauga, ON L5B 3C1
905 615 4311
www.mississauga.ca



What is a Statutory Declaration?

A statutory declaration is a written declaration or statement of facts made by a person or persons and administered by someone who is authorized to do so such as a Commissioner of Oaths (e.g. lawyer).

A person who makes a statutory declaration must solemnly declare that they conscientiously believe the facts declared to be true and that they know the statutory declaration is of the same force and effect in law as if it were made under oath.

It is a criminal offence to solemnly declare a false statutory declaration and may be subject to prosecution resulting in a summary conviction (Section 134, Criminal Code of Canada).

Why is this Declaration being requested?

A Demolition Control Permit Declaration is required by the property owner(s) when you wish to demolish a residential building and must be included in your demolition permit submission.

This is required to ensure compliance with the Demolition Control By-law 45-2019 and the applicability of the Rental Housing Protection By-law 121-2018.

The declaration must contain the stamp/seal of an individual that is authorized to administer oaths (such as: notary public, Lawyer or commissioner of oaths).

A commissioner of oaths is available at the following location:

300 City Centre Dr
2nd Floor, Clerks Office
Mississauga, ON

If there is more than one (1) registered homeowner, **EACH** homeowner will need to sign the Demolition Control Permit Declaration.

The notarized copy of this declaration is to be uploaded into the Documents folder on ePlans.

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CANADA

MUNICIPAL ADDRESS:

PROVINCE OF ONTARIO

Mississauga, Ontario (the "Lands")

I/We _____ and _____, of the City of Mississauga, in the Regional Municipality of Peel, DO SOLEMNLY DECLARE THAT:

1. I am the registered owner or one of the registered owners of the above described Lands and as such I have direct knowledge of the matters hereinafter deposed to.
2. The Lands contain _____ building(s)
3. The building to which a demolition permit is being sought contains the following number of units:

_____ Residential Dwelling Unit(s)

"Dwelling unit" means any property that is used or designed for use as a domestic establishment in which one or more persons may sleep and prepare and serve meals;

_____ Rental Unit(s)

"Rental unit" means a dwelling unit used, or intended for use, for residential rental purposes, including
a) *A dwelling unit that has been used for residential rental purposes and is vacant, and*
b) *A dwelling unit in a co-ownership that is or was last used for residential rental purposes*
but does not include a dwelling unit in a condominium registered under section 2 of the Condominium Act, 1998 or in a building organized as a life lease project as described in O. Reg. 282/98; and,

4. *I/we understand and acknowledge* that if a demolition control permit is issued for the building, the replacement building must be constructed and substantially completed by such date as the permit specifies, such date being not less than two years from the day demolition of the existing residential property is commenced;
5. *I/we understand and acknowledge* that if a demolition control permit is issued for the building, failure to complete the replacement building within the time specified on the permit shall entitle the municipality to enter the sum specified in the permit, which amount shall not exceed \$20,000 for each demolished dwelling unit, on the collection roll to be collected in like manner as municipal taxes and shall form a lien or charge upon the subject lands;
6. *I/we understand and acknowledge* that if a demolition control permit is issued for the building, the applicant for the demolition control permit be required to register on title to the property notice of the conditions above in a form satisfactory to the City Solicitor.

AND I/WE 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 (Canada)*.

Declared before me at the

City of _____

this ____ day of _____, 2019

(Signature of property owner)

A Commissioner for taking Oaths
(MUST INCLUDE STAMP OR OTHER IDENTIFICATION)

(Signature of property owner)

Personal information collected on the statutory declaration is collected as part of the building permit application process in order to satisfy Section 8 (2) (a) of the *Building Code Act, 1992, S.O. 1992, c. 23*, and will be used to confirm the proposed and/or existing use of the subject property and may be used in an enforcement proceeding should the property be used in a manner contrary to the facts set out in the statutory declaration. Questions about the collection of this information should be directed to the Permit Administrator, Building Division, 300 City Centre Drive, Mississauga, Ontario, L5B 3C1, Telephone: 905-896-5619.