

A true copy of By-law No. 578
registered in the office of the Inspector
of Municipalities this 30th day of
March 1998.
for Inspector of Municipalities

VILLAGE OF GOLD RIVER
TEMPORARY COMMERCIAL and INDUSTRIAL USE PERMIT
PROCEDURAL BYLAW NO. 578, 1998

A bylaw to designate the form of permits
issued under Division 9, Part 26 of the
Municipal Act

WHEREAS the Municipality may by bylaw designate the form of permits issued under
Division 9, Part 26 of the *Municipal Act*;

NOW THEREFORE the Municipal Council of the Village of Gold River in open meeting
assembled, enacts as follows:

1. Temporary commercial and industrial permits under Section 921 of the *Municipal Act* issued by the Municipality shall be in the form of the permit attached hereto as Schedule "A" and the application for them shall be made in the form attached hereto as Schedule "B".
2. Fees for Temporary Commercial and Industrial Permits shall be as set out in Schedule "A" of the Village of Gold River Fees and Charges Bylaw No. 576, 1998.
3. This bylaw may be cited for all purposes as the "Village of Gold River Temporary Commercial and Industrial Use Permit Procedural Bylaw No. 578, 1998".
4. Village of Gold River Temporary Commercial and Industrial Use Permit Procedural Bylaw No. 396, 1989, and all amendments thereto, is hereby repealed.

READ for the first time this 5th day of January, 1998.

READ for the second time this 5th day of January, 1998.

READ for the third time this 19th day of January, 1998.

RECONSIDERED AND FINALLY ADOPTED by the Council, signed by the Mayor and the Clerk, and SEALED with the Corporate Seal all on this 2nd day of February, 1998.



D. Rye MAYOR



L. Plourde CLERK

VILLAGE OF GOLD RIVER

Bylaw No. 578 , 1998

SCHEDULE "A"

TEMPORARY COMMERCIAL OR INDUSTRIAL USE PERMIT

TO:

(Name of the Owner of the Land) (PERMITEE)

(Address of Owner of the Land)

1. This Temporary **Commercial/Industrial** (strike out whichever is not applicable) **Use Permit** is issued subject to compliance with all of the bylaws of the Municipality applicable thereto, except as specifically varied or supplemented by this Permit.
2. This Permit applies to and only to those land with the Municipality described below; and any and all buildings, structures and other development thereon:

Lot: _____
Block: _____
District Lot: _____
Plan: _____
(Land)

3. Notwithstanding the Zoning Bylaw of the Municipality, a temporary **commercial /industrial** (strike out whichever is not applicable) use is hereby permitted on the Land provided that:
 1. the commercial use is restricted to the provision of temporary tourist accommodation;
 1. the industrial use is restricted to the processing of natural materials;
 1. the **commercial/industrial** (strike out whichever is not applicable) use is restricted to:

(strike out whichever is not applicable)

2. buildings or structures may be constructed or used to accommodate persons who work at the **commercial/industrial** enterprise in respect of which this Permit is issued; (strike out if not needed)
3. the temporary **commercial/industrial** (strike out whichever is not applicable) use may be carried on subject to the following conditions: (list conditions)
 - a)
 - b)
 - c)
 - d)
4. The Permittee shall, as a condition precedent to the issue of this Permit, undertake to:
 - a) demolish/remove (strike out whichever is not applicable) the building or structure specified hereunder and restore the Land to the condition hereinafter specified on or before the day of , 199 .
 - b) the Land shall be restored to the condition: _____

(specify the condition)

This undertaking shall be attached to and form a part of this Permit.

5. Notice is given that should the owner of the Land fail to comply with the undertaking required to be given under paragraph 4, the Municipality may enter on the Land and carry out the demolition, removal or restoration at the expense of the owner.
6. This Permit expires on the day of , 199 ; or two years after the date of issue hereof, whichever first occurs.
7. This Permit is issued on the condition that the Permittee has provided to the Municipality security in the form of an Irrevocable Letter of Credit to guarantee the performance of the terms of this Permit. The Letter of Credit shall be for the period from the date of issue of this Permit to one year following the date the Permit expires and shall be in the amount of \$ _____.
8. Should the Permittee fail to cease using the property for the temporary commercial or industrial use hereby permitted on or before the date of expiration of this Permit, or should the Permittee fail to demolish or remove the buildings and structures and restore the Land as above provided on or before the date this Permit

expires, then and in that event there shall be deemed to be default under this Permit and the entire amount of the security above required shall be forfeited to the Municipality.

9. Should the amount of the security required be under the sum of Two Thousand Dollars, then the Permittee may, in lieu of a Letter of Credit, deposit with the Treasurer of the Municipality the sum of the security in cash and in that event any interest earned on the security provided above shall accrue to the Permittee and be paid to him immediately on return of the security or in the event of default become part of the amount of the security forfeited.
10. Should there be no default as herein provided, the Municipality shall return any security provided by the Permittee together with any interest earned thereon.
11. Notice of this Permit shall be filed in the Land Title Office at Victoria under Section 927 of the *Municipal Act* and upon such filing the terms of this Permit or any amendment hereto shall be binding upon all persons who acquire an interest in the Land affected by this Permit.
12. The Land shall be developed, used and restored strictly in accordance with the terms and conditions and provisions of this Permit, and any plans and specifications attached hereto which shall form a part hereof.
13. If the Permittee does not commence the use and development permitted by this Permit within twenty-four months of the date of this Permit, this Permit shall lapse.
14. This Permit is not a Building Permit.

AUTHORIZING RESOLUTION PASSED BY THE COUNCIL OF THE VILLAGE OF
GOLD RIVER THE DAY OF 199 .

NOTICE PUBLISHED ON THE AND DAY OF 199 .

NOTICE FILED IN THE LAND TITLE OFFICE THE DAY OF 199 .

ISSUED THIS DAY OF , 199 .

L. Plourde

Clerk

VILLAGE OF GOLD RIVER

Bylaw No. 578 , 1998

SCHEDULE "B"

APPLICATION FOR TEMPORARY COMMERCIAL OR INDUSTRIAL USE PERMIT

I/We _____ (Name of Owner)

Address _____

hereby make application under the provisions of the Section 921 of the Municipal Act for a Temporary Commercial/Industrial (strike out whichever is not applicable) Use Permit to permit the use of the Land described below for the purposes described below:

Lot: _____
Block: _____
District Lot: _____
Plan: _____
Zoning: _____

Use Proposed: (including plans and specifications attached hereto, where applicable)

- 1. Attached to this Application are the plans and specifications of the proposed development drawn to a scale acceptable to the Municipality together with a State of Title Certificate from the Land Title Office, Victoria.
2. The property is within the Temporary Commercial or Industrial Use Permit Area designated on the Official Community Plan Yes No .

Contravenes the Official Community Plan: Yes No

Building Permit Required: Yes No Applied For: Yes No

I hereby declare that all the above statements and the information contained in the material submitted in support of this Application are to the best of my belief, true and correct in all respects.

(Signature of Owner)

Date