



# Township of McKellar

701 Hwy #124, P.O. Box 69, McKellar, Ontario POG 1C0

Phone: (705) 389-2842

Fax: (705) 389-1244

## ROAD DAMAGE SECURITY DEPOSIT (Pursuant to By-law No. 2008-17 as Amended by 2011-21)

Date: \_\_\_\_\_

Name of Owner(s): \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Authorized Agent (if any): \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_  
(letter of authorization to be attached)

### Location of Land:

Lot Number: \_\_\_\_\_ Concession: \_\_\_\_\_ Plan of Subdivision Number: \_\_\_\_\_

Lot(s) on Plan: \_\_\_\_\_ Civic/911 Address: \_\_\_\_\_

I/we hereby agree to be responsible for any and all damage incurred to any municipal sidewalk, curbing, paved or unpaved highway resulting from the project to be undertaken by our application for a Permit to Construct or Demolish. I/we hereby agree that the \$750.00 road damage security deposit shall be used by the municipality to repair any damages incurred on area roads due to the construction of the applied for project. In the event that the cost to repair damages exceeds the deposit, I/we agree to be responsible for the full amount of the damages so incurred to any municipal roadway. I/we further agree that I/we have read Section 6 of By-law No. 2008-17 as amended by 2011-21, copied on the reverse of this form and agree to the terms thereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_.

Signature of Owner(s) or Authorized Agent

Refund to be made to:  Owner  Authorized Agent

<b>FOR OFFICE USE ONLY:</b>	
Roll Number: _____	Receipt Number: _____
Deposit Amount Paid: _____	Date Returned: _____

Personal information contained on this form is collected under the authority of the Building Code Act and will be used to collect a road damage deposit. Questions about this collection should be directed to: Clerk, Township of McKellar, P.O.Box 69, McKellar, Ontario, POG 1C0, Telephone: (705)389-2842, Fax: (705)389-1244.

**By-law No. 2008-17 as Amended by 2011-21 states:**

**6. ROAD DAMAGE DEPOSIT**

- 6.1 That the owner of land abutting a municipal sidewalk, curbing, paved or unpaved highway, upon any application for the issuing of a demolition or building permit for the approval of plans of buildings or designated projects to be erected, altered, repaired or demolished thereon is hereby required to pay to the municipality a flat fee of \$750.00 as a deposit to meet the cost of repairing any damage to the municipal sidewalk, curbing, paved or unpaved highway caused by the crossing thereof by any such vehicles onto the project.
- 6.2 That the use of this provision is activated when the value of the proposed building or buildings or designated structures to be erected, altered, repaired exceeds \$15, 000 as calculated for value within the By-law.
- 6.3 That the use of this provision is activated when the buildings or designated structures to be demolished exceed 30 square meters or 323 square per feet.
- 6.4 That the deposit shall be processed immediately by the Municipality and held without interest.
- 6.5 That upon the substantial completion of the erection, alteration, repair or demolition of the building or buildings or designated structures on the land abutting such a municipal sidewalk, curbing, paved or unpaved highway, and upon application by the person whom the deposit was paid, the amount by which the sum deposited exceeds the cost of such repairs shall forthwith be refunded.
- 6.6 That prior to the refund of any portion of the deposit, an inspection shall be completed by the Public Works Superintendent or his designate certifying that the condition of the municipal curbing, sidewalk, paved or unpaved highway is satisfactory, or recommending that certain work be carried out at the expense of the abutting property owner.
- 6.7 That the municipality shall be the sole judge of damages and for determining the costs of repairs to be charged against the security.
- 6.8 That in the event that the amount of the deposit fails to cover the amount of the damages, the person who paid the initial deposit shall be issued an invoice for the balance of the costs.
- 6.9 That in the event that the person by whom the deposit was paid fails to apply for the refund the Chief Building Official will return the refund upon successful inspection at the time that the building permit file is closed.

Updated July 24, 2020