

3. The amount of the guaranteed security required by Municipal Planning Commission will depend upon the conditions of the development permit for which the security is intended to ensure compliance. The guaranteed security may amount to 100% or more of the costs of performing or complying with the particular requirement. In this Bylaw, a guaranteed security may be required for:
  - a) improvements intended to service condominium development;
  - b) implementation of reclamation plan and soil remediation;
  - c) maintenance, repairs, or improvements associated with relocation of a structure;
  - d) implementation of landscaping;
  - e) implementation of decommissioning plans for wind energy conversion systems development; and
  - f) performance of obligations pursuant to a development agreement.
4. The County shall hold the guaranteed security, without interest payable, until the conditions of the development permit have been met to the satisfaction of the Approving Authority.
5. Any letter of credit shall allow for partial draws by the County, if the conditions of the development permit are not completed to the satisfaction of the Approving Authority. The County may draw on a cash security or a letter of credit and the amount thereof shall be paid to the County for its use absolutely. All expenses incurred by the County, to renew or draw upon any letter of credit, shall be reimbursed by the owner/developer to the County by payment of invoice or from the proceeds of the letter of credit.
6. In the event the owner/developer does not complete the required conditions of the development permit and the cash or the proceeds from the letter of credit are insufficient for the County to complete the required work, should it elect to do so, then the owner/developer shall pay such deficiency to the County immediately upon being invoiced.
7. Once all the conditions of the development permit are met the guaranteed security will be released. The County shall provide an accounting to the owner indicating how the proceeds of the letter of credit were applied, within sixty (60) days of completing the conditions of the development permit.

## 5.5. Notice of Decision and Re-application Interval

1. If a decision on a development permit application is issued for a Permitted Use for which a variance has been granted or for a Discretionary Use the Approving Authority shall
  - a) provide notice in writing to the applicant/owner of the approval;
  - b) provide notice in writing to the adjacent land or the adjoining properties within 0.8 km (0.5 mile) radius from the parcel boundary or the adjoining properties that were circulated as part of the processing of the application.
  - c) publish a notice of the decision in the newspaper circulating in the Municipality stating the legal description of the land on which the development is being considered and the nature of the variance or development; and
  - d) state the procedure for any appeal and the date the appeal period expires.

Bylaw No. 02/16