

Region of Peel Development Charges Deferral and Grant Program

Program Framework

1. Purpose:

The purpose of this document is to establish a framework for the effective and consistent administration of the Region's development charges (DCs) deferral and grant program, as approved by Regional Council on June 26, 2025 (Resolution 2025-495) and amended on July 10, 2025 (Resolution 2025-583). This framework will outline the requirements and eligibility criteria for residential development applicants seeking to benefit from the program.

2. Scope:

This framework applies to all eligible residential development applications within the Region of Peel seeking to benefit from the Council approved DC deferral and grant program. Eligibility shall be determined in accordance with the requirements of this framework.

3. Program Overview:

Regional Council has approved a temporary program to defer the payment of DCs and to provide grants-in-lieu of DCs on eligible residential developments across Peel.

(a) Program Highlights:

- i) Deferral:** The collection of Region of Peel and GO Transit DCs will be deferred, without interest, for eligible residential development to the date of issuance of the first occupancy permit for each building or structure for which DCs are payable.
- ii) Grant:** The total Region of Peel and GO Transit DCs payable by an applicant in respect of an eligible residential development, net of any credits, exemptions, or legislated reductions applied, will be reduced by a grant-in-lieu of DCs in an amount equal to 50% of the DCs otherwise payable, to be funded by the Region in accordance with this program framework.
- iii) Early Termination of Grant:** In accordance with Council Resolution 2025-495, the grant-in-lieu of DCs offered as part of this program will terminate effective October 17, 2025. The following provisions pertaining to the termination of the grant apply to all eligible applications to the program:
 - Subdivision applications:** where hard service DCs become payable at time of subdivision agreement execution, and where a DC payment agreement is entered into prior to October 17, 2025, the associated building permits shall remain eligible for the DC Grant provided that such permits are issued prior to November 13, 2026 and all other eligibility criteria are met.
 - Building permit applications:** where both hard and soft service DCs become payable at time of building permit issuance, and where a DC payment agreement is entered into prior to October 17, 2025, the associated building permits shall remain eligible for the Grant

provided that such permits are issued prior to October 17, 2025 and all other eligibility criteria are met.

iv) Retroactive Applications: As approved by Council Resolution 2025-583, the following developments that have paid Regional DCs prior to July 10, 2025 may be eligible to apply to the program provided all other requirements of the program framework have been satisfied:

- Residential developments for which DCs have been paid, and for which a plan of subdivision has been registered following January 29, 2025, or
- Residential developments for which DCs have been paid and for which a building permit was issued following January 29, 2025, and for which plan of subdivision was not required pursuant to the Planning Act.

v) Effective Date: The program begins on July 10, 2025

(b) Eligibility Criteria:

i) Residential Development: This deferral and grant program applies exclusively to all new residential development in the Region of Peel for which Regional DCs are payable in accordance with Subsection 2(2) of the DC Act and the Region's DC By-law #77-2020, subject to such further requirements as noted herein.

ii) DC Deferral Eligibility Timeline: To be eligible for the deferral of DCs otherwise payable, Regional DCs must become payable in accordance with Section 6 of the Region's DC By-law #77-2020, on or after July 10, 2025, and prior to November 13, 2026. Deferrals shall not apply retroactively to residential development for which DCs became payable, in whole or in part, prior to July 10, 2025. Deferrals pursuant to this framework are not intended to supersede existing DC Payment Agreements entered into pursuant to the DC Act prior to the adoption of this framework.

iii) DC Grant Timeline and Calculation: To be eligible for the grant-in-lieu of DCs, Regional DCs must become payable in accordance with Section 6 of the Region's DC By-law #77-2020 on or after July 10, 2025, and prior to November 13, 2026. Grants-in-lieu of DCs shall only apply retroactively to residential developments for which Section 3(a)(iv) of this Framework applies. Grants-in-lieu of DCs shall be calculated on an individual building or structure basis.

iv) Building Permit Issuance Deadline: To be eligible for the deferral and grant-in-lieu of DCs, a building permit allowing for footings and foundations, issued pursuant to the Building Code Act, 1992, for each building or structure for which DCs are payable must be issued prior to November 13, 2026, subject to the early termination criteria outlined in Section 3(a)(iii) of this Framework. Buildings or structures within residential developments which fail to meet the building permit requirement noted herein will not be eligible for the deferral or grant-in-lieu program. Failure to meet the building permit issuance deadline will result in outstanding DCs becoming immediately payable, in full.

v) Regional and GO Transit DCs: The deferral and grant-in-lieu of DCs apply specifically to the Regional and GO Transit portion of DCs payable. DCs imposed by local municipalities may be subject to different policies administered by the local municipality.

vi) Passing of Savings to the Homebuyer: Pursuant to the Council Resolutions, eligible applicants are required to demonstrate that all savings associated with the Grant portion of the Program are passed on to the ultimate homebuyer. Evidence must be provided, satisfactory to the Region, in the form of a standardized clause to be inserted into the Agreement of Purchase and Sale (“APS”) of a residential unit purchased under this Program. Region staff may audit such evidence prior to issuance of the Grant.

vii) Development Charges Payment Agreement: To participate in the deferral and grant-in-lieu of DCs program, eligible applicants will be required to enter into a Development Charges Payment Agreement with the Region of Peel, agreeing to the terms of the program. This agreement will formalize the deferral of DC collections until the first occupancy permit is issued in respect of each residential building or structure for which DCs are payable and shall set out the terms of any grants-in-lieu of DCs, subject to conditions stipulated in the agreement.

viii) Payment and Grant Funding at Permit Issuance: Applicants seeking to forego the deferral of payment to occupancy and pay Region DCs at time of building permit issuance will be eligible for the 50 per cent grant-in-lieu of DCs in the absence of a DC payment agreement, if all other eligibility criteria are met.

4. Program Procedure and Administration:

Application and DC Payment Agreement:

- (a)** Those wishing to participate in this program shall submit a completed application form to the Region for inclusion in the program. Eligibility for inclusion in the program shall be dependant solely on meeting the eligibility requirements noted in this framework. Eligible applicants seeking to defer payment of DCs must enter into a DC Payment Agreement with the Region of Peel at the time of the event which would trigger the collection of Region DCs in accordance with Section 6 of the Region’s DC By-law #77-2020. The eligible applicant shall initiate the application by:
- i) In the case of building permit issuance, informing the local municipality of their intent to enter into a DC Payment Agreement with the Region for the purposes of participating in this program;
 - o **For building permits only:** Applicants seeking to forego the deferral and pay DCs at time of building permit issuance will be eligible for the 50 per cent grant-in-lieu of DCs in the absence of a DC payment agreement, if all other eligibility criteria are met.

- ii) In the case of approval of plan of subdivision, informing Region of Peel Development Services staff of their intent to enter into a DC Payment Agreement with the Region for the purposes of participating in this program.
- (b)** Where an applicant submits a subdivision application to the local municipality the Region will amend its Schedule “E” to the subdivision agreement for Region of Peel Requirements to indicate two new requirements:
 - i) that the applicant shall enter into and execute a DC Payment Agreement with the Region for payment of residential development charges (both hard and soft services) as a condition of approval (the “DC Payment Agreement”).
 - ii) the applicant must provide proof of security pursuant the DC Payment Agreement.
- (c)** Where the applicant applies for a building permit, a draft DC Payment Agreement will be prepared by Region of Peel and/or local municipal staff and then circulated to the eligible applicant for execution prior to building permit issuance. DC Payment Agreements shall be executed upon confirmation that the building permits have been cleared for issuance by the local municipality.
- (d)** The applicant shall be required as a condition of the DC Payment Agreement to provide security in an amount of one hundred percent (100%) of the DCs payable and in a form that is satisfactory to the CFO and Commissioner of Corporate Services, to be realized or drawn upon in the event that the applicant fails to meet the requirements of the program, or defaults in the payment of DCs when they become payable pursuant to the DC Payment Agreement. Security shall not be required for purpose-built rental developments that are eligible for deferrals in accordance with Section 26.1 of the DC Act.

Note: Without limiting the Region’s right to require cash and/or a letter a credit, the Region may elect to accept a surety bond for 100 percent (100%) of the development charges payable or may allow for the registration of a Section 118 restriction in favour of the Region, to secure the obligations of the applicant pursuant to the DC Payment Agreement in lieu of providing financial securities. In the case of a section 118 restriction registered on title, the Region’s consent shall be required prior to any transfer or charge of the lands to which the DC Payment Agreement applies, which consent will be provided upon payment of the outstanding DCs, and/or the provision of alternative securities.
- (e)** The Region of Peel, or the local municipality in the event of a tri-party agreement, will be responsible for the final sign-off/execution of the DC Payment Agreement.
- (f)** The Region may register the fully executed DC Payment Agreement on title to the Lands at the Applicant’s cost and expense.

Retroactive Applications:

- a)** For developments that have paid Regional DCs prior to July 10, 2025, the following may be eligible to apply to the program provided all other requirements of the program framework have been satisfied:
 - i) Residential developments for which DCs have been paid, and for which a plan of subdivision has been registered following January 29, 2025, or
 - ii) Residential development for which DCs have been paid and for which a building permit was issued following January 29, 2025, and for which plan of subdivision was not required pursuant to the Planning Act.
- b)** All applicants seeking a retroactive application must submit a complete application form to the Region. As part of a retroactive application submission, applicants are required to submit proof of DC payment for which they are seeking a refund.
- c)** Eligibility to partake in the program for a retroactive application is dependent on Region confirmation that a designated clause will be included in the agreement of purchase and sale. Upon such confirmation from the Region being provided, Regional staff will initiate the process of:
 - i) Issuing a refund of 50% of the DCs paid, only for retroactive applications that are not requesting a deferral and have had all building permits pertaining to the development under the application issued within the timeframe confirming Grant eligibility in accordance with the Program Framework, or
 - ii) Drafting a DC Payment Agreement for circulation to the applicant, for all other retroactive applications.
- d)** Retroactive applications for which a DC Payment Agreement is requested must provide security in the form of one hundred percent (100%) of the DCs payable.
- e)** Upon receipt of security and execution of the DC Payment Agreement, only then will the Region process a refund for one hundred percent (100%) of the eligible DCs that were paid prior to July 10, 2025.
- f)** Regional Staff may require additional evidence demonstrating that all savings associated with this program have been or will be passed to the ultimate homeowner/purchaser prior to the issuance of any grant funding at time of payment.

5. Payment and Grant Funding:

- a)** The amount of Region DCs payable, prior to the application of any grant-in-lieu of DCs under this program, shall be determined in accordance with Section 26.2 of the DC Act and Section 5 of Region DC By-law #77-2020.

- b) Payment must be made by the eligible applicant to the Local Municipality on or before the first occupancy date established in the DC Payment Agreement.
- c) Any applicable grant-in-lieu of DCs funding will reduce the amount to be paid by the eligible applicant. The grant will not be issued as a refund.

6. Amendments:

- a) The Chief Financial Officer and Commissioner of Corporate Services is authorized to make amendments to this program required for the purposes of program administration substantially in accordance with the requirements of Council Resolutions 2025-495 and 2025-583, including the inclusion of any additional terms and conditions deemed necessary to protect the financial interests of the Region of Peel.

7. Additional Clauses and Clarifications:

a) Payments Subject to Section 26.1 of the DC Act

This program does not amend or supersede the timing or payment requirements for eligible developments for which Section 26.1 of the DC Act applies.

b) Payments Subject to Section 26.2 of the DC Act

This program does not amend or supersede the timing of when DCs are determined under section 26.2 of the DC Act.

c) Application of Grant-in-lieu of DCs

The 50 per cent grant will be applied on the total Region DC amount that would have been payable in the absence of this program, for those buildings or structures which have met the requirements of the program and any associated DC Payment Agreement. For greater certainty, this means the Region DC amount payable after any interest, credits, exemptions, or reductions have been applied in accordance with the DC Act and Region By-law #77-2020, before the application of a grant-in-lieu.

d) Partial Application of Deferral and Grant-in-lieu of DCs

Where a residential development, for which a DC Payment Agreement has been entered into pursuant to this program, is comprised or is planned to comprise of multiple buildings or structures, as in the case of a low-rise subdivision development, and where the requirements of the program have not been satisfied in respect of all of the planned residential buildings or structures, then the applicant shall only be entitled to a deferral and/or grant-in-lieu of DCs for those units that have met the requirements of the program and associated agreement. Deferred DCs shall immediately become payable in full in respect of those residential buildings or structures that have failed to meet the requirements of the program.

e) Deferral Subject to Legislation

The *Development Charges Act, 1997*, as amended, shall supersede Council Resolution

2025-495, this framework, and any DC Payment Agreement entered into pursuant to this program, with respect to development charge calculations, payment timelines, and any securities to secure payment of the charge.