

Date: October 3, 2024

To: Council of the Municipality of Temagami

Subject: Request for Reconsideration of Order to Comply



Dear Members of the Council,

I am writing to express my disappointment regarding the Order to Comply (Order Number: OTC-[REDACTED]) issued on September 30, 2024, which was served to me on that same date, for the property located [REDACTED]. The order references a contravention of section 8(1) of the Building Code Act, 1992, concerning the relocation of a building without the necessary permit and inspections.

In 1994, my father, [REDACTED] engaged with the Township of Temagami regarding the adjacent property. In a letter dated July 18, 1994, the Township declined his proposal to purchase the property due to a sewer and water running through it but assured him that his current use of the land, including existing structures, would not be challenged unless demands were placed that required the development or utilization of the right of way. Based on this communication, we believed the structure's placement complied with municipal regulations.

Additionally, the building in question was moved to its current location over four decades ago. I have attached an affidavit confirming this fact to provide further context for the reconsideration. The structure has been in its present location for an extended period, well beyond the two-year limitation for enforcement actions, as stated under **Section 36(8)** of the Building Code Act, 1992. This section limits enforcement to two years from when the contravention first came to the attention of the Chief Building Official or an inspector. Given that no action was taken during this time, I find it disheartening that I now face enforcement of the current order.

The CAO, who made statement authorizing and issued the letter the structure to stay in place, was appointed as Chief Building Official under By-law 93-311 dated April 8, 1993. This further supports our belief that the structure's existence was accepted as part of the land use without further action required.

I urge the Council to reconsider its decision in light of these facts. I have acted in good faith based on the guidance my father received at the time and am now seeking to resolve this matter in compliance with the current Building Code.

Sincerely,

A large black rectangular redaction covers the signature and name of the sender. Below the signature, there are two horizontal black bars, likely redacting the address or contact information.