

# SECOND UNIT CREATION DATE AFFIDAVIT

**Affidavit only required for those units created on or before July 14, 1994**

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## **What is an Affidavit?**

An affidavit is a written declaration or statement of facts made under oath or affirmation, and is administered by a person authorized for taking affidavits (e.g. lawyer).

## **Why is an Affidavit being requested prior to registering my Second Unit?**

A Second Unit Creation Date Affidavit is requested where you wish to commit to the creation of a unit on or before a specific date. The date the unit was created or came into existence will be used to establish the applicability of the Fire Code or Building Code in conjunction with the registration of your unit.

## **What must be included in my Second Unit Creation Date Affidavit?**

When a Second Unit Creation Date Affidavit has been requested, the following information must be included. The affidavit must be provided by the registered property owner(s) with the appropriate words / dates inserted.

- that the deponent(s) of the affidavit is the registered owner(s) of the property at \_\_\_\_\_ [insert municipal address and legal description] and has been since \_\_\_\_\_ [insert date];
- that the subject property contains only one (second ) dwelling unit;
- that s/he/they affirm that the unregistered unit came into existence on \_\_\_\_\_ [insert date] and that the unregistered unit has been operating as such ever since.
- that s/he/they understand that the occupancy of a second dwelling unit or separate housekeeping unit may constitute a material change in risk which could obligate her/him to notify her/his insurance company, and the failure to do so might limit or invalidate her/his homeowners insurance policy; and

**The affidavit must be commissioned by a lawyer entitled to practise law in the Province of Ontario. The City of Mississauga will only accept an ORIGINAL affidavit with the lawyer's name and address clearly printed.**

**The property owner(s) is advised that it is an indictable offence to swear or affirm a false affidavit and may be subject to prosecution, resulting in up to 14 years imprisonment and restrictions on travel outside the country (Sections 131 & 132, Criminal Code of Canada).**

**THE FOLLOWING IS ONLY A SAMPLE AFFIDAVIT AND IS NOT INTENDED FOR ANY OTHER PURPOSE. THE CITY OF MISSISSAUGA ACCEPTS NO RESPONSIBILITY FOR THE IMPROPER USE OF THIS SAMPLE AFFIDAVIT.**

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**AFFIDAVIT OF** \_\_\_\_\_ name(s)

I/We, \_\_\_\_\_, of the City of Mississauga, in the Regional Municipality of Peel **MAKE OATH AND SAY:**

- 1) I/We are the registered owners of the property described as \_\_\_\_\_ (hereinafter referred to as "**the property**");
- 2) I/We have owned the property since \_\_\_\_\_;
- 3) The unregistered unit was created on or before July 14, 1994 (please check one)   
or  
The unregistered unit was created after July 14, 1994 (please check one)
- 4) The property contains only one (Second) dwelling unit;

Sworn before me at the  
City of Mississauga, in the  
Regional Municipality of Peel  
this \_\_\_\_ [day] of \_\_\_\_ [month], \_\_\_\_ [year]

\_\_\_\_\_  
**Signature of LAWYER**

\_\_\_\_\_  
**Name and Address of LAWYER**  
(PLEASE PRINT)  
(STAMP OR SEAL MUST BE AFFIXED)