

The Corporation of the Town of Minto

By-Law 2024-059

By-law to establish fees and charges
for various services provided by the municipality

WHEREAS Section 391 (1) of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended (hereinafter called “the Act”) permits a municipality and a local board to pass By-laws imposing fees or charges on persons;

AND WHEREAS Section 398 of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, provides that fees and charges imposed by a municipality on a person constitute a debt of the person to the municipality;

AND WHEREAS Subsection 398 (2) of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, provides that the treasurer of a municipality may add fees or charges imposed by a municipality to the tax roll and collect them in the same manner as municipal taxes;

AND WHEREAS pursuant to Section 69 of the *Planning Act, R.S.O. 1990, c. P.13*, as amended, provides that a Council of a municipality may pass a By-law to prescribe a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS pursuant to Section 7 of the *Building Code Act, S.O. 1992, c.23*, as amended, provides that a Council of a municipality may pass a By-law to prescribe fees for the processing of applications for permits or for the issuance of permits;

AND WHEREAS Section 33 of the *Funeral, Burial and Cremation Services Act, 2002, S.O. 2002, c.33*, as amended, requires that an owner of a cemetery shall maintain a price list of the licensed supplies and services that are provided by the cemetery operator;

AND WHEREAS it is deemed necessary to establish a general fees by-law for the Corporation of the Town of Minto;

NOW THEREFORE, the Council of the Corporation of the Town of Minto enacts as follows:

1. **THAT** Schedule A through Schedule J hereto, which forms part of this By-law, sets out the fees and charges of The Corporation of the Town of Minto (the “Town”) for the activities and services enumerated therein.
2. **THAT** Except where otherwise indicated in Schedule A through Schedule J to this By-law, the fees or charges imposed pursuant to this By-law do not include applicable taxes, which taxes will be added to the fee or charge if applicable.
3. **THAT** all charges payable under this By-law including taxes, interest and collection costs constitute a debt of the person or persons charged and if unpaid, where permissible, shall be added to the tax roll for any property in the Town of Minto owned by such person or persons and may be collected in the same manner as taxes, in accordance with Section 398 of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended.
4. **THAT** this By-law shall be known as the “Fees and Charges By-law”.

5. **THAT** the terms and provisions of this by-law shall be severable, and should any term or provision be found by a court of competent jurisdiction to be legally unenforceable, in operative or invalid, the remainder of the by-law shall continue to be in full force and effect.

6. **THAT** where this By-law establishes a fee and rate for a service described in the Schedule hereto, and another fee or charge is established in a by-law that pre-dates the effective date of this By-law, the fees and charges in this By-law and the Schedule hereto shall apply, and without limiting the generality of the forgoing By-law 2021-96 is hereby repealed in its entirety.

7. **THAT** this By-law shall come into effect on the 1st day of January 2025.

Read a first, second, and third time and passed in open Council this 29th day of October 2024.

Dave Turton, Mayor

Annilene McRobb, Clerk