

The Corporation of the Town of Minto  
By-law No. 2016-01

A By-law to provide for an Interim Tax Levy on all assessment within specific tax classes and to provide a penalty and interest rate for taxes in default.

**WHEREAS** Section 317 (1) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a local municipality may for any year, before the adoption of the estimates for the year, levy amounts as may be determined on the rateable assessments for local municipal purposes;

**AND WHEREAS** Section 317 (3) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that the amount that may be levied on assessment under Section 317 (1) shall not exceed 50 per cent of the total taxes that were levied on that assessment for all purposes in the previous year;

**AND WHEREAS** Section 342 (1) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a local municipality may provide for the payment of taxes in one amount or by installments;

**AND WHEREAS** Section 346 (1) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that all taxes shall be paid to the Treasurer, except as may be provided under Section 346 (2) where payment may be made by any person into a financial institution to the credit of the Treasurer of the municipality;

**AND WHEREAS** Section 345 of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a local municipality may impose a percentage charge as a penalty for non-payment of taxes on any class or installment thereof not exceeding 1.25 percent on the first day of default, and on the first day of each calendar month thereafter in which default continues interest may be charged not exceeding 1.25 percent per month;

**AND WHEREAS** Section 347 (1-3) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides for the allocation of payment received on account of taxes;

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

- 1. **THAT** the said interim tax levy shall become due and payable in two installments as follows:
- 2. **THAT** for the year 2016 the following interim tax amounts shall be levied, raised and collected on all real property taxable within the residential, farmland, pipeline, managed forest, commercial, industrial, large industrial and multi-residential classes, and liable to pay the same according to the last revised assessment roll:

<u>CLASS</u>		<u>TOTAL TAX AMOUNT</u>
a. Residential/Farm	Taxable	50 % of 2015 billed
b. Farmlands	Taxable	50 % of 2015 billed
c. Pipeline	Taxable	50 % of 2015 billed
d. Managed Forest	Taxable	50 % of 2015 billed
e. Commercial	Taxable	50 % of 2015 billed
f. Industrial	Taxable	50 % of 2015 billed
g. Large Industrial	Taxable	50 % of 2015 billed
h. Multi-Residential	Taxable	50 % of 2015 billed

- 3. **THAT** the said interim tax levy shall be due and payable in two installments at the Town of Minto Municipal Office and at most Financial Institutions, on or before the following dates:

- i. FIRST INSTALLMENT MARCH 29<sup>th</sup>, 2016
- ii. SECOND INSTALLMENT MAY 27<sup>th</sup>, 2016

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4. **THAT** the Treasurer mail or cause same to be sent by first class mail to the residence or place of business of such person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes payable, due dates and late payment rates to be applied upon default.
5. **THAT** failure to receive the aforesaid notice in advance of the date for payment of the interim levy or any installment does not affect the timing of default or the date from which late payment charges shall be imposed.
6. **THAT** penalty of 1.25 percent will be added to current taxes with installment due dates which are in default in accordance with Section 345 (2), on the 1<sup>st</sup> day of default, and thereafter interest of 1.25 percent will be added on the 1<sup>st</sup> business day of each month and every month in which the default continues.
7. **THAT** the Treasurer be authorized to accept partial payment for taxes, from time to time, as long as it does not affect the collection of taxes registered for tax arrears.
8. **THAT** the Treasurer be required to apply all payments received to the outstanding penalty and/or interest first and then to that part of the taxes that has been in arrears for the greatest period of time but no such payment shall be received after a tax arrears certificate has been registered under Part XI of The Municipal Act, 2001, S.O. 2001, c. 25, as amended.
9. **THAT** the current taxes and tax arrears are payable by cash, cheque or debit at the Town of Minto Municipal Office, 5941 Hwy #89, Harriston or payment mailed to 5941 Hwy #89, RR 1, Harriston, Ontario NOG 1Z0. Current taxes are also payable at most Financial Institutions, if accompanied by the installment stub relative to the payment being made. After the fore mentioned due date banks will no longer be authorized to take tax payments. Current taxes are also payable by pre-authorized payment plan, epost, ecommerce, telephone or internet banking for ratepayers with this service from any Financial Institution of Canada.
10. **THAT** Section 342 (1) of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides the authority, on the default of payment of any installment by the day named above for payment thereof, that the subsequent installment or installments shall become payable immediately.
11. **THAT** the Tax Collector appointed is hereby invested with all powers and authority provided by the Municipal Act, for the collecting of all unpaid and overdue taxes.
12. **THAT** this by-law shall be deemed to come into force and effect on January 1<sup>st</sup>, 2016 and shall apply to all tax classes.

Read a first, second and third time and passed in open Council this 5<sup>th</sup> day of January 2016.

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Mayor George A. Bridge

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C.A.O. Clerk Bill White