

APPENDIX "A"

Bill No.
2014

By-law No. A-

A by-law to provide for Various Fees and Charges and to repeal By-law A-46 being "A by-law to provide for Various Fees and Charges" and By-law CP-20 being "A by-law to provide for the Tariff of Fees for the processing of applications under the *Planning Act*, R.S.O 1990, c.P.13, as amended and to repeal By-law CP-18" .

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 10(1) of the *Municipal Act, 2001* provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS section 10(2) of the *Municipal Act, 2001* provides that a municipality may pass by-laws respecting: in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1);

AND WHEREAS section 391(1) of the *Municipal Act, 2001* provides that a municipality may impose fees or charges on persons:

- (a) for services and activities provided or done by or on behalf of it;
- (b) for costs payable by it for services and activities provided or done by or on behalf of any other municipality or any local board; and
- (c) for the use of its property including property under its control;

AND WHEREAS section 69 of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, provides that council of a municipality may by by-law, establish a tariff of fees for the processing of application made in respect of planning matters;

AND WHEREAS it is deemed expedient to pass this by-law;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

**Part 1
REPEAL OF BY-LAW A-46 AND BY-LAW CP-20**

1.1 Repeal of By-law A-46

By-law A-46, as amended, being "A by-law to provide for Various Fees and Charges", is hereby repealed.

1.2 Repeal of By-law CP-20

By-law CP-20, being "A by-law to provide for the Tariff of Fees for the processing of applications under the *Planning Act*, R.S.O 1990, c.P.13, as amended and to repeal By-law CP-18", is hereby repealed.

**Part 2
APPROVAL OF FEES AND CHARGES**

2.1 Fees and charges – approval

The fees and charges listed in the column headed "Fee" on Schedule 1 of this By-law are approved and imposed for the associated "Service/Activity" commencing on the date set out in the column headed "Effective Date".

2.2 Fees and charges - taxes

All fees and charges listed on Schedule 1 of this By-law are subject to applicable taxes.

2.3 Fees and charges – administration and interest charges

All fees and charges listed on Schedule 1 of this By-law may be subject to applicable administration charges and interest charges as set by The Corporation of the City of London.

Part 3 METHOD OF PAYMENT

3.1 Fees and charges - when payable

The fees and charges, listed on Schedule 1 of this By-law, plus all applicable taxes, are due and payable:

- (a) at the time of the transaction for which the fee or charge is imposed; or
- (b) if subsection 3.1 (a) is not applicable, upon the due date specified in any invoice issued by The Corporation of the City of London to any person or party in connection with a fee or charge listed on Schedule 1 of this By-law.

3.2 Fees, Charges and Penalties – how payable

The fees and charges, listed on Schedule 1 of this By-law, can be paid by debit (where available), cash, certified cheque, credit card (where available) or by any other manner authorized by the respective City of London Service Areas.

3.3 Collection – unpaid invoices

Fees and charges listed on Schedule 1 of this By-law and imposed on a person or party, constitute a debt of the person or the party to The Corporation of the City of London. Where there is statutory authority to do so, the City Treasurer may add fees and charges imposed by this By-law to the tax roll for the property in the same manner as municipal taxes.

Part 4 ENACTMENT

4.1 Effective date

The by-law comes into force and effect on January 1, 2014.

PASSED in Open Council on December 17, 2013.

Joe Fontana
Mayor

Catharine Saunders
City Clerk

First Reading - December 17, 2013
Second Reading - December 17, 2013
Third Reading – December 17, 2013