

THE CORPORATION OF THE CITY OF BURLINGTON
BY-LAW NUMBER XX-2017

A By-law to impose rates and fees

WHEREAS section 391 of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, provides that a municipality may pass by-laws imposing fees or charges on any class of persons; and

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

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BURLINGTON HEREBY ENACTS AS FOLLOWS:

1. This by-law shall be known and cited as the “Rates and Fees By-Law”.
2. The Council hereby establishes the rates and fees as set out in Schedule “A” to this by-law for The Corporation of the City of Burlington.
3. The rates and fees as set forth in Schedule “A” shall come into effect January 1, 2018 or as specified within the schedule.
4. The fees and charges will be subject to Harmonized Sales Tax (HST) and Retail Sales Tax (RST), where applicable.
5. The fees and charges imposed by the City, as outlined in Schedule “A” to this by-law, may be increased, decreased or waived completely by the Director to whose department the fee or charge relates, subject to any approved corporate policy.
6. The fees and charges imposed by the City as outlined in Schedule “A” to this by-law, may be amended by Council by way of a motion to reconsider.
7. The annual increases to fees and charges imposed by the City, as outlined in Schedule “A” to this by-law, may be rounded to result in whole dollar values.
8. Interest for unpaid accounts owing for fees and charges will be charged in accordance with any approved corporate policy.
9. If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having

persuaded or influenced Council to pass the remainder of this by-law and it is hereby declared that the remainder of this by-law shall be valid and shall remain in full force and effect.

10. Should this by-law conflict with any other by-law or resolution of Council, or any staff report approved by Council, in relation to fees and charges imposed under the *Municipal Act* and *Planning Act* or any other act, except the *Building Code Act, 1992*, S.O. 1992, c. 23, as amended, this by-law shall take precedence, unless specifically stated to the contrary.
11. That by-law 25-2017 is hereby repealed in its entirety.
12. That Appendix "A" of by-law 74-2005, Schedule "D" of by-law 60-2005, Schedule "C" of by-law 34-2007 and Schedule "A" of by-law 117-2007 are hereby deleted.
13. This by-law shall come into force on the effective dates indicated in Schedule "A" to this by-law.

ENACTED AND PASSED this 10th day of October, 2017

MAYOR: _____

CITY CLERK: _____