

Corporation of the City of Clarence-Rockland

By-law 2024-118

Being A By-Law to actualize certain user fees and charges for the City of Clarence-Rockland and to repeal By-law 2023-97.

Whereas Sections 391 of the Municipal Act, 2001, as amended provides that without limiting sections 9, 10 and 11, a municipality may impose fees or charges on persons, for services or activities provided or done on behalf of it, for costs payable by it for services or activities provided or done by or on behalf of any other municipality or any local board, for the use of its property including property under its control; and

Whereas Section 398 (1) of the Municipal Act, 2001, 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 Section 398(2) of the Municipal Act, 2001, as amended provides that the treasurer of a local municipality may add fees and charges imposed by the municipality to the tax roll for the following property in the local municipality and collect them in the same manner as municipal taxes:

1. In the case of fees and charges for the supply of a service or thing to a property, the property to which the service or thing was supplied.
2. In all other cases, any property for which all of the owners are responsible for paying the fees and charges.

Whereas Part VIII, section 35 of the "Fire Protection and Prevention Act 1997 S.O. 1997 , as amended, provides that the Fire Chief or an assistant of the Fire Marshall may impose the fees and charges fees for services or activities stemming from a fire department; and

Whereas Section 7 of The Building Code Act 1992, as amended; empowers Council to enact certain by-laws respecting construction, demolition and change of use permits and inspections; and

Whereas Section 69 of the Planning Act, R.S.O. 1990, Chapter P. 13 empowers the Council of a municipality to pass a by-law prescribing a tariff of fees for the processing of applications made in respect to planning matters; and

Whereas the Council of the Corporation of the City of Clarence-Rockland deems it expedient to actualize user fees to recover the costs of services or activities provided by the City of Clarence-Rockland;

Therefore the Council of the City of Clarence-Rockland enacts as follows:

1. That the user fees be established as per Schedules 'A' to 'Q' attached hereto and forming part of this by-law, being:

- a. Schedule 'A' – Corporate
- b. Schedule 'B' – Finance
- c. Schedule 'C' – Business Licenses
- d. Schedule 'D' – Animal Control
- e. Schedule 'E' – Landfill
- f. Schedule 'F' – Fire Department
- g. Schedule 'G' – Construction
- h. Schedule 'H' – Signs
- i. Schedule 'I' – Planning and Engineering
- j. Schedule 'J' – Recreation and Facilities
- k. Schedule 'K' – Daycare
- l. Schedule 'L' – Civil Marriage Solemnization Services
- m. Schedule 'M' - Property Standards Administration Fees
- n. Schedule 'N' - Administrative Monetary Penalty System (AMPS) – Administrative Fees
- o. Schedule 'O' – Waste
- p. Schedule 'P' – Water
2. Schedule 'Q' - Sewer
3. That the treasurer be authorized to add fees and charges imposed by the municipality to the tax roll for the following property in the local municipality and collect them in the same manner as municipal taxes:
4. in the case of fees and charges for the supply of a service or thing to a property, the property to which the service or thing was supplied.
5. In all other cases, any property for which all of the owners are responsible for paying the fees and charges.
6. That any user fees actualized by this by-law shall take precedence over any other user fees previously adopted by any previous by-law, resolution and/or policy.
7. That By-law 2023-97 is hereby repealed.
8. That this by-law shall come in force and effect on January 01, 2025, unless otherwise specified in the applicable schedule.

Read, passed and adopted in open council this 11th day of December 2024.

Mario Zanth, Mayor

Monique Ouellet, Clerk