

BY-LAW NUMBER 9 OF 2006

**A BY-LAW TO PROVIDE FOR INTERIM TAX LEVIES FOR THE YEAR 2006
FOR THE TOWNSHIP OF ST. CLAIR**

WHEREAS section 317 of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, provides that the council of a local municipality, before the adoption of estimates for the year under section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipality purposes;

AND WHEREAS the Council of this municipality deems it appropriate to provide for such interim levy on the assessment of property in this municipality;

THEREFORE the Council of the Corporation of the Township of St. Clair enacts as follows:

In this by-law the following words shall be defined as:

“Collector” shall mean the Tax Collector of the Township;

“Minister” shall mean the Minister of Finance;

“MPAC” shall mean the Municipal Property Assessment Corporation;

1. The amounts levied shall be as follows: For the Residential, Pipeline, Farmland, Managed Forest, Multi-Residential, Commercial and Industrial property classes there shall be imposed and collected an interim levy of 50% of the total taxes for municipal and school purposes levied on in the year 2005.
2. For the purposes of calculating the total amount of taxes for the year 2005 under paragraph 1, if any taxes for municipal and school purposes were levied on a property for only part of 2005 because assessment was added to the collector’s roll during 2005, an amount shall be added equal to the additional taxes that would have been levied on the property if taxes for municipal and school purposes had been levied for the entire year.
3. The provisions of this by-law apply in the event that assessment is added for the year 2006 to the collector’s roll after the date this by-law is passed and an interim levy shall be imposed and collected.
4. All taxes levied under this by-law shall be payable into the hands of the Collector in accordance with the provisions of this by-law.
5. There shall be imposed on all taxes a penalty for non-payment or late payment of taxes in default of the installment dates set out below. The penalty shall be one and one-quarter percent (1¼%) of the amount in default on the first day of default and on the first day of each calendar month during which the default continues.

6. The interim tax levy imposed by this by-law shall be paid in two installments due on the following dates:
 - 6.1. One-half (1/2) thereof on the 9th day of March of 2006;
 - 6.2. One-half (1/2) thereof on the 10th day of May of 2006.
7. The Collector may mail or cause to be mailed to the address of the residence or place of business of each person taxed under this by-law, a notice specifying the amount of taxes payable.
8. The notice to be mailed under this by-law shall contain the particulars provided for in this by-law and the information required under subsection 343(2) of the *Municipal Act*.
9. The subsequent levy for the year 2006 to be made under the *Municipal Act* shall be reduced by the amount to be raised by the levy imposed by this by-law.
10. The provisions of section 317 of the *Municipal Act*, as amended, apply to this by-law with necessary modifications.
11. The Collector shall be authorized to accept part payment from time to time on account of any taxes due, and to give a receipt of such part payment, provided that acceptance of any such part payment shall not affect the collection of any percentage charge imposed and collectable under section 5 and/or 6 of this by-law in respect of non-payment or late payment of any taxes or any installment of taxes.
12. Nothing in this by-law shall prevent the Collector from proceeding at any time with the collection of any tax, or any part thereof, in accordance with the provisions of the statutes and by-laws governing the collection of taxes.
13. In the event of any conflict between the provisions of this by-law and any other by-law, the provisions of this by-law shall prevail.
14. This by-law shall come into force and take effect on the day of the final passing thereof.

Read the required number of times and finally passed, signed and sealed
this 6th day of February, 2006.

MAYOR

CLERK