

THE CORPORATION OF THE TOWNSHIP OF BROCK

BY-LAW NUMBER 3182-2023

BEING A BY-LAW TO LEVY AND COLLECT TAXES FOR THE YEAR 2023

WHEREAS subsection 290 of the *Municipal Act*, S.O. 2001, c. 25, as amended (the “Act”), provides for the council of a local municipality in each year to prepare and adopt a budget including estimates of all sums required for the purposes of the municipality; and

AND WHEREAS subsection 312(2) of the Act provides that for the purposes of raising the general local municipal levy the council of a local municipality shall, each year, pass a by-law levying a separate tax rate, as specified in the by-law, on all the assessment in each property class in the local municipality rateable for local municipal purposes; and

AND WHEREAS subsection 257.7(1) of the *Education Act*, R.S.O. 1990, c. E.2, as amended, requires a municipality to levy and collect tax rates for school purposes on such tax rates as are prescribed by Ontario Regulations and

AND WHEREAS The Regional Municipality of Durham has passed By-law Number 16-2023 to establish tax ratios and to specify the percentage by which tax rates are to be reduced for prescribed property sub class, By-law Number 17-2023 to set and levy the 2023 rates of taxation for Regional General Purposes and By-law 19-2023 to set the 2023 rates for Regional Solid Waste Management Purposes and By-law 18– 2023 to set the 2023 rates for Regional Transit Purposes;

NOW THEREFORE the Council of the Corporation of the Township of Brock enacts as follows:

1. The taxes for the year 2023, together with all other rents or rates payable as taxes shall be due and payable on and from the 1st day of January 2023.
2. For the year 2023, The Corporation of the Township of Brock shall levy upon the Residential Assessment, Farm Assessment, Managed Forest Assessment, Commercial Assessment, Parking Lot Assessment, Industrial Assessment, Multi-Residential Assessment and Pipeline Assessment the rates of taxation per current value assessment for general purposes and estimates for the current year as set out in Schedule “A” attached to this By-law.
3. The levy provided for in Schedule “A” shall be reduced by the amount of the interim levy for 2023.
4. For payment-in-lieu of taxes due to The Corporation of the Township of Brock, the actual amount due to The Corporation of the Township of Brock shall be based on the assessment roll and the tax rates for the year 2023.
5. All taxes and other rates payable as taxes shall, subject to Section 13, be paid in 2 installments, and shall be due and payable on or before the respective dates set out below:

Installment 1 - July 21, 2023

Installment 2 - September 22, 2023

6. A percentage charge of 1.25 per cent is imposed as a penalty for nonpayment of taxes on first day of default and on the first day of each calendar month thereafter in which default continues, until December 31, 2023.
7. Interest charges in respect of unpaid taxes other than those levied for the current year, shall be added at the rate of 1.25 per cent per month for each month or fraction of it until the taxes in default are paid.
8. The Property Tax Collector shall be authorized to accept part payment from time to time on account of any taxes due; such part payment shall not affect the collection of any percentage charge imposed or collectable under Section 6 or Section 7 in respect to nonpayment of taxes or of any installment thereof.
9. Nothing in this by-law shall prevent the Property Tax Collector from proceeding at any time with the collection of any rate, tax or assessment, or any part thereof, in accordance with the provisions of the statutes and by-laws governing the collection of taxes.
10. Where the sum of the total annual taxes for which any person is chargeable in the 2023 taxation year for municipal, school, local improvement and other special purposes, upon any real property assessed in one parcel to the same owner would according to the assessment thereon be less than \$11.00, the sum of such taxes shall be deemed to be \$11.00 and shall be so entered on the Tax Collector's roll and the difference between the sum that would have been entered but for this section and the sum of \$11.00 shall form part of the general funds of the Corporation of the Township of Brock.
12. The Property Tax Collector may mail, or cause to be mailed to the residence or place of business of such person indicated on the last revised assessment roll, a notice specifying the amount of taxes payable.
13. All moneys raised, levied or collected under the authority of this by-law shall be paid into the hands of the Treasurer to be applied and paid to such persons and in such manner as the laws of Ontario and the by-laws or resolutions of the Council direct.
14. The Property Tax Collector is hereby authorized to revise assessments and resulting tax levies as deemed necessary in conjunction with changes made by the Municipal Property Assessment Corporation (MPAC) to the returned roll and revised in the Online Property Tax Analysis Program (OPTA).
15. If any section or portion of this By-law or of Schedule "A" is found by a court of competent jurisdiction to be invalid, it is the intent of the Council of the Corporation of the Township of Brock that all remaining sections and portions of this By-law and of Schedule "A" continue in force and effect.

ENACTED AND PASSED THIS 24TH DAY OF APRIL A.D., 2023.

Mayor
Walter Schummer

Clerk/Deputy CAO
Fernando Lamanna