



THE CORPORATION OF THE MUNICIPALITY OF RED LAKE

BY-LAW No. 98-2020

A BY-LAW TO ESTABLISH A GENERAL TARIFF OF FEES AND CHARGES

WHEREAS *Section 391 of the Municipal Act, 2001, S.O. C.25, as amended,* provides that a municipality may pass by-laws imposing fees or charges on persons for services or activities provided or done by or 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; and for the use of its property including property under its control; and

WHEREAS *Section 253(2) of the Municipal Act, 2001, S.O. C.25, as amended,* states that a clerk shall, within a reasonable time, provide a certified copy under seal of the municipality of any record subject to the Municipal Freedom of Information and Protection of Privacy Act, to any applicant who pays the fee established by Council; and

WHEREAS *Section 385 of the Municipal Act, 2001, S.O. C.25, as amended,* provides that a municipality may fix a scale of costs to be charged as reasonable costs of proceeding under Part XI of said Act; and

WHEREAS *Section 69(1) of the Planning Act, R.S.O. 1990, C. P.13, as amended,* provides that a municipality may establish a tariff of fees for the processing of applications made in respect of planning matters; and

WHEREAS *Section 23 of the Order-in-Council 2688/93* provides for a municipality to set a fee structure for lottery licensing; and

WHEREAS all public notices required by By-Law No. 1681-12 have been given;

NOW THEREFORE the Council of The Corporation of the Municipality of Red Lake hereby **ENACTS AS FOLLOWS:**

1. The fees and charges for the municipal services, activities, information and use of property which are set out in the listed below schedules to this by-law shall be imposed.

Schedule

"A"	Administration
"B"	Red Lake Airport
"C"	Cochenour Arena Ice Policy
"D"	Rental Agreement
"E"	Red Lake Community Centre
"F"	Custom Works (Rental & Labour Rates)
"G"	Miss McKenzie II
"H"	Civil Marriage Services
"I"	Planning
"J"	Red Lake Fire and Rescue Services Fees
"K"	Water and Sewage Fees
"K-1"	Water Service Rates
"K-2"	Waste Water (Sewage) Service Rates
"K-3"	Water/Sewage Service Form
"K-4"	Hydrant Use Form
"K-5"	Customer Contact Request Forms
"L"	Cemetery Rate Schedule
"M"	Waste Disposal Site Fees
"N"	Taxi Licence Fees
"O"	Entrance Permit

Schedule - Continued

- “P” Business Licence Fees
- “Q” Dog Fees
- “R” Memorial Tree Program

2. The Clerk is hereby authorized to effect any minor modifications or corrections of an administrative, numerical, grammatical, semantic or descriptive nature or kind to the By-Law and Schedules as may be necessary after passage of the By-Law. All replacement Schedule(s) shall be inscribed with “revised” and “indicate the date of revision”.
3. Unless otherwise expressed to the contrary in the applicable schedule, the fees and charges set out in the said schedules are exclusive of H.S.T. and similar taxes, which, when applicable shall be payable in addition thereto.
4. The fees and charges set out in the schedules plus all applicable taxes are due and payable at the time of the transaction for which the fee or charge is imposed unless:
 - (i) a different date is specified in any invoice issued by the Municipality to any person in connection with the fee or charge imposed; or
 - (ii) a different date is specified in any written agreement between the Municipality and any person in connection with the fee or charge imposed.
5. Except in the case of a written agreement which provides otherwise, interest charges shall be added to all or any portion of any fees and charges that are due and payable at the rate of 2.25 percent per month (30.61% per annum compounded monthly) on the first day of default, and every thirty days thereafter on all amounts owing during such time as the default continues and such interest charges shall form part of the fees or charges owing.
6. With respect to fees and charges imposed by predecessor by-laws made by the Municipality and which remain outstanding as at the date that this by-law comes into force and effect, except in the case of a written agreement which provides otherwise, commencing on the date that this by-law comes into force and effect, in lieu of interest charges as prescribed in such predecessor by-law, interest charges shall be added to such outstanding amounts at the rate of 2.25 percent per month (30.61% per annum compounded monthly) and every thirty days thereafter on all such amounts owing during such time as the default continues and such interest charges shall form part of the fees or charges owing.
7. A dishonored cheque processing fee in the sum of one hundred dollars (\$100.00) shall be added to the amount otherwise owing when a cheque is returned by a bank or other financial institution for reasons such as insufficient funds being available in the account upon which the cheque was drawn, and the dishonored cheque processing fee shall be deemed to be part of the fees or charges owing.
8. All unpaid fees or charges imposed by this By-Law are a debt due to the Municipality and the Municipality may take such action as it considers necessary and as permitted by law to collect the debt.
9. This By-Law may be referred to as the “User Fees and Charges By-Law”.
10. By-Law Nos. 41-2019, 50-2019 and 73-2019 are hereby repealed.
11. This By-Law shall come into force and take effect on January 1st, 2021.

READ a FIRST and SECOND TIME this 21st day of December, 2020

Fred Mota, Mayor

Christine Goulet, Clerk

READ a THIRD TIME and FINALLY PASSED this 21st day of December, 2020.

Fred Mota, Mayor

Christine Goulet, Clerk