



**Municipality of Middlesex Centre
BY-LAW 2022-104**

Being a by-law to establish various fees and charges for services provided by the municipality of Middlesex Centre (Fee By-Law)

WHEREAS subsection 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the Municipal Act, 2001 provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 10(1) of the Municipal Act, 2001 provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS section 10(2) of the Municipal Act, 2001 provides that a municipality may pass by-laws respecting: in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1);

AND WHEREAS pursuant to By-Law 2010-080 public notice has been provided with respect to the intent to pass new fees and charges;

AND WHEREAS section 391(1) of the Municipal Act, 2001 provides that a municipality may impose fees or charges on persons:

- (a) for services and activities provided or done by or on behalf of it;
- (b) for costs payable by it for services and activities provided or done by or on behalf of any other municipality or any local board; and
- (c) for the use of its property including property under its control;

AND WHEREAS section 69 of the Planning Act, R.S.O. 1990, c.P.13, as amended, provides that council of a municipality may by by-law, establish a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS Section 7 of the Building Code Act, S.O. 1992 c.23, as amended, permits the Council of a municipality to pass by-laws to require the payment on fees on applications for and on the issuance of permits and prescribing the amounts thereof;

AND WHEREAS it is deemed expedient to pass this by-law;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Middlesex Centre enacts as follows:

1. Fees and charges imposed in accordance to the attached:
 - Schedule A – Administration
 - Schedule B – Building & By-law
 - Schedule C – Fire Services
 - Schedule D – Public Works & Eng
 - Schedule E – Planning
 - Schedule F – Community Services
2. The fees and charges established by this by-law shall be due and payable in full without discount by cheque or cash at the time of submitting an application or prior to the request for service.

3. Fees or charges imposed by this by-law that are unpaid as required by this by-law are subject to an additional penalty charge calculated at 1.25% per month or any part thereof.
4. Fees and charges listed in this by-law and imposed on a person or party, constitute a debt of the person or the party to The Municipality of Middlesex Centre. Where there is statutory authority to do so, the Treasurer may add fees and charges imposed by this by-law to the tax roll for the property in the same manner as municipal taxes.
5. Fees and charges listed in this by-law are subject to applicable taxes where applicable.
6. That By-Law 2021-099 and amending by-laws 2022-053 and 2022-079 are hereby repealed.
7. This by-law shall come in force and take effect on January 1, 2023.

PASSED AND ENACTED this 7th day of December, 2022.

Aina DeViet, Mayor

James Hutson, Municipal Clerk