

NO. 2022 – 082

**BEING A BY-LAW FOR THE ADOPTION OF THE RATES OF TAXATION AND
TO FURTHER PROVIDE FOR PENALTY AND INTEREST IN DEFAULT OF
PAYMENT THEREOF FOR THE YEAR 2022**

WHEREAS Section 290 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended provides that a local municipality shall in the year or the immediately preceding year, prepare and adopt a budget including estimates of all sums required during the year for the purposes of the municipality;

AND WHEREAS Section 312 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that for purposes of raising the general local municipality levy, a local municipality shall, each year, pass a By-law levying a separate tax rate, as specified in the By-law, on the assessment in each property class in the local municipality rateable for local municipal purposes;

AND WHEREAS Section 340 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that the treasurer of a local municipality shall prepare a tax roll for each year based on the last returned assessment roll for the year and that the treasurer shall collect the taxes once the tax roll has been prepared;

AND WHEREAS Section 342 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes municipalities to pass by-laws providing for the payment of taxes;

AND WHEREAS Section 398 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that fees and charges imposed by the municipality, upper-tier municipality or local board may be added to the tax roll and collected in the same manner as municipal taxes;

AND WHEREAS the Education Act, R.S.O. 1990, Ch. E.2, provides that Section 257.7(1) subject to the regulations, the following shall in each year levy and collect the tax rates prescribed under section 257.12 for school purposes on the property indicated;

AND WHEREAS Section 2 of the Corporation of the County of Bruce By-Law Number 2022-017, a By-law to adopt estimates, tax ratios and tax rates for the year 2022 establishes tax ratios for all municipalities within the County of Bruce for the year 2022;

AND WHEREAS the amount of assessment entitled to benefit hereinafter referred to as Residential, Multi-Residential, Commercial, Industrial, Farm and Managed Forest are as follows:

Residential	1,614,088,444
Multi-residential	24,300,700
Commercial - Occupied	265,751,013
Commercial - Vacant	4,223,577
Industrial - Occupied	102,002,820
Industrial - Vacant	5,634,055
Farm	636,481,300
Managed Forest	4,772,900

Total Taxable Assessment	\$	2,657,254,809
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Total Taxable Assessment for Purposes of the BIA Levy	\$	24,332,773
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AND WHEREAS the amounts to be raised are as follows:

Municipality of Kincardine	17,908,697
County of Bruce	10,178,328
School Boards	4,247,394
Education Tax shared as PIL, retained by Kincardine	2,232,461

Total Taxes to be Raised	\$	34,566,880
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BIA Total Taxes to be Raised	\$	78,950
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NOW THEREFORE the Council of The Corporation of the Municipality of Kincardine **ENACTS** as follows:

1. THAT there shall be levied and collected upon the assessable lands and buildings within The Corporation of the Municipality of Kincardine the following rates for the year 2022:

<u>Code</u>	<u>Class</u>	<u>Municipal</u>	<u>County</u>	<u>School</u>	<u>Total Tax Rate</u>
RT	Residential	0.00772018	0.00438773	0.00153000	0.01363791
R1	Farmland Awaiting Development	0.00579014	0.00329080	0.00114750	0.01022843
MT	Multi-Residential	0.00772018	0.00438773	0.00153000	0.01363791
NT	Multi-Residential - New	0.00772018	0.00438773	0.00153000	0.01363791
CT	Commercial Occupied	0.00951975	0.00541051	0.00880000	0.02373026
XT	Commercial - New	0.00951975	0.00541051	0.00880000	0.02373026
CX	Commercial Vacant	0.00951975	0.00541051	0.00880000	0.02373026
CU	Commercial Excess Land	0.00951975	0.00541051	0.00880000	0.02373026
IT	Industrial Occupied	0.01349256	0.00766844	0.00880000	0.02996099
JT	Industrial - New	0.01349256	0.00766844	0.00880000	0.02996099
IX	Industrial Vacant	0.01349256	0.00766844	0.00880000	0.02996099
IU	Industrial Excess Land	0.01349256	0.00766844	0.00880000	0.02996099
PT	Pipelines	0.00784679	0.00445969	0.00880000	0.02110648
FT	Farmlands	0.00193005	0.00109693	0.00038250	0.00340948
TT	Managed Forests	0.00193005	0.00109693	0.00038250	0.00340948
HF	Landfill	0.00944908	0.00537034	0.00980000	0.02461942
RH	Residential Shared PIL	0.00772018	0.00438773	0.00153000	0.01363791
RG	Residential PIL: General	0.00772018	0.00438773		0.01210791
CF	Commercial PIL: Full	0.00951975	0.00541051	0.00980000	0.02473026

CG	Commercial PIL: General	0.00951975	0.00541051		0.01493026
CH	Commercial: Shared PIL	0.00951975	0.00541051	0.00980000	0.02473026
IH	Industrial: Shared PIL	0.01349256	0.00766844	0.01250000	0.03366099
IJ	Industrial: Vacant Land, Shared PIL	0.01349256	0.00766844	0.01250000	0.03366099

2. The tax rate for the Business Improvement Area shall be 0.00324460
3. That the amount of taxes levied pursuant to the By-law on each assessment shall be reduced by the amount of the Interim levy for 2022 and the balance shall be divided into two amounts. The first instalment shall be due and payable on or before the 1st of September 2022 and the second instalment shall be due and payable on or before the 1st of December 2022. If not paid on or before the due dates penalty shall be added.
4. That penalty will be charged after the dates named for payment at the rate of one and one-quarter percent (1.25%) on the first day of default and on the first day of each calendar month until December 31st, 2022. Statutory interest of one and one-quarter percent (1.25%) per month will be charged on all unpaid taxes after January 1st, 2022, in addition to the above penalty.
5. That the Tax Collector of the Municipality of Kincardine shall make out all tax notices for the payment of the said taxes and shall deliver or mail each tax notice to the address of each taxpayer at the last known address recorded in the last revised Assessment Rolls for the Municipality of Kincardine no later than 21 days prior to the first instalment of the tax bill.
6. That the Tax Collector shall proceed to collect the amount to be raised by this By-law, together with all other sums on the Tax Roll in the manner as set forth in the Assessment Act and the Municipal Act and all other By-laws in force in this municipality.
7. That this By-law shall come into force and take effect on the final passing thereof.
8. This By-law may be cited as the "2022 Taxation By-law".

READ a FIRST and SECOND TIME this 20th day of April, 2022.

READ a THIRD TIME and FINALLY PASSED this 20th day of April, 2022.

Mayor

Clerk