

**THE CORPORATION OF THE TOWNSHIP OF MACDONALD, MEREDITH &
ABERDEEN ADDITIONAL**

BY-LAW #23-2176

**BEING A BY-LAW PRESCRIBING USER FEES FOR SERVICES OR USE OF
PROPERTY IN THE TOWNSHIP OF MACDONALD, MEREDITH & ABERDEEN
ADDITIONAL.**

WHEREAS Subsection 391(1) of the *Municipal Act, 2001* as amended authorizes municipalities to pass By-laws to impose fees or charges on persons,

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

AND WHEREAS Subsection 391 (2) a fee or charge imposed for capital costs related to services or activities may be imposed on persons not receiving an immediate benefit from the services or activities but who will receive a benefit at some point later in time.

AND WHEREAS the costs included in a fee or charge may include costs incurred by the municipality related to administration, enforcement and the establishment, acquisition, and replacement of capital assets.

AND WHEREAS Subsection 398(1) of the *Municipal Act, 2001* as amended provides that fees and charges imposed by a municipality or local board on a person constitutes a debt to the municipality or local board, respectively;

AND WHEREAS Subsection 23.1(1) of the *Municipal Act, 2001* as amended authorizes a municipality to delegate its powers and duties to a person subject to the restrictions set out in that Part;

AND WHEREAS Subsection 69(1) of the *Planning Act, R.S.O. 1990*, provides that the Council of a Municipality may by By-law establish a tariff of fees for the processing of applications made in respect of planning matters, which tariff shall be designed to meet only the anticipated cost to the municipality or to a committee of adjustment or land division committee constituted by the Council of the Municipality;

AND WHEREAS Section 7 of the *Building Code Act, R.S.O. 1992*, as amended provides Council of a Municipality may pass By-laws requiring payment of fees and applications for and issuance of permits and prescribing the amounts thereof, providing for refunds of fees under such circumstances as are prescribed;

AND WHEREAS the Council of the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional is desirous of establishing user fees and charges to recover some of the costs for services and rents provided by the Corporation;

AND WHEREAS pursuant to Section 398 (2) of the *Municipal Act, 2001* fees imposed pursuant to this by-law constitute a debt of the Owner to the Municipality and may be added to the tax roll of the Property to which the fees relate, and the Owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes;

NOW THEREFORE The Council of the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional hereby **ENACTS AS FOLLOWS:**

1. That the user fees, charges and rents as specified in Schedules "A", "B", "C", "D", "E", "F", "G", "H", "I" and "J" to this By-law be charged by the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional for those service and activities provided by the Corporation, for costs payable by it for services or activities provided or done by or on behalf of another municipality or any local board; and for the use of property owned or under the control of the Corporation.

2. All fees and charges set out in this By-law shall be payable prior to the provision of the service unless an agreement in writing is made to the contrary and approved by a municipal official.
3. In the event any fee or charge imposed herein remains unpaid after provision of the service or is otherwise in arrears in excess of 30 days, such fees or charges may be added to the Tax Roll for any real property in the municipality, the owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes.
4. Council does hereby delegate to each Department Head of the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional, the authority to administer such fees and charges and approve such forms and procedures as may be required for the efficient administration of the fees and charges.
5. Any person who is required to pay a fee for the processing of an application in respect of a planning matter may pay the amount of the fee under protest and thereafter appeal to the Ontario Land Tribunal against the levying of the fee or the amount of the fee by giving written notice of appeal to the Ontario Land Tribunal within thirty days of payment of the fee.
6. The Ontario Land Tribunal shall hear an appeal made under Clause (5) and shall dismiss the appeal or direct that a refund payment be made to the appellant in such amount as the Tribunal determines.
7. The fees set out in the By-law shall be reviewed on an annual basis prior to the adoption of the current budget and if there is a discrepancy in the fee prices, the fees set out herein supersede any fees listed in other By-laws.
8. That the following schedules attached hereto shall form part of this By-law:
 - Schedule "A" Corporate Services
 - Schedule "B" Leisure Services
 - Schedule "C" Public Works
 - Schedule "D" Sewer and Water
 - Schedule "E" Fire Services
 - Schedule "F" Planning and Zoning
 - Schedule "G" Building Services
 - Schedule "H" Waste Disposal
 - Schedule "I" Cemeteries
 - Schedule "J" Sewer and Water
9. That By-law #14-1846 is hereby rescinded on December 31, 2023.
10. That this by-law take effect on January 1, 2024.

READ a first and second time this 21st day of March, 2023

READ a third and final time and passed in open Council this 21st day of November 2023.

MAYOR
Lynn Watson

CLERK ADMINISTRATOR
Lacey Kastikainen

BY-LAW #23-2176

SCHEDULE "A" - CORPORATE SERVICES

Service Offered		Fee
Tax Certificate	3- 5 Business Days	\$35.00 per Roll
Expedited Tax Certificate	Requested in less than 48 hours	\$50.00 per Roll
Penalty and Interest		1.25% per month
Faxes		\$2.00 per page
Photocopies – Legal or Letter	Black Colour	\$0.25 per page \$0.50 per page
N.S.F. charge		\$30.00
Freedom of Information Request		\$5.00 plus \$30.00 hourly
Lottery License		2% of prize value

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SCHEDULE “B” – LEISURE SERVICES

Service Offered		Fee
Echo Bay & Sylvan Valley Hall & Kitchen		\$100.00 per day
Echo Bay & Sylvan Valley Hall only		\$60.00 per day
Echo Bay & Sylvan Hall Private or Business offered Clubs/Groups/Classes/Programs	If a fee is charged to participate	\$35.00 per day
Echo Bay & Sylvan Hall & Kitchen Private or Business offered Clubs/Groups/Classes/Programs	If a fee is charged to participate	\$50.00 per day
Echo Bay & Sylvan Valley Hall Community Recreational Clubs/Groups/Classes/Programs	Free to participate or non-profit organizations	No Charge
Lending Library/Museum Meeting Room		\$25.00
Sportsplex Non-Ice Rental	Per Hour	\$50.00
	½ day (max 6 hours)	\$225.00
	Full Day	\$450.00
	2 Full Days	\$700.00
Sportsplex Canteen Rental	As per rental agreement	
Sign Rental		\$150.00 for first year \$300.00 per year
Ice Rentals: 90 Minute Rentals @ 1.5 X rate	Per hour = 50 minutes of ice time	\$130.00 per hour
Ticket Ice Rental (Bookings within 24 hours)		\$65.00 per hour
Ice Rentals – 10 plus bookings	Must book and pay for 10 bookings upfront	\$100.00 per hour (\$1,000.00 minimum)
Open Skate		Free
Shinny		Free
Hockey Program		\$50.00 per registrant
Skate Program		Cost Recovery
Slo-Pitch & Soccer		\$15.00 per registrant
Athletic T-Shirt		\$10.00
Summer Camps (JK-Grade 8)		\$100.00 per week per registrant
Summer Camp Before & After Care		\$25.00 per week Per registrant

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SCHEDULE “C” - PUBLIC WORKS

Service Offered		Fee
Plow Truck	Equipment only (Note 1)	\$88.35
Grader	Equipment only (Note 1)	\$121.50
Backhoe	Equipment only (Note 1)	\$113.30
Backhoe Bucket Thumb	Equipment only (Note 1)	\$4.55
Tag along Trailer	Equipment only (Note 1)	\$9.80
Operator		\$35.50
Supervisor		\$54.00
New Culvert and/or Entrance Permit Fee (As per culvert installation policy)	Equipment; operator; culvert and granular material	Cost Recovery
Culvert Installation – repair and/or replacement (As per culvert installation policy)	Damage caused by Municipality	No charge
	Damage caused by owner	Property owner is responsible for all costs
Additional Entrances and/or culverts (As per culvert installation policy)	Equipment; operator; culvert and granular material	Cost Recovery
911 Sign – New Entrance		No Charge
911 Post – New Entrance		No Charge
911 Sign - Replacement		\$40.00
911 Post - Replacement		\$20.00

Note 1. Source OPSS.PROV 127 – April 2022

**BY-LAW #23-2176
SCHEDULE "D" - ANIMAL CONTROL**

Service Offered		Fee
Dog license	Spayed/Neutered dog	\$5.00
	Non-Spayed/Non-Neutered dog	\$15.00
Dog license after deadline (Note 1)	Spayed/Neutered dog	\$10.00
	Non-Spayed/Non-Neutered dog	\$30.00
Dog license Guide/Service Dog		No charge
Replacement tag		\$5.00
Kennel License		\$50.00
Tag for Individual Dog in Kennel		\$2.00
Animal Shelter fees	Sault Ste. Marie Human Society	As Invoiced
Veterinarian Fees		As Invoiced
Municipal Pound fees	First Impoundment	\$20.00 per day
	Second Impoundment	\$30.00 per day
	Third Impoundment	\$40.00 per day

Note 1. The deadline for purchase is March 31st of each year. After the deadline the fee doubles, except for new residents in their first year of residence.

Proof of up to date vaccinations required

By-Law #15-1892 Dog By-law

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SCHEDULE "E" - FIRE SERVICES

Service Offered		Fee
Smoke Alarm Call		N/C
Carbon Monoxide Alarm Call		N/C
False Alarms (Alarm Monitoring Company only)		First Call-N/C 2 nd Call-\$50.00 3 rd Call-\$100.00 4 th Call-\$200.00 Subsequent-\$200.00
Fire Reports		\$30.00
Fire permits		\$5.00

Explanations:

Fire Report: As requested in writing by business professional.

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SCHEDULE "F" - PLANNING SERVICES

Service Offered		Fee
Pre-consultation Fee		Minimum \$500.00
Hourly Pre-Consultation Fee Over the \$500.00		\$200.00 per hour
Official Plan Amendment		\$2,500.00
Official Plan Amendment Accompanied by Zoning By-law		\$3,000.00
Zoning By-law Amendment		\$2,000.00
Minor Variance		\$1,000.00
Planning Letter of Conformity		\$50.00
Subdivision Plan	Up to and including 10 lots	\$3,500.00
Subdivision Plan	11 lots or more	\$3,500.00 plus \$350.00 per each additional lot PLUS costs incurred above Application fee including professional services and disbursements required to process application and verify information
Condominium Plan	Up to and including 10 units	\$3,500.00
Condominium Plan	11 units or more	\$3500.00 plus \$350.00 per each additional unit PLUS costs incurred above Application fee including professional services and disbursements required to process application and verify information
Application for Consent (As per the Desbarats to Echo Bay Planning Board)	One new lot	\$1,200.00
	Lot addition	\$1,200.00
Site Plan Agreement		\$500.00

Any person who is required to pay a fee for the processing of an application in respect of a planning matter may pay the amount of the fee under protest and thereafter appeal to the Ontario Land Tribunal against the levying of the fee or the amount of the fee by giving written notice of appeal to the Ontario Land Tribunal within thirty days of payment of the fee.

The Ontario Land Tribunal shall hear an appeal made under Clause (2) and shall dismiss the appeal or direct that a refund payment be made to the appellant in such amount as the Tribunal determines.

Fees are non-refundable regardless of approval or denial of application.

All consent applications will be taken to the Desbarats to Echo Bay Planning Board which is located at 27 Barr Rd. Desbarats, Ontario

BY-LAW #23-2176

SCHEDULE "G" - BUILDING

This is Schedule "A" to Building Permit By-law #01-1275

Classes of Permits and Permit Fees

1.	<u>CLASS OF PERMIT</u>	<u>PERMIT FEE</u>
a)	To construct or renovate a Building	
	i) with a construction value of less than \$1,000.00.	\$25.00
	ii) with a construction value of \$1,000.00 or more	\$25.00 plus \$5.00 for each \$1,000.00 of value or portion thereof.
b)	To move a building.	\$25.00
c)	To demolish a building	\$10.00
d)	To authorize occupancy of a building (when required)	\$25.00
e)	Partial permit	25% of Total Permit Fee
f)	Conditional permit	25% of Total Permit Fee
g)	Change of use permit	\$50.00
2.	Where building permit fees are based on the value of the proposed work, such valuation shall be based on the following;	
a)	construction of outbuildings, (sheds, garages, farm buildings etc.)	
	i) interior unfinished	\$25.00 per sq. ft.
	ii) interior finished	\$45.00 per sq. ft.
b)	construction of decks, patios, landings	
	i) uncovered	\$15.00 per sq. ft.
	ii) covered	\$20.00 per sq. ft.
c)	construction of carports	\$20.00 per sq. ft.
d)	construction of :	
	i) houses with basements	\$90.00 per sq. ft.
	ii) houses without basements	\$75.00 per sq. ft.
	iii) houses with second floor	\$60.00 per sq. ft.
e)	commercial buildings	\$75.00 per sq. ft.
f)	industrial buildings	\$75.00 per sq. ft.
Note:	Commercial & Industrial rates may be determined by consultation with the Chief Building Official, Council and the Sault Ste. Marie Building Department.	
3.	The determination of whether a permit is required and what class of permit is required is at the discretion of the Chief Building Official.	

4. The building permit fee for any building or work begun prior to the issuance of a building permit for such building or work shall be double (i.e. 2 times) the regular permit fee.
5. Any project \$500,000.00 and over will have the fee set by Council and the Chief Building Official.

List of Plans or Working Drawing to Accompany Applications for Permits

1. The Site Plan
2. Floor Plans
3. Foundation Plans
4. Framing Plans (Architectural Designed Homes)
5. Roof Plans (Pre-Engineered Trusses)
6. Reflected Ceiling Plans (Architect, Designed Homes)
7. Sections and Details
8. Building Elevations
9. Electrical Drawings (if asked for)
10. Heating, Ventilation and Air Conditioning Drawings (if asked for)
11. Plumbing Drawings (if asked for)

Note: The Chief Building Official may specify that not all the above-mentioned plans are required to accompany an application for a permit.

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SCHEDULE "H" - LANDFILL

Service Offered		Fee
Waste Disposal	Tires	We do not accept tires
	Clean unpainted wood; brush, leaves.	No charge
	Metal appliances: stove; dishwasher; washer; dryer; furnace.	No charge Place in appropriate bin
	Fridges; freezers, air conditioner; water cooler.	No charge Place in appropriate bin
	Scrap Metal	No charge Place in appropriate bin
	E-Waste; computers, monitors, cell phones, printers, TV's, stereo equipment, & lightbulbs	No Charge Place in Electronics Bin
	One half Ton	No Charge
	Single Axle Trailer	No Charge
	Double or Triple Axle Trailer	\$50.00 per load
	Dump Trailer	\$75.00 per load
Within our Municipality	Tandem Truck (Up to 14 yards)	\$150.00 per load
Within our Municipality	Tri Axle (14-20 yards)	\$250.00 per load
Outside Our Municipality (Council Approval)	Tandem Truck (Up to 14 yards)	\$500.00 per load
Outside Our Municipality (Council Approval)	Tri Axle Truck (14-20 yards)	\$700.00 per load
	Tractor Dump Truck	\$900.00 per load
Access by Non-residents	Township of Kehoe	\$200.00 per year plus \$3.00 per Bag Tag
Shingles	Proof of building permit	No Charge
Shingles	Structure under 161 sq. ft. (No building permit required)	\$10.00

BY-LAW #23-2176

**SCHEDULE "T" – CEMETERIES
Maple Leaf Cemetery, Sylvan Valley Cemetery, Aberdeen Cemetery**

Service Offered		Charge	Care & Maintenance	Total
Lot/Land fees	Single Lot	\$200.00	\$290.00	\$490.00
Opening & Closing-Cremains Site		Under 12" X 12" - \$100.00 Over 12" X 12" - \$200.00		
Opening & Closing-Traditional Site		\$750.00		
Personal Columbarium/Niche		\$100.00		
Monuments & Markers (C&M only)	Flat less than 173 sq. in		No charge	No charge
	Flat 174 sq. in. and over		\$100.00	\$100.00
	Upright Markers less than 4' x 4'		\$200.00	\$200.00
Lot/Land Transfer				\$5.00
Disinterment of Burial				\$2,500.00
Disinterment of Cremated Remains				\$500.00

By-law #15-1878 allows for one (1) traditional (casket) burial and two (2) cremations to be interred in each lot. When cremations only, 6 are allowed in each lot.

By-law #15-1878 allows for one (1) upright marker per lot and must be centered on the lot. Flat markers must be placed flush with the ground.

100% allocated to care and maintenance fund for all marker fees as set out in O/Reg 132/92.

Cemetery By-law #15-1878

Adopted by Resolution #: #23-419

Resolution Date: December 12, 2023

Effective Date: January 1, 2024

BY-LAW #23-2176

SCHEDULE “J”- SEWER & WATER

Service Offered		Fee
Curb Stop Valve Repair		Full Cost Recovery
Water Meter Frost Plate Replacement		Full Cost Recovery
Water Meter Replacement		Full Cost Recovery
Remote Replacement or Repair		Full Cost Recovery
Turn Water Off		\$30.00
Turn Water On		\$30.00
Purchase of Water per Cubic Meter To be taken from Sportsplex		\$3.50
Administration Fee for Purchase of Water		\$15.00 per hour
Water Use Base Rate 15 Cubic Meters		\$42.20 for each one-month period
Water Use after the first 15 cubic meters for each one month period.	1 cubic meter = 220 imperial gallons	\$1.25 per cubic meter
Sewer Base Unit Rate for each one-month period	Each separate dwelling Echo Bay Public School & Sportsplex	\$26.75 per month \$80.25 per month
Capital Surcharge		\$5.00 per month

Sewage Service Rate By-law #05-1495

Water Service Rates By-law #12-1789