

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BYLAW NO. 98-416

BEING a Bylaw to provide that a levy be made before the adoption of the estimates for the year 1998.

WHEREAS the Council of the Municipality of Temagami, pursuant to Section 370 (8) and (9) of the MUNICIPAL ACT R.S.O. 1990, c. M.45, as amended by Bills 106,149 and 164 provides that the Council of a local municipality may in 1998 before the adoption of the estimate for the year, pass a bylaw to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage (or 50 percent if no percentage is other wise prescribed) of the total 1997 mill rate to residential and farm assessment and;

AND WHEREAS Section 370 (8) and (9) of the Municipal Act Chapter M45, R.S.O. 1990, as amended by Bills 106,149 and 164 provides that the Council of a local municipality may in 1998 before the adoption of the estimate for the year, pass a bylaw to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage of the notional mill rates that the municipality is required to calculate to commercial & industrial assessment and the assessment that relates to pipelines, railways, hydro corridors, airports and other such unique properties, and;

AND WHEREAS Section 370 (8) and (9) of the Municipal Act Chapter M 45, R.S.O. 1990 , as amended by Bills 106, 149 and 164, and Regulation 523/97 provides that the Council of a local municipality may, in 1998 before the adoption of the estimate for the year, pass a bylaw to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage of the 1997 mill rate to properties coded as either "MF", being A managed forest.

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami enacts as follows:

(1) For the properties located in the formally Incorporated townships of Temagami:

1.1 An interim tax levy at the rate of 38 is hereby imposed and levied on the whole of the assessment for real property in the residential class according to the last revised roll. /

1.2 An interim tax levy at the rate 40 is here imposed and levied on the whole of the assessment for real property in the commercial industrial class, according to the last

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revised assessment roll.

1.3 An interim tax levy at the rate of 11.3 is hereby imposed and levied on the whole of the assessment for real property in the MF code, according to the last revised assessment roll.

2) For the properties in the newly incorporated townships of Temagami

2.1 An interim tax levy at the rate of 140.71 is hereby imposed and levied on the whole of the assessment for real property in the residential class according to the last revised roll.

2.2 An interim tax levy at the rate 161.24 is hereby imposed and levied on the whole of the assessment for real property in the commercial industrial class, according to the last revised assessment roll.

3) The said interim tax levy shall become due and payable in 2 instalments as follows: 50 percent of the interim levy rounded upwards to the next whole dollar shall become due and payable on the 26th day of February, 1998; the balance of the interim levy shall become due and payable on the 23rd of April, 1998 and nonpayment of the amount on the dates stated in accordance with this section shall constitute default.

4) On all taxes of the interim levy, which are in default on the 27th day of February, a penalty of percent shall be added and thereafter a penalty of 1.25 percent per month will be added on the day of each and every month the default continues, until December 31st, 1998.

5) a) On all taxes of the interim tax levy in default on January 1 st, 1999, interest will be added to the rate of 1.25 percent per month for each month or fraction thereof of default.

b) On all other taxes in default on January 1, 1998, interest shall be added at the rate of 1.25 percent per month or fraction thereof, and all bylaws and parts of bylaw inconsistent with this policy are hereby rescinded.

6) Penalties and interest added on all taxes of the interim tax levy in default shall become due and payable and shall be collected forthwith as if the same had originally been imposed and formed part of such unpaid interim tax levy.

7) It shall be the duty of the Clerk-Treasurer immediately after the two dates named in Paragraph 4, to collect at once by distress or otherwise, under the provisions of the Statutes and Tax Collection Bylaw, in that behalf all such instalments or parts thereof as shall not have been paid on or before the respective dates provided aforesaid, together with the said percentage charges as they are incurred.

8) The Clerk-Treasurer, not later than 14 days prior to the date that the first instalment

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is due shall mail, or cause to be mailed to the address or the residence or place of business of each person, a notice setting out the tax payments required to be made pursuant to this bylaw, the respective dates by which they are to be paid to avoid penalty and the particulars imposed by the bylaw for late payment.

9) Taxes shall be payable to the Corporation of the Municipality of Temagami and shall be paid to the Clerk-Treasurer at the Municipal Office.

10) The Clerk-Treasurer is hereby authorized to accept part-payment from time to time, on account, of any taxes due and to give receipt for such part-payment, provided that acceptance of any part-payment shall not effect the collection percentage charges imposed and collectable under paragraph 6 in respect to the non-payment of any instalment thereof.


11) This Bylaw, in accordance with the provisions of the Municipal Act, permits the incorporation of water and sewer billings to be applied to the tax billing in a manner and amount as determined by Council. /

READ a first and second time this 26th day of January , 1998.

READ a third time and finally passed this 26th day of January. 1998.



MAYOR



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