

The Corporation of the Township of Huron-Kinloss



BY-LAW

2021-82

Being the Collection of Capital Charges and Development Charges By-Law for the Township of Huron-Kinloss

WHEREAS the Municipal Act S.O. 2001, c 25, Section 5(3), as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under Section 9, shall be exercised by By-law;

AND WHEREAS the Municipal Act S.O. 2001, c 25, Section 11 provides that a municipality may pass by-laws respecting matters within the sphere of public utilities.

AND WHEREAS the Municipal Act S.O. 2001, c 25 Section 391 authorizes that a municipality to pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it, and that fees or charges 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 later point in time.

AND WHEREAS the Council of The Corporation of the Township of Huron-Kinloss has authorized the passage of By-laws outlining Capital Charges and Development Charges and the like imposing fees and charges for capital costs related to infrastructure that is needed to service development.

NOW THEREFORE the Council of The Corporation of the Township of Huron-Kinloss enacts as follows:

- 1.0 That all authorized fees and charges related to Capital Charges and Development Charges and the like are required to be collected prior to the passing of any By-law or prior to any development or planning application approval.
- 2.0 That all authorized fees and charges related to Capital Charges and Development Charges and the like already applied are non-refundable.
- 3.0 This By-law shall come into full force and effect upon final passage.
- 4.0 This By-law may be cited as the "Collection of Capital Charges and Development Charges By-Law"

READ a FIRST and SECOND TIME this 19th day of July, 2021.

READ a THIRD TIME and FINALLY PASSED this 19th day of July, 2021

Original signed by Don Murray

Original signed by Emily Dance

Don Murray, Deputy Mayor

Emily Dance, Clerk