

THE CORPORATION OF THE TOWNSHIP OF ARMSTRONG

BY – LAW NO. 2011 - 05

**BEING A BY-LAW TO PROVIDE FOR AN INTERIM TAX LEVY
AND TO PROVIDE FOR PENALTY AND INTEREST CHARGES**

WHEREAS Section 317 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, provides that the Council of a local municipality, before the adoption of the estimates for the year under Section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipality purposes.

AND WHEREAS the council of The Corporation of the Township of Armstrong deems it appropriate to provide for such interim levy on the assessment of property in The Corporation of the Township of Armstrong.

NOW THEREFORE the Council of The Corporation of the Township of Armstrong enacts as follows:

1. The amount levied on a property shall not exceed the percentage prescribed by the Minister under Section Subsection 317(3), paragraph 2 of the Act; or 50 per cent if no percentage is prescribed, of the total amount of taxes for municipal and school purposes levied on the property for 2010.
2. The percentage under paragraph 1 may be different for different property classes but shall be the same for all properties in a property class.
3. For the purposes of calculating the total amount of taxes for 2011 under paragraph 1, if any taxes for municipal and school purposes were levied on a property for only part of 2010 because assessment was added to the tax roll during 2010, an amount shall be added equal to the additional taxes that would have been levied on the property if the taxes for municipal and school purposes had been levied for the entire year.
4. An interim billing of 50 percent of the total amount of taxes for municipal and school purposes levied on the property for 2010 shall be imposed for all classes.
5. An interim billing of 50 percent of the annual local improvement charges shall be imposed for all classes, where applicable.
6. The provisions of the by-law apply in the event that assessment is added for the year 2011 to the tax roll after the date this by-law is passed and an interim levy shall be imposed and collected.
7. The said interim tax levy shall become due and payable in two (2) instalments as follows:
 - (a) approximately 50 percent of the interim levy shall become due and payable on the 31st day of March, 2011: and
 - (b) the balance of the interim levy shall become due and payable on the 28th day of April, 2011.

Non-payment of the amount on the dates stated in accordance with this section shall constitute default.

8. On all taxes of the interim levy, which are in default on the 1st day of default, a penalty of 1.25% shall be added on the 1st day of each and every month the default continues, until December 31st, 2011.

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9. a) On all taxes of the interim tax levy in default on January 1st, 2011, interest will be added at 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 1st, 2011, interest shall be added at the rate of 1.25 percent per month or fraction thereof, and all by-laws and parts of by-laws inconsistent with this policy are hereby rescinded.
10. 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.
11. The tax collector may mail or cause the same to be mailed to the residence or place of business of such person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes payable.
12. This by-law shall come into force and take effect on the day of the final passing thereof.

READ A FIRST AND SECOND TIME this 12th day of January, 2011.

Mayor

Clerk Treasurer Administrator

READ A THIRD TIME AND FINALLY PASSED this 12th day of January, 2011.

Mayor

Clerk Treasurer Administrator