



**CORPORATION OF THE TOWN OF INGERSOLL
BY-LAW NO. 10-4529**

A by-law to provide for a 2010 interim tax levy for all taxation classes and to provide for the payment of taxes and penalty and interest charges of 1.25 percent per month.

WHEREAS Section 317(1) of the *Municipal Act*, S.O. 2001, C.25, provides that the Council of a local municipality may, before the adoption of the annual estimates for 2010, pass a by-law to levy on the whole of the assessment for real property rateable for local municipal purposes;

AND WHEREAS the Council of The Corporation of the Town of Ingersoll deems it advisable and expedient that such an interim tax levy be applied to all taxation classes;

NOW THEREFORE the Council of The Corporation of the Town of Ingersoll enacts as follows:

- (1) The amounts levied shall be as follows:
 - 1.1 For the Residential, Pipeline, Farmland and Managed Forest property classes there shall be imposed and collected an interim levy of 50.0% of the total taxes levied in the year 2009.
 - 1.2 For the Multi-Residential, Commercial and Large and Residual Industrial property classes there shall be imposed and collected an interim levy of 50.0% of the total taxes levied in the year 2009.
- (2) For the purposes of calculating the total amount of taxes for the year 2009 under paragraph 1, if any taxes were levied on a property for only part of 2009 because assessment was added to the Collectors Roll during 2009, an amount shall be added equal to the additional taxes that would have been levied on the property if taxes had been levied for the entire year.
- (3) For the purposes of calculating the total amount of taxes for the year 2009 under paragraph 1, if any taxes are reduced on a property for only part of 2009 as a result of tax reductions under Section 357 of the *Municipal Act*, S.O. 2001, C.25 or assessment appeals approved by the Assessment Review Board, an amount shall be deducted equal to the reduced taxes that would have been calculated on the property if taxes had been reduced for the entire year.

- (4) A sum not exceeding 50.0% for local improvement charges shall be levied where applicable.
- (5) That the Director of Finance/Treasurer be authorized to issue such prescribed interim realty tax notices which shall be due in two approximately equal instalments. The due date for the first instalment shall be the 26th day of February 2010. The second instalment due date shall be the 30th day of April, 2010 rounded to the nearest dollar. The due dates shall meet the notification requirements specified in Section 343 (1) of the *Municipal Act*. S.O. 2001, C.25.
- (6) The provisions of this by-law apply in the event that assessment is added for the year 2010 after the date this by-law is passed and an interim levy shall be imposed and collected with one instalment date with a due date within the notification requirements specified in Section 343 (1) of the *Municipal Act* S.O. 2001, C.25.
- (7) That pursuant to Section 345(2) of the *Municipal Act*, S.O. 2001, C.25, a penalty of 1.25 % shall be made on the first day of default. Such penalty charge shall be levied and collected in the same manner as if it had been originally imposed.
- (8) That pursuant to Section 345(2) of the *Municipal Act*, S.O. 2001, C.25, the Director of Finance/Treasurer shall add to the amount of taxes due and unpaid, interest at the rate of 1.25 % month at the first of each month for each month until the taxes are paid. Such interest charge shall be levied and collected in the same manner as if it had been originally imposed.
- (9) The Director of Finance/Treasurer may mail, deliver or cause to deliver 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, as specified under Section 343 (1) of the *Municipal Act*, S.O. 2001, C.25.
- (10) That payment of 2010 taxes shall be made into the office of the Director of Finance/Treasurer at 130 Oxford Street, 2nd Floor, Ingersoll, Ontario or at/through various financial institutions or designated agents in the Town of Ingersoll as ratified by written agreement from time to time.
- (11) That in accordance with Section 347(1) of the *Municipal Act*, S.O. 2001, C.25, the Director of Finance/Treasurer may accept and allocate part payment from time to time on account of any taxes due and receipt such part payment provided that acceptance of any such part payment does not affect the collection of any percentage charge imposed and collectible in respect of non-payment of any taxes or any class of taxes or of any instalment thereof.
- (12) That the Director of Finance/Treasurer is not authorized to revise, reduce or cancel amounts billed and/or interest/penalty charges without the authorization of Council.
- (13) That the Director of Finance/Treasurer shall proceed to collect the amounts of this by-law together with all other sums on the Tax Roll in the same manner as set forth in this by-law and in force and effect.

- (14) If any section or portion of this by-law is found by a Court of competent jurisdiction to be invalid, it is the intent of the Council of The Corporation of the Town of Ingersoll that all remaining sections and portions of the by- law continue in force and effect.
- (15) That By-Law No. 09-4470 and all other by-laws inconsistent with the provisions of this by-law shall be and the same are hereby revoked.

READ a first and second time in Open Council this 11th day of January 2010.

READ a third time and passed in Open Council this 11th day of January 2010.

Mayor

Deputy Clerk