

THE CORPORATION OF THE TOWN OF SHELBURNE

BY-LAW NUMBER 70-2023

BEING A BY-LAW TO AMEND USER FEES AND CHARGES FOR MUNICIPAL SERVICES, PROGRAMS AND FACILITIES

WHEREAS Section 391(1) of the Municipal Act, S.O. 2001, c. 25, as amended, provides that a municipality may pass by-laws imposing fees or charges for services or activities provided, for costs payable by it for services or activities provided or done by or on behalf of the municipality and for the use of its property including property under its control;

WHEREAS, Section 391 of the Municipal Act, S.O. 2001, c.25, as amended, empowers municipalities to enact by-laws to impose water and wastewater rates upon owners or occupants of lands who use water;

AND WHEREAS the Planning Act, R.S.O. 1990, c.P.13, as amended, and the Building Code Act, S.O. 1992, c.23, as amended, and various other statutes provide municipalities with authority to impose various fees and charges;

AND WHEREAS the Council of The Corporation of the Town of Shelburne deems it expedient to implement a By-law to establish user fees and charges;

NOW THEREFORE the Council of The Corporation of the Town of Shelburne enacts the following:

1. That the fees and charges listed in Schedules "A", "B", "C", "D", "E", "F", and "G" attached hereto and forming part of this by-law, are hereby adopted.
2. That fees and charges are subject to HST where applicable and where not included in the price.
3. That authority to set fees and charges for consumable items valued under \$200.00 and for recreational and cultural programming is hereby delegated to the CAO or their designate.
4. That the fees for consumable items and recreational and cultural programming shall be set on a cost-recovery basis, including any associated facility cost.
5. That By-law #12-2023 and its attached schedules are hereby repealed.
6. That this by-law shall come into force and take effect on January 1, 2024.

THIS BY-LAW READ A FIRST, SECOND AND THIRD TIME, IN OPEN COUNCIL, AND ENACTED THIS 11th DAY OF December 2023

MAYOR

CLERK

SCHEDULE "A" TO BY-LAW NUMBER 70-2023

Planning Fee Structure

Application Type	APPLICATION PROCESSING FEES			SECURITIES/DEPOSIT S		NVCA	OTHER DEVELOPMENT FEES			
	Base Application Fee	Contingency Deposit / Other*	Total Base Application Fee and Deposits	Development Agreement			Town	County	School	Cash in Lieu of Parkland Dedication
				Security (eg. Letter of Credit)	Deposit					
Consent – New Lot (with development agreement)	\$4,660	Plus \$920 per new lot created	\$4,660+\$920/lot	\$5,000-\$10,000	\$5,000	Based on NVCA current fee structure Based on NVCA current fee structure	In accordance with Town of Shelburne Development Charges By-laws and requirements of Dufferin County and Upper Grand District School Board		5% of land value or 2% for IC	
Consent – New Lot (no development agreement)	\$3,220		\$3,220 +\$920/lot	-	-					
Consent – Lot Addition	\$2,865	-	\$2,865	-	-					
Consent – Request to change condition(s)	\$2,735	\$1,100	\$2,735 + \$1,100	-	-					
Minor Variance	\$2,150	\$550	\$2,150 + \$550	-	-					
Official Plan Amendment	\$10,750	\$3,115	\$10,750 + \$3,115	-	-					
Zoning By-law Amendment (Minor Amendment or Temporary Use or Extension of Temporary Use)	\$2,865	\$1,260	\$2,865 + \$1,260	-	-					
Zoning By-law Amendment (Re-Zoning/New Dev't)	\$7,160	\$2,480	\$7,160 + \$2,480	-	-					
Zoning By-law Amendment (Holding Zone Removal)	\$2,515	-	\$2,515	-	-					
OPA/ZBA Combined	\$11,465	\$4,960	\$11,465 + \$4,960	-	-					
Plan of Subdivision/Condominium (to draft approval)	\$21,510	\$11,035	\$21,510 +\$11,035	100% of cost of works to be assumed plus up to 50% of cost of private works	\$20,000-\$30,000					
Condominium Conversion	\$20,100	Plus \$100 per unit	\$20,100 + \$100/unit	-	-	-				

Planning Fee Structure Continued							
Draft Plan of Subdivision/Condominium Red-Line Revisions, Change of Conditions and Extension Requests	\$2,750	\$1,100	\$2,750 + \$1,100	-	-		As per Conditions of Approval and Agreement
Exemption from Draft Plan of Condominium	\$3,100	-	-	-	-		
Part Lot Control Exemption By-law	\$2,430	Plus \$120 per lot (Less than 20 Lots) Or \$95 per lot (More than 20 Lots)	\$2,430 plus \$120 per lot (less than 20 lots) or plus \$95 per lot (more than 20 lots)	-	-		

Application Type	APPLICATION PROCESSING FEES			SECURITIES/DEPOSITS		OTHER DEVELOPMENT FEES				
	Base Application Fee	Contingency Deposit / Other*	Total Base Application Fee and Deposits	Development Agreement		NVCA	Development Charges			Cash in Lieu of Parkland Dedication
				Security (eg. Letter of Credit)	Deposit		Town	County	School	
Site Plan – less than 2ha (to execution of agreement)	\$3,580	\$3,090	\$3,580 + \$3,090	100% of cost of works to be assumed plus up to 50% of cost of private works	\$10,000-\$15,000	Based on NVCA current fee structure	In accordance with Town of Shelburne Development Charges By-laws and requirements of Dufferin County and Upper Grand District School Board		5% of land value or 2% for IC	
Site Plan – 2ha to 10 ha (to execution of agreement)	\$7,170	\$5,520	\$7,170 + \$5,520		\$15,000-\$25,000					
Site Plan – 10 ha + (to execution of agreement)	\$10,035	\$8,380	\$10,035 + \$8,380							
Site Plan Amendment (to execution of amending agreement)	\$4,305	\$2,690	\$4,305 + \$2,690	As above	As above					
Telecommunications Facilities	\$540	\$1,080	\$540 + \$1,080	-	-	-	-	-	-	
Developer Lot Fee	\$755	-	-	-	-	-	-	-	-	

Planning Fee Structure Continued								
Sign Variance Request	\$540	-	-	-	-	-	-	-
Municipal Approval – Residential Accessory Structure, New Dwelling, Sign Permit Review	\$140	-	-	-	-	-	-	-
Municipal Approval – Non-residential Building or Structure / Renovation / Addition	\$165	-	-	-	-	-	-	-
Municipal Approval – Mixed-use Building – New/Renovation/Addition	\$165	Plus \$200 per Dwelling Unit	-	-	-	-	-	-
Zoning Compliance Request	\$140	-	-	-	-	-	-	-
Pre-application Consultation	\$400	A deposit may be required in accordance with the Pre-Application Consultation By-law	-	-	-	-	-	-

SCHEDULE “B” TO BY-LAW NUMBER 70-2023

Parks and Facilities Rentals

Administrative Fees				
Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Damage Deposit	Per Permit	\$200.00	\$200.00	Exempt
Key Deposit	Per Permit	\$50.00	\$75.00	Exempt
Cancellation Fee	Each	\$20.00	\$21.00	Yes
Amendment Fee	Each	\$10.00	\$10.50	Yes
Operations Staff Call Out Fee	Per Call Out	\$85.00	\$89.25	Yes
Non-Resident Fee	Per Person / Per Season	\$15.00	\$15.75	Yes
Non-Resident Organization Booking Surcharge	Per Permit	+ 20%	+ 20%	Yes
NOTE:				
Damage Deposit to be returned after last permitted use should there be no damage or debris.				
Key Deposit to be returned once keys are returned. Keys must be returned by October 31 each year or deposit will be charged.				
Cancellation Fee – cancelling one or more bookings from a permit.				
Amendment Fee – a change made to one or more bookings on a permit to a different date, time or facility.				
Finance charge of 1.25% per month is added to balances not paid before due date.				

Town Hall Facilities				
Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Grace Tipling Hall	Per Four Hours	\$114.75	\$120.50	Yes
Grace Tipling Hall	Per Eight Hours	\$229.50	\$241.00	Yes
Grace Tipling Hall – Set Up / Rehearsal Day	Per 24 Hours	\$100.00	\$105.00	Yes
Grace Tipling Hall – Theatre Off Day	Per 24 Hours	\$80.00	\$84.00	Yes
Council Chambers – Monday – Friday 8:30a.m. – 4:30p.m.	Per Hour	\$15.00	\$15.75	Yes
Sound Board Equipment	Per Permit	-	\$115.50	Yes
Light Board Equipment	Per Permit	-	\$170.10	Yes
NOTE:				
Theatre Off Day – No set up, rehearsal or performance. Facility and stage occupied by set and equipment, all lights are off.				

Town Hall Art Gallery	Unit	2024 Fee Rate	Subject to HST
Prime Months (April 1 to June 30 and September 1 to November 30)	21 calendar days plus 3 days for setup and dismantle. One 4-hour opening/reception included	\$150.00	Yes
Non-Prime Months (January 1 to March 31 and July 1 to August 31)	21 calendar days plus 3 days for setup and dismantle. One 4-hour opening/reception included	\$75.00	Yes
Additional 4-hour Opening/Reception		\$115.00	Yes
Additional 8-hour Opening/Reception		\$230.00	Yes

Fiddle Park				
Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Fiddle Park – Concession Building	Per Four Hours	\$52.00	\$54.60	Yes
Fiddle Park – Concession Building	Per Eight Hours	\$102.00	\$107.10	Yes
Fiddle Park – Pavilion	Per Four Hours	\$52.55	\$55.20	Yes
Fiddle Park – Pavilion	Per Eight Hours	\$105.10	\$110.35	Yes
Fiddle Park – Park Space	Per Four Hours	\$80.00	\$84.00	Yes
Fiddle Park – Park Space	Per Eight Hours	\$160.00	\$168.00	Yes
Fiddle Park – Special Event Includes Pavilion, Park Space, and Concession Building. Excludes Community Garden and Off Leash Dog Park.	Per 24 Hours	\$367.10	\$385.45	Yes

Other Parks and Pavilions				
Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Jack Downing Park	Per Four Hours	\$30.60	\$32.15	Yes
Jack Downing Park	Per Eight Hours	\$61.20	\$64.25	Yes
Natasha Paterson Park – Pavilion	Per Four Hours	\$40.80	\$42.85	Yes
Natasha Paterson Park – Pavilion	Per Eight Hours	\$81.60	\$85.70	Yes
Allocated Park Space (Greenwood Park, Natasha Paterson Park, Simon Street Park)	Per Hour	\$15.00	\$15.75	Yes
Additional Picnic Table	Per Table / Per Permit	-	\$10.00	Yes

Sports Fields				
Baseball Diamonds				
Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Lighting Fee	Per Hour	\$20.00	\$21.00	Yes
Minor (+18)				
Lisa McKechnie Baseball Diamond A	Per Hour	\$8.45	\$8.90	Yes
Baseball Diamond B	Per Hour	\$8.45	\$8.90	Yes
Gary Galbraith Diamond C	Per Hour	\$8.45	\$8.90	Yes
Diamond E	Per Hour	\$8.45	\$8.90	Yes

KTH Diamond	Per Hour	\$8.45	\$8.90	Yes
Adult (19+)				
Lisa McKechnie Baseball Diamond A	Per Hour	\$8.45	\$8.90	Yes
Baseball Diamond B	Per Hour	\$8.45	\$8.90	Yes
Gary Galbraith Diamond C	Per Hour	\$8.45	\$8.90	Yes
Diamond E	Per Hour	\$8.45	\$8.90	Yes
KTH Diamond	Per Hour	\$8.45	\$8.90	Yes
Tournament				
Hyland Diamonds Tournament Includes Diamond A, B, C, E and Natasha Paterson Pavilion	Per Eight Hours	\$322.35	\$338.50	Yes
KTH Cricket Use				
KTH Cricket Use	Per Hour	\$8.45	\$8.90	Yes
KTH Cricket Use – Tournament	Per Eight Hours	\$58.65	\$61.60	Yes
Soccer Fields				
Lighting Fee	Per Hour	\$20.00	\$21.00	Yes
Minor (+18)				
Brigands Field	Per Hour	\$9.35	\$9.80	Yes
KTH Field	Per Hour	\$9.35	\$9.80	Yes
Thunder Field	Per Hour	\$12.05	\$12.65	Yes
Adult (19+)				
Brigands Field	Per Hour	\$10.28	\$10.80	Yes
KTH Field	Per Hour	\$10.28	\$10.80	Yes
Thunder Field	Per Hour	\$18.93	\$19.90	Yes
Tournament				
Minor (+18)				
Brigands Field	Per Eight Hours	\$60.30	\$63.30	Yes
KTH Field	Per Eight Hours	\$60.30	\$63.30	Yes
Thunder Field	Per Eight Hours	\$120.50	\$126.55	Yes
Adult (19+)				
Brigands Field	Per Eight Hours	\$81.00	\$85.05	Yes
KTH Field	Per Eight Hours	\$81.00	\$85.05	Yes
Thunder Field	Per Eight Hours	\$145.70	\$153.00	Yes

Fees are subject to HST.

A finance charge of 1.25% per month is added to balances not paid before the due date.

SCHEDULE "C" TO BY-LAW NUMBER 70-2023

Administrative Services

Commissioner Services:

Resident	\$10.00 per document
Non-Resident & Commercial Businesses	\$20.00 per document
Council packages (non -residents)	\$25.00
Council reports (non-residents)	\$25.00
Faxes	\$4.00 per page
Photocopies	\$2.00 per page
Municipal Tax Sale Fees	Actual
Tax Certificates	\$70.00
NSF cheques	\$40.00
Tax Bill Reprint	\$10.00 per bill
Prior Year Tax Statement	\$10.00 per statement
Search and Copy/Email	\$25.00 per quarter hour
RFP or Tender Packages	Actual

SCHEDULE "D" TO BY-LAW NUMBER 70-2023

Administrative Products

Town Pins	\$10.00 each
Post Cards	\$5.00 each
Town Spoons	\$5.00 each
Fiddle Print painting	\$130.00
Town Flags	Actual

SCHEDULE "E" TO BY-LAW NUMBER 70-2023

Licenses and Permits

Business License	\$138.00
Lottery Licenses	3% of prize board
Marriage License	\$130.00
Sign Permit	\$135.00
Parking Permit	\$35.00/month, plus tax
Road/Sidewalk/Boulevard Occupancy Permit	\$135.00
By-law Enforcement Re-inspection Fee	\$135.00
Retail Business Holiday Exemption	\$135.00 per year
Outdoor Patio Permit	\$100.00 per year

Dog Licensing is as follows per By-law #15-2018:

<u>Number of Dogs</u>	<u>Spayed or Neutered</u>	<u>Not Spayed or Neutered</u>
First Dog (1st)	\$21.00	\$31.00
Second Dog (2nd)	\$31.00	\$41.00
Third Dog (3rd)	\$81.00	\$91.00
Fourth (4th) & Additional	\$101.00	\$111.00
Service Dog	No Charge	
<u>Impound Fee</u>	<u>With Tag</u>	<u>Without Tag</u>
First Occurrence	\$50.00	\$100.00
Second Occurrence	\$75.00	\$125.00
Third Occurrence	\$100.00	\$150.00

SCHEDULE “F” TO BY-LAW NUMBER 70-2023

Water and Sewer Services

Inspection of Existing services	\$75.00
Meter Accuracy check (at customers request)	\$100.00 (if found to be accurate)
Water connection Fee (New service after decommissioning well)	\$5,500.00 (plus HST)
Water Inspection Fee (New Service)	\$ 100.00 (plus HST)
Water turn on	\$60.00
Water turn off	\$60.00
Water turn on (after hours)	\$150.00
Water turn off (after hours)	\$150.00

Sewer Services:

Inspection of Existing Services	\$ 75.00
Sewer Inspection Fee (New Service)	\$ 100.00 (plus HST)
Sewer Connection Fee (New Service after decommissioning)	\$ 5,500.00 (plus HST)
Sewer Camera Inspection Fee	\$ 150.00 (plus HST)
Sewer Camera Inspection Fee (after regular business hours)	\$ 300.00 (plus HST)
Dumping/Processing Septage	Actual
Vactor Truck Rental	Actual
Vactor Disposal fee	Actual

Meter Components:

Meter (iPerl)	Cost of Recovery at time of need
Dual Check Valve (5/8 meter)	Cost of Recovery at time of need
Meter Valve (5/8 meter)	Cost of Recovery at time of need
Ball Valve w/drain (5/8 meter)	Cost of Recovery at time of need
Expansion Tank (5/8 meter)	Cost of Recovery at time of need
MXU (all meter sizes)	Cost of Recovery at time of need

Meter components for large meters	Quote required
Expansion Tank	Cost of Recovery at time of need
Meter Kits to be purchased directly from WAMCO	Cost varies per size
 Water Financial:	
Water Certificate/final meter reading request	\$ 40.00
Water Bill Reprint	\$10.00
Water/Sewer arrears transferred to municipal tax roll (Pursuant to Municipal Act 20012, S.O. 2001 c25, Section 398)	\$ 45.00
Resident refusal of Water Meter or/ refusal of Access to Town Water Meter and/also: Improper installation resulting in a non-functioning meter	Five times the current Water Base Rate fee 5/8"
Temporary Water Supply (Bulk Water)	1.5 x current 2" Water Base Charge by Meter Size plus \$5.00 per cubic meter. \$500 deposit required.
<ul style="list-style-type: none"> • Via hydrant 	
Temporary Water Supply (Bulk Water)	\$5.00 per cubic meter. \$500 deposit required.
<ul style="list-style-type: none"> • Via water tower 	
Penalty and Interest	Any amount unpaid on an account upon the due date which the accounts are rendered shall be subject to a late payment charge equal to 1.25%. Interest will be charged at a rate of 1.25 % for every monthly unpaid thereafter.

SCHEDULE "G" TO BY-LAW NUMBER 70-2023

Operations

Item	Unit	2023 Fee Rates	2024 Fee Rates	Subject to HST
Sidewalk Machine with Broom Attachment – Minimum Two Hours	Per Hour	\$136.50	\$143.35	Yes
Winter Maintenance Unassumed Roads	Per Hour	\$183.75	\$192.95	Yes
Winter Maintenance Unassumed Sidewalks	Per Hour	\$183.75	\$192.95	Yes
Backhoe / Grader Equipment Rate	Per Hour	\$128.10	\$134.50	Yes
Trackless / Mini Excavator Equipment Rate	Per Hour	\$64.05	\$67.25	Yes
Mowing Equipment Rate	Per Hour	\$73.50	\$77.20	Yes

Fees are subject to HST.