



CORPORATION OF THE CITY OF SUMMERSIDE

BYLAW NAME: FEES BYLAW

BYLAW #: CS-10

BE IT ENACTED by the Council of the City of Summerside as follows:

1. Title

1.1. This bylaw shall be known and cited as the "Fees Bylaw".

2. Purpose

2.1. To enable the City of Summerside to establish and require the payment of fees for business licenses, inspections, parking, recreation and other matters for the purpose of raising revenues.

3. Authority

3.1. Subclause 162(1)(a)(i) of the *Municipal Government Act*, RSPEI 1988, c M-12.1., and section 20 of the *Planning Act*, RSPEI 1988, c P-8., enable municipalities to, by bylaw, impose requirements, establish fees and establish a process for the collection of fees.

4. Application

4.1. This bylaw enables the authority for Council to establish fees and charges for the provision of goods and services and applies to any person on which a fee or charge is imposed under this bylaw.

4.2. These fees are set out in the Schedule attached to this bylaw and form part of the bylaw.

4.3. To the extent there is any inconsistency between this Bylaw and the *Municipal Government Act* or applicable regulations, the Act and regulations shall take precedence.

5. Definitions

5.1. In this bylaw:

- (a) "Act" means the *Municipal Government Act*, RSPEI 1988, c M-12.1;
- (b) "Chief Administrative Officer" or "CAO" means the administrative head of a municipality as appointed by Council under subsection 86(2)(c) of the *Municipal Government Act*;
- (c) "City" means the City of Summerside;
- (d) "Council" means the Mayor and other members of the council of the City;
- (e) "Councillor" means a member of Council other than the Mayor;
- (f) "lien" means an encumbrance or charge on a property to secure the debt owed by the property owner to the City;
- (g) "license" means a permit from the City to own or use something or to do a particular thing;
- (h) "local improvement charge" means a fixed annual charge levied against real property for a specific period by the City which contributes to capital costs of local improvements such as sewer and water upgrades, for example.

6. Interpretation

- 6.1. This bylaw is to be given a broad, liberal interpretation in accordance with applicable legislation, regulations and the definitions set out in them.

7. Establishment of fees

- 7.1. The City hereby establishes fees to be charged for business licenses, inspections, parking, recreation and other matters, in accordance with the Act.
- 7.2. The City will charge fees that are higher for persons or businesses that do not reside or maintain a place of business in the City in accordance with clause 182(c)(ii) of the Act, where so outlined in the Schedule attached to this bylaw.
- 7.3. Council may revise fees at any time by resolution if required, in accordance with section 135 of the Act, and shall ensure that the relevant Schedule to this bylaw is updated.

7.4. The fees set out in the Schedule to this bylaw are subject to the Harmonized Sales Tax (HST) where applicable.

7.5. In addition to the fees established in this bylaw, the City may also establish fees in other bylaws where those fees are specifically related to the matter addressed in that bylaw.

8. Collection of Fees

8.1. The City may take into revenue deposits and investments, any charges for the operation of a service or municipal utility under the control of Council and any other funds the City may acquire pursuant to this bylaw or any other bylaw establishing fees, in accordance with section 162 of the Act.

8.2. The fees and charges set out in the Schedule to this bylaw shall come into force and effect on the date of passage, unless otherwise specified.

8.3. All fees charged in accordance with this bylaw are owing at the time of the service, or as otherwise outlined in the Schedule to this bylaw.

8.4. The fees listed in the Schedule to this bylaw are in addition to any costs incurred by the City, which costs may be payable in addition to the fees set out in this bylaw.

8.5. Pursuant to subsection 142(2) of the Act, the City may, by resolution, cancel or write off any arrears of fees, penalties or interest charges that are prescribed by bylaw or specified in a resolution that, in the opinion of Council, are no longer collectable from the person, institution, association, group or body that is liable to pay them.

9. Penalties

9.1. The City may, in accordance with subsection 162(3) of the Act, refuse to issue or renew any license or authorization that the municipality is authorized under this bylaw of the municipality, or under the Act or another act, to issue or renew to a person who has failed to pay charges, fees, fines or penalties established in the Schedule to this bylaw, including any interest accruing to any of them.

10. Effective Date

- 10.1. This Fees Bylaw, Bylaw CS-10, shall be effective on the date of approval and adoption by Council.

First Reading

This Fees Bylaw, Bylaw #CS-10, was read a first time at the Council meeting held on the 7th day of August, 2018.

This Fees Bylaw, Bylaw #CS-10, was approved by a majority of Council members present at the Council meeting held on the 7th day of August, 2018.

Second Reading

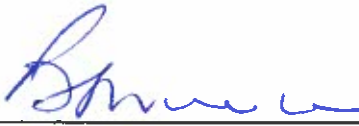
This Fees Bylaw, Bylaw #CS-10, was read a second time at the Council meeting held on the 17th day of September, 2018.

This Fees Bylaw, Bylaw #CS-10, was approved by a majority of Council members present at the Council meeting held on the 17th day of September, 2018.

Approval and Adoption by Council

This Fees Bylaw, Bylaw #CS-10, was adopted by a majority of Council members present at the Council meeting held on the 17th day of September, 2018.

Signatures



Bill Martin, Mayor

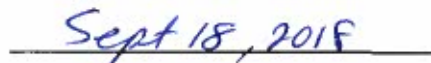


Gordon MacFarlane, Deputy Chief Administrative Officer

This Fees Bylaw adopted by the Council of the City of Summerside on the 17th day of September, 2018 is certified to be a true copy.



Gordon MacFarlane, Deputy Chief Administrative Officer



Date



CORPORATION OF THE CITY OF SUMMERSIDE

SCHEDULE: SCHEDULE "A"
BYLAW NAME: FEES BYLAW
BYLAW #: # CS-10

Type of Fee	Fee Structure	Fee Due
Dog License Fee	\$10 per year for dogs spayed or neutered or a one-time fee of \$25	Yearly on April 1st
Planning Permit Fee	Per fee structure in Zoning Bylaw	Per fee structure in Zoning Bylaw
Utility Fee	See IRAC tariff to the City of Summerside Sewer and Water Treatment and Collection Corporation	
Office Services	Black and white copies - \$0.25/page Colour copies - \$1.00/page	Before Service