

## ENGINEERING AND OPERATIONAL SERVICES

| SCHEDULE 1 - ENGINEERING AND PUBLIC WORKS - Property Management         |               |               |   |       |                                |
|---|---------------|---------------|---|-------|--------------------------------|
| Statutory Authority for Fee or Charge - Part XII of Municipal Act, 2001 |               |               |   |       |                                |
| ITEM/SERVICE PROVIDED   | 2010 RATE/FEE | 2011 RATE/FEE | + | HST   | Additional Information         |
| <b>Brantford Airport Hangar Rates</b>                                   |               |               |   |       | see notes to Schedule 1        |
| Commercial Land Lease - per square foot                                 | \$0.34        | \$0.34        |   | Extra | Property Taxes,Utilities Extra |
| Condo Fee per aircraft per month  | \$100.00      | \$100.00      |   |       |                                |
| Farmland Lease - per acre   | \$105 - \$130 | \$105 - \$130 |   | Extra |                                |
| <b>Municipal Hangar Rate (Commercial and Industrial)</b>                |               |               |   |       | Property Taxes,Utilities Extra |
| Rate per square foot  | \$2.03        | \$2.09        | + | Extra |                                |
| plus Rate per square foot for Condo Fee                                 | \$0.64        | \$0.70        | + | Extra |                                |
| <b>T Hangars with Power</b>   |               |               |   |       |                                |
| Rate per month  | \$250.00      | \$250.00      |   | Extra |                                |
| plus Condo Fee and Capital Improvement Fee                              | \$100.00      | \$100.00      |   | Extra |                                |
| <b>T Hangars no Power</b>   |               |               |   |       |                                |
| Rate per month  | \$125.00      | \$125.00      |   | Extra |                                |
| plus Condo Fee and Capital Improvement Fee                              | \$100.00      | \$100.00      |   | Extra |                                |
| <b>Tie Down Fees</b>  |               |               |   |       |                                |
| per day   | \$4.00        | \$5.00        | + | Extra |                                |
| per month   | \$50.00       | \$60.00       | + | Extra |                                |
| Fuel Surcharge - per litre  | n/a           | \$0.04        | + | Extra | new rate for 2011              |
| Landing Fees - per Commercial Turbo Aircraft                            | n/a           | \$40.00       | + | Extra | new rate for 2011              |
| <b>Parking Space</b>  |               |               |   |       |                                |
| Rate per space per year   | \$136.00      | \$136.00      |   | Extra |                                |

# BY-LAW NUMBER

of

## THE CORPORATION OF THE CITY OF BRANTFORD

*Being a By-law to Fix Fees and Charges  
To be collected by the Corporation of the  
City of Brantford*

### THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF BRANTFORD HEREBY ENACTS AS FOLLOWS:

#### Section 1 INTERPRETATION

##### 1.1 Purpose

This By-law is enacted for the purpose of imposing fees and charges pursuant to Part XII of the Municipal Act, 2001, and the other statutes, regulations, and enactments under which the Municipality is entitled to impose fees and charges.

##### 1.2 Schedules – References to other By-laws

Each Schedule to this By-law is an integral part of this By-law. Where the Schedules to this By-law reference other By-laws in relation to Fees and Charges imposed hereunder, the terms and provisions of such other By-laws shall apply to the Fees and Charges imposed hereunder, provided that, where there is a discrepancy in the stated amount of any such Fee or Charge between such other By-laws and this By-law, the Fees and Charges set forth in the Schedules shall govern and any inconsistent By-laws shall be amended accordingly.

##### 1.3 Severability

Each Fee and Charge enacted pursuant to this By-law shall be treated as a separate enactment, and shall not necessarily be affected by any determination of ultra vires or other invalidity of any other Fee and Charge enacted pursuant to this By-law.

##### 1.4 Absence from this By-law

If Fees and Charges have been validly enacted under another By-law of the Municipality, the absence of such Fees and Charges from this By-law shall not affect the validity of such other Fees and Charges.

##### 1.5 Headings and index

The headings and the Schedule Index are included in this By-law for convenience of reference only, and are not an operative part of this By-law.

**Section 2**  
**FEES AND CHARGES**

**2.1 Fees and Charges – Schedules**

The Fees and Charges described in the attached Schedules are hereby imposed in respect of:

- (a) The services or activities provided or done by or on behalf of the municipality as may be set forth in the Schedules;
- (b) The costs payable by the municipality for services or activities provided or done by or on behalf of any other municipality or local Board as may be set forth in the Schedules;
- (c) The use of the property of the municipality, including property under the control of the municipality as may be set forth in the Schedules; or,
- (d) The other activities as may be set forth in the Schedules.

**2.2 Fees and Charges – By Whom Payable**

Except where a contrary intention appears in the Schedules or in any other City By-law relating thereto, the Fees and Charges, described in the attached Schedules, shall be paid by the person or persons who have requested, received, or obtained a service, activity, or use of property identified in any of the Schedules.

**2.3 Fees and Charges – Manner of Payment**

The Fees and Charges described in the attached Schedules shall be paid in cash or by such other means as may be approved from time to time by the Finance Department. Unless shown to be already included where described in the Schedules, HST, where applicable, shall be paid in addition to any Fees and Charges.

**2.4 Fees and Charges – Time of Payment**

Except where a contrary intention appears in the Schedules or in any other City By-law relating thereto, or in the contract under which the service, activity, or use of property is provided, all Fees and Charges shall be paid in full at the earlier of the following times:

- (a) At the time that the service, activity, or use of property for which a fee or charge is payable is received or obtained;
- (b) At the time that the service, activity, or use of property for which a fee or charge is payable is requested, including sales of tickets and bookings for future activities, events, and uses of property.

**2.5 Fees and Charges – Unpaid Fees or Charges – Interest**

Where any portion of a Fee or Charge imposed under this By-law remains unpaid beyond the time at which such Fee or Charge is due, the unpaid balance of such Fee or Charge shall bear simple interest from such due date until the first day of the month in which payment is made at the rate of 24% per annum, calculated on a per-diem basis.

**2.6 Fees and Charges – Unpaid Fees or Charges – Addition to Tax Roll**

Where any portion of a Fee or Charge imposed under this By-law remains unpaid beyond the time at which such Fee or Charge is due, the Treasurer may add the unpaid balance of such Fee or Charge, together with accrued interest, to the tax roll for the following properties:

(a) In the case of fees and charges for the supply of a public utility, the property to which the public utility was supplied; and,

(b) In all other cases, any property for which all of the owners are responsible for paying the fees and charges.

**2.7 Application**

Sections 2.5 and 2.6 apply to Fees and Charges which have been enacted pursuant to Part XII of the Municipal Act, 2001. Where Fees and Charges in this By-law have been enacted upon an authority other than Part XII of the Municipal Act, 2001, sections 2.5 and 2.6 shall only apply to such Fees and Charges if and to the extent permitted by such other authority.

**Section 3  
REPEAL**

**3.1 Repeal of By-law 28-2010.**

With the exception of Section 3.1, which remains in full force and effect, By-law 28-2010, as amended, of the City of Brantford is repealed in its entirety.

**3.2 Effect of Repeal of By-law 28-2010**

The repeal of By-law 28-2010, as amended, shall not have the effect of invalidating any debt which came into existence as a result of the said By-law, and any amounts owing to the Municipality under the said By-law shall remain due and owing to the Municipality and with all the remedies for collection of same, as if the said By-law 28-2010 had never been repealed.

**Section 4  
EFFECTIVE DATE**

**4.1 Effective Date**

This By-law shall come into effect on the date of passing.

READ A FIRST TIME:  
READ A SECOND TIME:  
PASSED:

---

MAYOR

---

CLERK