

**THE CORPORATION OF THE
TOWNSHIP OF HORTON**

BY-LAW NO 2016-08

**BEING A BY-LAW TO ESTABLISH TARIFF OF
FEES FOR THE TOWNSHIP OF HORTON FOR
SERVICES.**

WHEREAS Councils of local municipalities are empowered by Section 391 of the Municipal Act, R.S.O. 2001 to establish by-laws. Without limiting sections 9, 10 and 11, those sections authorize a municipality to impose fees or charges on persons,

- (a) for services or activities provided or done by or on behalf of it;
- (b) for costs payable by it for services or activities provided or done by or on behalf of any other municipality or any local board; and
- (c) for the use of its property including property under its control. 2006, c. 32, Sched. A, s. 163 (1).

AND WHEREAS Section 69 of the Planning Act, R.S.O. 1990, as amended, provides that the Council of a Municipality may by by-law prescribe a tariff of fees for planning matters;

AND WHEREAS Section 35 of the Municipal Act, R.S.O. 2001 permits a municipality to pass by-laws removing or restricting the common law right of passage by the public over a highway and the common law right of access to the highway by an owner of land abutting a highway;

AND WHEREAS the Corporation of the Township of Horton deems it necessary and desirable to regulate the construction and alteration of entranceways, private roads, or other facilities that permit access to Township Roads and to provide for the issuing of permit related thereto;

AND WHEREAS Part X, Section 100(4) of the Ontario Environmental Protection Act provides that a municipality designated by regulations has the right to compensation from the owner of a pollutant and the person having control of the pollutant for all reasonable cost and expense incurred in acting under subsection (1);

AND WHEREAS the Corporation of the Township of Horton deems it desirable to adopt a schedule of Fees for inspections and other services provided by the Fire Department of the Municipality;

NOW THEREFORE the Council of the Corporation of the Township of Horton deems it expedient to enact a by-law to establish a tariff of fees as follows:

- 1) The fees and charges set out on the attached Schedules are hereby imposed and ratified. Set out as follows:

Building and Septic Fees	Schedule "A"
Waste Site Fees	Schedule "B"
Planning Fees	Schedule "C"
Draft Agreement for Planning	Schedule "D"
Administration/Miscellaneous Fees	Schedule "E"
Recreation Fees	Schedule "F"
Fire Department Fees	Schedule "G"
Transportation Fees	Schedule "H"

- 2) All fees and charges set out in this by-law shall be payable prior to the provision of the service unless an agreement in writing is made to the contrary and approved by a municipal official.
- 3) In the event any fee or charge imposed herein remains unpaid after provision of the service or is otherwise in arrears, such fees or charges may be added to the Tax Roll for any real property in the municipality, the owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes.
- 4) Council does hereby delegate to the CAO/Clerk and/or the Finance Manager of The Township of Horton, the authority to administer such fees and charges and approve such forms and procedures as may be required for the efficient administration of the fees and charges.
- 5) This By-law shall come into force and effective upon passing.

THAT upon recommendation of the Treasurer and approval of Council, all Fees and Charges established in this By-law may be adjusted annually on the 31st of December in each year commencing on the 31st of December 2016, in accordance with Statistics Canada Consumer Price Index and rounded up to the nearest dollar in Schedules A, B, C, D, E, F, G and H and/or cents in Schedule A;

BE IT FURTHER ENACTED, that all By-Laws or parts thereof, and all or any Resolutions of Council contrary thereto, or inconsistent herewith, be and the same are hereby repealed.

Read a First and Second Time this 19th day of January, 2016.

Read a Third Time and Passed this 19th day of January, 2016.

Mayor Robert Kingsbury

CAO/Clerk Mackie McLaren

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "A" to By-Law 2016-08**

BUILDING AND SEPTIC FEES

(All permits must be paid for and in the owners possession within 30 days of being notified by the municipality or the permit may be revoked.)

<u>Type</u>	<u>Fee</u>
Minimum Fee	\$ 100.00
Residential Building	.55/sq.ft.
Farm Building	.20/sq ft min \$100.00
Decks	\$ 100.00
Accessory Bldg/Garages	.40/sq.ft.
Additions to Residential Buildings	.55/sq.ft.
Mobile Home	.25/sq. ft.
Alterations & Renovations	.55/sq. ft.
Swimming Pool	\$ 100.00
Commercial Buildings/Additions	.40/sq.ft.
Industrial Buildings/Additions	.40/sq.ft.
Demolition	\$ 100.00
Transmitter Tower – 30 feet and under and include Windmill	\$ 2,000.00
Transmitter Tower – over 30 feet and include Windmill	\$ 5,000.00
Solar Panel (With Council's Approval)	Per Property Class
Commencing Construction without a Permit	Twice Building Fee
Outdoor Wood Burning Appliance	\$ 100.00
Additional Inspection	\$ 100.00
Occupancy Permit or Final Inspection	\$ 100.00
Change of Use	Applicable Rate plus \$200.00
Plumbing & Repair	Included in fees above
Consent Application Fees (septic comments)	\$ 100.00/application
Revision or Renewal of Permit	\$ 100.00
Cancellation of Permit	80% Refund at application stage 60% Refund if Permit Issued
Compliance Letter	\$ 100.00
Class 2 (grey water)	\$ 300.00
Class 3 (cess pool)	\$ 300.00
Class 4 (leaching or filter bed)	\$ 400.00
Class 5 (holding tank)	\$ 350.00
Engineered System	\$ 350.00

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "B" to By-Law 2016-08**

WASTE SITE FEES

(Vehicles are to be assessed by the Attendants at the Landfill Site,
and tipping fees must be paid prior to dumping load.)

<u>Type</u>	<u>Fee</u>
Special Opening of Site (accompanied by an attendant)	\$ 40.00
Garbage Tags (sold at office)	\$ 2.00
Garbage Bags taken to Landfill Site	\$ 2.00/bag or attach Garbage Tag purchased at office
Metal – White Goods (Freon must be removed and Fridge must be tagged)	No charge
Discarded Furniture	\$ 5.00/item
Carpets	\$ 7.00
Half-Ton Vehicle, or Half-Ton Trailer or Passenger Van	\$ 20.00
Half-Ton Vehicle or Passenger Van with Half-Ton Trailer	\$ 40.00
One-Ton Vehicle	\$ 40.00
Tandem Axle Dump Trucks	\$ 14.00/cubic yd.
Tri-Axle Dump Trucks	\$ 14.00/cubic yd.
Tractor Trailer Trucks	\$ 14.00/cubic yd.
Roll-Off Bins	\$ 14.00/cubic yd.
Garbage Packer Load – (half load or more)	\$ 300.00
Garbage Packer Load – (half load or less)	\$ 150.00
Soil Contaminated with Fuel Oil	\$ 50.00/cubic yd.
Construction/Demolition/Fire Clean Up - Unsorted	\$ 300.00 per load plus \$15.00/cubic yd
Construction and Demolition - Separated	\$ 14.00/cubic yd.
Construction and Demolition – Mechanically Ground	\$ 12.00/cubic yd.
Passenger Tire up to 16"	Free or \$3.00 with attached rim
Tires 17" to 24.5"	Free or \$9.00 with attached rim
Tires Over 24.5"	Free or \$25.00 with attached rim
Over 6'	Free or \$25.00 with attached rim
Blue Box - Mini	\$ 3.00
Blue Box - Large	\$ 6.00
Composter	\$ 40.00

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "C" to By-Law 2016-08**

PLANNING FEES

<u>Type</u>	<u>Fee</u>
Zoning Amendment Application	\$ 600.00
Official Plan Amendment Application	\$ 600.00
Minor Variance Application	\$ 350.00
Site Plan Control Application	\$ 500.00
Site Plan Control Offences	\$ 1,000.00 per incident
Subdivision Development Application	\$1,000.00 with a \$5,000.00 deposit for Professional Cost Recovery (up to the agreement stage)
OMB Appeal Application	\$ 125.00
OMB Hearing	Cost Recovery plus deposit
Planner – Hourly Rate	Cost Recovery
Lawyer – Hourly Rate	Cost Recovery
Engineer – Hourly Rate	Cost Recovery
Engineering Technician – Hourly Rate	Cost Recovery
Planning Technician – Hourly Rate	Cost Recovery
Secretary – Hourly Rate	Cost Recovery
Special Council Meeting	\$ 350.00
Zoning Compliance	\$ 60.00
Planning Comment – Hourly Rate	\$ 50.00
Subdivision Compliance Report	\$ 50.00
Zoning By-law Text and Schedules	\$ 50.00
Sale of Land	Appraisal plus costs.
Severance Application	\$ 200.00

Agreement for Draft Plan of Subdivision, Certain Severance Applications, Zoning By-law Amendments, Certain OMB Hearings and on Specific Questions or Concerns raised by the Owners is Schedule “D” to By-law 2015-20.

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "D" to By-Law 2016-08**

AGREEMENT FOR DRAFT PLAN OF SUBDIVISION/CERTAIN SEVERANCE
APPLICATIONS/ZONING BY-LAW AMENDMENTS/CERTAIN OMB HEARINGS
AND ON SPECIFIC QUESTIONS OR CONCERNS RAIS BY THE OWNERS

THIS AGREEMENT MADE in duplicate this ___ day of _____, 20 .

B E T W E E N:

Hereinafter called the "OWNERS"

OF THE FIRST PART

A N D:

THE CORPORATION OF THE TOWNSHIP OF HORTON

Hereinafter called the "CORPORATION"

OF THE SECOND PART

WHEREAS the Owners are seeking to obtain approval for a _____

_____ with the Corporation:

AND WHEREAS in order to undertake such review it will be necessary for the Corporation to employ the services of its Lawyer, Planner, Engineer, and Township personnel, and the Owners have agreed to reimburse the Corporation for the fees incurred for retaining such professional advice whether or not such proposal is proceeded with.

NOW THIS INDENTURE WITNESSETH that in consideration of the premises and the sum of ONE (\$1.00) DOLLAR now paid by the Corporation to the Owners, the Owners hereby covenant and agree with the Corporation that notwithstanding whether the above noted proposal receives approval and is proceeded with, the Owners shall pay to the Corporation an amount equal to all Planning, Engineering and Legal Fees, and all administrative costs and disbursements incurred by the Corporation for reviewing the proposal, for advice with regard to the proposal, for the preparation of any agreements in connection therewith and for the supervision of any part of the site to which to proposal relates: and the Owners shall deposit with the Corporation the sum of _____ prior to the signing of this Agreement on account of such fees and disbursements. Copies of the account of such fees and disbursement shall be delivered to the Owners forthwith upon receipt of such accounts from the Corporation's Planners, Engineers and Solicitors. Said amount will be deducted from the deposit. The Owners agree that there will be no interest paid on account of any deposit held by the Corporation under this agreement.

When the total professional fees and disbursements equal the deposit, all work of the Township shall stop on the project until the Owner deposits a further _____ to cover additional fees and disbursements. The deposit shall thereafter be increased in increments of _____ until the decision is final or the work is completed as the case may be. The Owner agrees to have on deposit upon registration of any Plan of Subdivision, Five Thousand Dollars (\$5,000.00) to cover engineering, legal and planning fees which may accrue after such registration.

The Owners and/or the Corporation may stop work on the proposal at any time by notifying the Corporation and/or the Owners in writing to this effect. In the event that work is stopped by the Owners and/or the Corporation, the Owners are responsible for all fees and expenses incurred to the date at which written notice was given.

When the proposal has been reviewed and completed or rejected or stopped and all such accounts rendered, the Corporation shall refund to the Owners the remainder of the deposit.

THIS AGREEMENT shall ensure to the benefit of and be binding upon the Parties hereto and their respective successors and assigns.

THE AGREEMENT shall not derogate from any requirements, financial or otherwise, established by agreements pursuant to Section 41, 51 or 53 of the Planning Act, R.S.O. 1990, c.P. 13.

IN WITNESS WHEREOF, the Corporation has hereunto affixed its Corporate seal duly attested to by the hands of its proper signing officers duly authorize in that behalf. The Owners have hereunto affixed its Corporate seal duly attested to the hands of its proper signing officers duly authorized in that behalf.

SIGNED, SEALED AND DELIVERED)
)
)
) _____
) per:
)
)
) THE CORPORATION OF THE
) TOWNSHIP OF HORTON
)
) _____
) MAYOR
)
)
) _____
) CAO/CLERK

CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "E" to By-Law 2016-08

ADMINISTRATION FEES

<u>Type</u>	<u>Fee</u>
Septic Search	\$ 50.00
Photocopy	\$.25/copy
Tax Certificate	\$ 35.00
Duplicate Tax Receipt or Tax Bill	\$ 5.00
Map - County	\$ 5.00
Map - Township	\$ 10.00
Request for Information - Application	\$ 5.00
Request for Information – Search Time	\$ 15.00/ ¼ hour
Request for Information – Record Preparation	\$ 15.00/ ¼ hour
Certification of Document	\$ 5.00/page
Lottery License	3% of prize value
Facsimile – Transmit	\$ 2.00
Facsimile – Receive	\$ 2.00
Admin Fee under Line Fences Act	\$ 200.00 plus \$ 300.00 deposit
Returned Payment Charge	\$ 25.00
Township Flag	\$ 45.00
Township Golf Shirt	\$ 25.00
Tax Sale Tender Package	\$ 25.00
Tax Sale Process	\$ 150.00 plus costs
CAO/Clerk	Cost Recovery
Clerk Receptionist	Cost Recovery
Custodial	Cost Recovery
Finance Manager	Cost Recovery
Administrative Assistant	Cost Recovery
Dog Licenses – Before March 31 st	\$ 20.00 first dog \$ 25.00 second dog
Dog Licenses – After March 31 st	\$ 25.00 first dog \$ 30.00 second dog
Replacement Tag	\$ 5.00
Kennel License	\$ 60.00 plus \$5.00 tag per dog
Civic Address Number Fee	\$ 75.00

CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "F" to By-Law 2016-08

RECREATION FEES

<u>Community Hall Rental</u>	<u>Fee</u>
Half Day (2 to 4 hours; ends by 5 pm)	\$ 100.00
Half Day Conference Room (2 to 4 hours; ends by 5 pm)	\$ 75.00
Full Day (5 to 8 hours; ends by 5 pm)	\$ 150.00
Full Day Conference Room (5 to 8 hours; ends by 5 pm)	\$ 125.00
Funeral Reception	\$ 100.00
Fundraising - Township	No Charge
Evening (after 6 pm)	\$ 225.00
Castleford Women's Inst., Balsam Hill Women's Inst. Lochwinnoch Women's Inst.	No Charge
Township of Horton Church Group	One free rental per year.
Decoration Rental (evening prior to rental)	\$ 50.00
<u>Community Hall Fees</u>	<u>Fee</u>
Use of Kitchen (Includes Stove but Not Dishwasher)	\$ 100.00
Dish Rental	\$ 2.50 per place setting
Corkage Fee	\$ 4.00/bottle
Alcohol – (Beer/Liquor per unit)	\$ 4.00
Alcohol – (Cooler/Wine per unit)	\$ 5.00
Pop/Water (per unit)	\$ 1.00
Damage/Cleaning Deposit (returned if hall is OK after)	\$ 500.00 (Prepaid VISA)
Event Advertising – Community Board (excluding Castleford Charity Fishing Derby)	\$ 25.00
<u>Ice Rental</u>	<u>Fee</u>
Adult Shinny Season Pass	\$ 25.00/person
Shinny Hockey	\$ 2.00/person
Hourly Ice Rental	\$ 100.00
Family Skate Time	Donation
Public Skating	Donation
Broomball	\$ 35.00/person
Recreational Ice Hockey (per person/per season)	\$100.00
Rink Board Advertising (sign owner provides)	\$500.00 setup \$250.00 annual after
<u>Other Recreation Fees</u>	<u>Fee</u>
Boat Launch (Season Pass) (Residents are allowed two free launches per season in order to launch and pick up at beginning and end of season.)	\$ 45.00 Non Resident \$ 35.00 Resident
Boat Launch (Day Pass)	\$ 8.00
Boat Launch – Fine If No Pass	\$ 30.00
Euchre (per person/per evening)	\$ 4.00
Dance Admission	\$ 10.00
Volleyball (per person)	\$ 30.00
Aerobics/Zumba/Fitness (per person/per class)	\$ 5.00
Advertising in Horton Corner (Private Events Only)	Cost Recovery
Shuffle Board	\$ 5.00/event/person
Dance Lessons with Melissa	Rate as per annual agreement

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "G" to By-Law 2016-08**

FIRE DEPARTMENT FEES

<u>Type</u>	<u>Fee</u>
Contravention of Open Air Burning (As per Provincial Offences Act)	\$ 300.00 Minimum \$ 2,000.00 Maximum
Fire Prevention Inspections	\$ 100.00
Emergency Response Services and Fees (Hazardous Mat'ls, Fires, Spills, Accidents etc.)	\$ 450.00 first hour per piece of equipment \$ 225.00/ each additional ½ hour per piece of equipment
No Emergency Services Rendered	\$ 350.00

**CORPORATION OF THE TOWNSHIP OF HORTON
Schedule "H" to By-Law 2016-08**

TRANSPORTATION FEES

All operator and cost recovery rates are subject to the following:

1. "Regular Hours of Work" – "Regular Hours of Work" shall mean Monday to Friday 7:00 am to 3:30 pm excluding Statutory Holidays as stated in Township Policy. Summer hours may apply.
2. "Outside Regular Hours" – "Outside Regular Hours" of work shall mean any hours worked beyond those hours defined as Regular Hours of Work. Regular Hours of Works rate is one and half times the regular rate.
3. "Emergency Rate" – "Emergency" means a serious, unexpected, or unforeseen combination of circumstances and often dangerous situation requiring immediate action, need for assistance or relief. Emergency rate is three times the regular rate.

Note: All cost recovery rates below are deemed to be at the regular hours of work rate unless outside regular hours or emergency rats apply.

<u>Type</u>	<u>Fee</u>
Entrance Permits (Security Deposit of \$350.00 Returned After Final Inspection)	\$ 150.00
Tile Drain and Utility Road Crossing Permit	\$ 500.00 deposit plus Fees to Recover Reasonable Costs of the Municipality for works.
Sale of Used Culverts/Work Requests etc.	Cost Recovery
Private Road & Driveway Grading	\$ 120.00/hr incl. operator
Excavator (Township use only)	\$ 82.00/hr plus operator
Grader	\$ 87.00/hr plus operator
Half Ton (Township use only)	\$ 28.00/hr plus operator
Loader/Backhoe (Township use only)	\$ 50.00/hr plus operator
Tandem Axle Dump Truck (Township use only)	\$ 80.00/hr plus operator
Water Truck (Township use only)	\$ 80.00/hr plus operator
Public Works Manager	Cost Recovery
Public Works Superintendent	Cost Recovery
Machine Operator	Cost Recovery
Labourer	Cost Recovery
Chipper Rental (Township use only)	\$ 45.50/hr plus operator
Winter Sand for Commercial Purposes	\$ 14.00/yard