

THE CORPORATION OF THE CITY OF CAMBRIDGE

By-law 23-012

Being a by-law to adopt Municipal Fees and Charges for 2023

WHEREAS a local municipality shall in each year prepare and adopt a Budget including estimates of all sums required during the year for the purposes of the municipality, pursuant to the Municipal Act, S.O. 2001, c. 25, Section 290;

WHEREAS pursuant to Section 69 of the Planning Act, R.S.O., 1990, Chap. P13, Council may, by by-law, prescribe a tariff of fees for the processing of applications made in respect of planning matters;

WHEREAS pursuant to section 7(1) of the *Building Code Act*, S.O. 1992, c.23, the council of a municipality may pass by-laws prescribing classes of permits and requiring the payment of fees on applications for and on the issuance of permits, requiring the payment of fees for maintenance inspections, and prescribing the amounts of the fees;

WHEREAS pursuant to section 7(2) of the *Building Code Act*, S.O. 1992, c.23, the total amount of the fees under clause (1)(c) shall not exceed the anticipated reasonable costs of the principal authority to administer and enforce the Act in its area of jurisdiction;

WHEREAS some of the municipal fees and charges are prescribed by by-law pursuant to the requirements of various statutes;

AND WHEREAS it is deemed advisable to adopt the municipal fees and charges, pursuant to the Municipal Act, S.O. 201, c. 25, Section 391,

NOW THEREFORE BE IT RESOLVED THAT the Corporation of the City of Cambridge enacts as follows:

1. **THAT** the 2023 Municipal Fees and Charges as set out in Schedule 'A' attached to and forming part of this by-law are hereby adopted.
2. **THAT** the fees and charges for 2023 as set forth in the Schedule hereto shall come into effect on the date or dates as specified within the Schedule, unless no effective date is noted in which case they shall be in full force and effect immediately following their passage by Council.
3. **THAT** all fees and charges imposed by this by-law, including all fees and charges outlined in Schedule 'A' to this by-law, are subject to applicable taxes, with the fees and charges identified in Schedule 'A' being exclusive of applicable taxes unless otherwise indicated.
4. **THAT** interest for unpaid accounts owing for fees and charges will be charged in accordance with applicable approved corporate policy.

5. **THAT** all unpaid fees or charges imposed by this By-law on a person constitute a debt of the person to the municipality.
6. **THAT** where all or part of a fee or charge imposed by this By-law remains unpaid, such fee or charge may be added to the tax roll for the following property and collected in the same manner as municipal taxes:
 - a. in the case of a fee or charge for the supply of a service or thing to a property, the property to which the service or thing was supplied;
 - b. in all other cases, any property for which all of the owners are responsible for payment of the fee or charge.
7. **THAT** in addition to the other clauses of this by-law, the following paragraphs also apply to Clerk's Services fees as defined in this by-law:
 - a. **THAT** the fee for second and subsequent occurrence be applied to all orders where the municipal by-law compliance division has confirmed a by-law violation on the same property, when there has been no change in property ownership within a 12-month period.
8. **THAT** in addition to the other clauses of this by-law, the following paragraphs also apply to Fire Services fees as defined in this by-law:
 - a. **THAT** the fee prescribed for false alarms be imposed on activated false alarms caused by equipment malfunction, improper installation, inadequate maintenance, and maliciousness or a lack of control over reporting processes when maintenance is being conducted. False alarms, for the purpose of this by-law, means the activation of a fire alarm or emergency system which occurs without just cause, including where there is no fire, carbon monoxide or other emergency situation. This fee shall be administered as follows:
 - i. Where the fire department responds on more than two (2) occasions within the same month to any premise within the City of Cambridge for a false alarm, no fees will be imposed for the first and second offence, however, the fee will be imposed for each subsequent false alarm occurrence within the same month unless there is work being done on the system and the owner has notified Cambridge Fire Department.
 - ii. The fire department shall charge a property owner the False Alarm Fee stipulated in this by-law if upon attending a property on more than two (2) occasions in response to the activation of a fire alarm or emergency system it is determined that it was a false alarm.