

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 30-2020

A by-law to adopt estimates of all sums required during the year 2020 for the purposes of the Regional Corporation and to provide a general levy and special levies on lower-tier municipalities, and to elect to adjust the total assessment for property in a property class with changes to the tax roll for 2019 resulting from various prescribed events.

WHEREAS the Regional Corporation is required by Section 289(1) of the *Municipal Act, 2001*, as amended, S.O. 2001, c. 25 (hereinafter referred to as the "Act") to adopt yearly estimates of all sums required during the year for the purposes of the Regional Corporation, including the sums required by law to be provided by the Regional Council for any local boards of the Regional Corporation;

AND WHEREAS, Section 311 of the *Act* contemplates that a general upper-tier levy will be raised in each year and that a special upper-tier levy or special upper-tier levies (collectively the "Levy") may be raised in each year on some or all property in the upper-tier municipality rateable for upper-tier purposes;

AND WHEREAS, the Council of the Regional Corporation has chosen to delegate to the councils of the lower-tier municipalities its authority to establish tax ratios for both regional and municipal purposes, in accordance with By-law 1-2020;

AND WHEREAS, such delegation effectively prevents the Council of the Regional Corporation from directing the council of each lower-tier municipality to levy a separate specified tax rate in order to raise the general upper-tier levy and any special upper-tier levy as otherwise contemplated in Section 311 of the *Act*;

AND WHEREAS, Sub-sections 311(11) and (12) of the *Act* provide that the Council of the Regional Municipality of Peel shall ascertain and by by-law direct what portion of the aforesaid amounts shall be levied against and in each lower-tier municipality, and may so require on or before specified dates;

AND WHEREAS, the cost of policing will be allocated so that the Cities of Mississauga and Brampton will be levied for the costs of the Peel Regional Police, as well as for any costs of grants for policing at community events in those municipalities, with the allocation of costs to be levied on each municipality's pro rata share of the combined transition ratio weighted assessment for the two municipalities in accordance with the foregoing authority and in accordance with Ontario Regulation 103/09, as amended by Ontario Regulation 119/10;

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AND WHEREAS, the Town of Caledon will be assessed the full cost of providing municipal policing services for the Town by the Ontario Provincial Police in accordance with the foregoing authority;

AND WHEREAS, the cost of waste management will be allocated to the Cities of Mississauga and Brampton and the Town of Caledon based on the relative lower-tier municipal household counts according to the annual assessment roll data provided by the Municipal Property Assessment Corporation;

AND WHEREAS, the Council of the Regional Corporation has adopted By-law 75-2019 which enacted an Interim Levy from the lower-tier municipalities for the year 2020;

AND WHEREAS, subsection 12 (3.1) of Ontario Regulation 73/03 as amended, provides that a municipality, other than a lower-tier municipality may pass a by-law in a year opting to have subsections 12 (3.2) to (3.4) apply for the year;

AND WHEREAS, subsection 12 (3.1.1) of Ontario Regulation 73/03 as amended, provides that before passing a by-law under subsection 12 (3.1), a municipality shall send a copy of its projected calculations for the year under subsections 12 (3.2) to (3.4) to the Minister of Finance;

AND WHEREAS, the Council of the Regional Corporation deems it desirable that subsections 12 (3.2), (3.3) and (3.4) of Ontario Regulation 73/03 as amended apply for the year;

AND WHEREAS, the Council of the Regional Corporation by resolution passed on April 9, 2020 authorized the enactment of this by-law;

NOW THEREFORE, the Council of the Regional Corporation enacts as follows:

1. That pursuant to subsection 12(3.1) of Ontario Regulation 73/03 as amended, subsections 12 (3.2)-(3.4) of that regulation apply to the 2020 taxation year.
2. That a general upper-tier levy in the sum of \$560,673,117 be levied against the lower-tier municipalities and that the lower-tier municipalities do pay the following apportionment of that total:

City of Mississauga	\$ 329,202,662
City of Brampton	197,021,229
Town of Caledon	<u>34,449,226</u>
Total	<u>\$ 560,673,117</u>

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3. That special upper-tier levies for Peel Regional Police purposes in the Cities of Mississauga and Brampton (as well as for any grant costs for policing at community events in those municipalities) and for Ontario Provincial Police purposes in the Town of Caledon in a total amount of \$458,600,449 be levied against the lower-tier municipalities and that the lower-tier municipalities do pay the following:

City of Mississauga	\$ 279,046,052
City of Brampton	167,003,498
Town of Caledon	<u>12,550,899</u>
Total	<u>\$ 458,600,449</u>

4. That a special upper-tier levy for waste management purposes based upon the relative lower-tier municipal household counts according to the annual assessment roll data provided by the Municipal Property Assessment Corporation in a total amount of \$115,752,533 be levied against the lower-tier municipalities and that the lower-tier municipalities do pay the following:

City of Mississauga	\$ 63,506,467
City of Brampton	46,071,766
Town of Caledon	<u>6,174,300</u>
Total	<u>\$ 115,752,533</u>

5. That the net consolidated general upper-tier levy and special upper-tier levies against each lower-tier municipality totalling \$1,135,026,099 shall be as follows:

City of Mississauga	\$ 671,755,181
City of Brampton	410,096,493
Town of Caledon	<u>53,174,425</u>
Total	<u>\$ 1,135,026,099</u>

6. That the lower-tier municipalities shall be entitled to deduct from the consolidated levies provide for in section 4 those monies, excluding interest, previously billed on the Interim Levy pursuant to By-law 75-2019 of the Regional Corporation as follows:

City of Mississauga	\$ 321,848,454
City of Brampton	195,446,264
Town of Caledon	<u>25,404,417</u>
Total	<u>\$ 542,699,135</u>

7. That the balance owing be paid to the Regional Corporation in accordance with the following schedule:

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<u>Due Date to Region</u>	<u>City of Mississauga</u>	<u>City of Brampton</u>	<u>Town of Caledon</u>
September 4, 2020		---	\$13,885,004
September 24, 2020		\$71,550,076	
October 2, 2020	\$46,537,595	---	---
October 15, 2020	27,992,538	---	---
October 22, 2020		71,550,076	---
November 6, 2020	149,760,079	---	13,885,004
November 16, 2020	39,189,554	---	---
November 19, 2020	---	71,550,077	---
December 4, 2020	47,237,407	---	---
December 15, 2020	<u>39,189,554</u>	<u>---</u>	<u>---</u>
Total	<u>\$349,906,727</u>	<u>\$214,650,229</u>	<u>\$27,770,008</u>

8. That any amounts not received by the Region's bank via electronic funds transfer by the due date, or by the Regional Corporation before the close of business on the due date, that being 4:30 p.m., to allow the Region to receive value for the funds on that day, shall bear interest at a rate equivalent to the Region's lead bank's prime rate on the due date plus 2 percent per annum to a maximum rate of 15 percent per annum from the date that payment is due to the date that it is received.
9. That the Treasurer is hereby directed and authorized to do all acts necessary to collect these levies.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 9th day of April, 2020.

Regional Clerk

Regional Chair