



Corporation of the Town of Newmarket

By-law 2022-61

A By-law to establish fees and charges for services or activities provided by the Corporation of the Town of Newmarket (General Fees and Charges) and to repeal By-laws 2021-55 (Legal Services Fees), 2021-56 (Legislative Services General Fees), 2021-57 (Recreation & Culture Fees), 2021-58 (Legislative Services – Licensing Fees), 2021-59 (Corporate Services – Finance, Information Technology, and Procurement), 2021-65 (All Department Reproduction Costs), 2021-69 (Public Works, Engineering Services, Planning), and 2022-09 (Fire Services).

WHEREAS sections 8, 9 and 11 of the *Municipal Act, 2001*, S.O. 2001, c. 25, authorize a municipality to pass by-laws necessary or desirable for municipal purposes, and in particular paragraph 3 of subsection 11(2) authorizes by-laws respecting the financial management of the municipality;

AND WHEREAS subsection 391(1) of the *Municipal Act, 2001* provides that a municipality may pass by-laws imposing fees or charges on persons for services or activities provided or done by or on behalf of the municipality, for costs payable by the municipality for services or activities provided or done by or on behalf of any other municipality or any local board, and for the use of the municipality's property including property under its control;

AND WHEREAS the Corporation of the Town of Newmarket deems it expedient to consolidate and update the fees and charges to be collected by the various departments of the Town;

THEREFORE be it enacted by the Council of the Corporation of the Town of Newmarket as follows:

1. The fees and charges identified in the Schedules attached hereto, shall be imposed by the Town for those services, activities or uses of property provided by the Town.
2. The following Schedules are attached to and form part of this By-law:

Schedule "A"	Recreation & Culture
Schedule "B"	Corporate Services
Schedule "C"	Public Works Schedule
"D"	Engineering Services
Schedule "E"	Legislative Services - General Fees
Schedule "F"	Fire Services
Schedule "G"	Planning Fees
Schedule "H"	General Fees – All Departments
Schedule "I"	Legislative Services – Licensing Fees


3. On an annual basis, the Treasurer has the delegated authority to approve the adjustment of fees and charges up to the rate of inflation.

For the purposes of such, the prescribed rate of inflation is defined to be the lessor of 2.5% and the target rate established by Council as part of their budget

direction. The target rate will be the annual increase in the Consumer Price Index (CPI) for Toronto at the end of March, but will be subject to Council review and approval. There is one exception to this restriction; for low dollar fees that for practical reasons are best subject to increases every few years and not annually. For such items, the increase would be limited not by the prescribed rate of inflation, but by the accumulated inflation since the last rate adjustment.

4. That should any section of this by-law be declared invalid by a court of competent jurisdiction, such section shall be construed as being severed here from and the remainder of the by-law shall continue in full force and effect
5. This By-law shall come into full force and effect on January 1, 2023.
6. Bylaws 2021-55, 2021-56, 2021-57, 2021-58, 2021-59, 2021-65, 2021-69, and 2022-09, shall be repealed as of January 1, 2023.

ENACTED this 12th day of December, 2022.



John Taylor, Mayor



Lisa Lyons, Town Clerk