



Corporation of the Town of Newmarket

By-law 2022-63

A By-law to establish fees and charges for services or activities provided by the Corporation of the Town of Newmarket (Stormwater Rates) and to repeal By-laws; 2021-67.

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;

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

1. The fees and charges identified in Schedules A attached hereto, shall be imposed by the Town for those services, activities, or uses of property provided by the Town.
2. The following Schedule is attached to and form this By-law: Schedule "A" Stormwater Rates
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 lesser 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 Bylaws 2021-67, shall be repealed as of January 1, 2023.

ENACTED this 12 day of December, 2022.



John Taylor, Mayor



Lisa Lyons, Town Clerk