

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2009-084

A BY-LAW TO SET TAX RATE REDUCTIONS FOR PRESCRIBED SUBCLASSES IN THE CITY OF KAWARTHA LAKES FOR YEAR 2009

Recitals

1. Subsection 313(1) of the *Municipal Act* provides that the tax rates that would otherwise be levied for municipal purposes for the subclasses prescribed under Subsection 8 (1) of the *Assessment Act* shall be reduced in accordance with the rules in that section of the *Municipal Act*.
2. Ontario Regulation 383/98 prescribes the farmland awaiting development subclasses and tax reduction percentages.
3. Council has determined the rates for reductions in the various subclasses prescribed.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2009-084.

Article 1.00: Definitions and Interpretation

1.01 **Definitions:** In this By-law:

- (a) “**By-law**” means this by-law, as it may be amended from time to time. The Recitals to, and the Schedules attached to this By-law are considered integral parts of it.
- (b) “**City**” means The Corporation of the City of Kawartha Lakes.
- (c) “**Clerk**” means the person within the administration of the City which fulfils the function of the City Clerk as required by the *Municipal Act*.
- (d) “**Commercial Property Class**” includes all major office property, shopping centre property and parking lot property.
- (e) “**Council**” means the elected municipal council for the City.
- (f) The “**First and Second Classes of Farmland Awaiting Development**” consist of land as defined in accordance with Ontario Regulation 282/98, as amended.
- (g) “**Industrial Property Class**” includes all large industrial property.

1.02 **Interpretation Rules:**

- (a) Wherever this By-law refers to a person or thing with reference to gender or the gender neutral, the intention is to read the By-law with the gender applicable to the circumstances.
- (b) References to items in the plural include the singular, as applicable.
- (c) The words “include” and “including” are not to be read as limiting the phrases or descriptions that follow.

1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time that are applicable within the Province of Ontario.

1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this By-law to be illegal or unenforceable, that portion of this By-law will be considered to be severed from the balance of the By-law, which will continue to operate in full force and effect.

Article 2.00: Tax Rate Reductions

2.01 **Commercial:** The tax rate reduction for the vacant land and excess land subclasses in the Commercial Property Class is thirty (30%) percent.

2.02 **Industrial:** The tax rate reduction for the vacant land and excess land subclasses in the Industrial Property Class is thirty-five (35%) percent.

- 2.03 **First Class Undeveloped Farm Land**: The tax rate reduction for the First Class of Farm Land Awaiting Development in the residential/farm, multi-residential, Commercial or Industrial Property Classes is forty-five (45%) percent.
- 2.04 **Second Class Undeveloped Farm Land**: The tax rate reduction for the Second Class of Farm Land Awaiting Development in the residential/farm, multi-residential, Commercial or Industrial Property Classes is zero (0%) percent.

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| Article 3.00: Effective Date |
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- 3.01 **Effective Date**: This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 28th day of April, 2009.

Mayor

Clerk