

THE CORPORATION OF THE MUNICIPALITY OF MAGNETAWAN

BY-LAW NO. 2022 - 60

Being a By-law to Establish Fees and Charges

WHEREAS Section 391(1) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, authorizes the Council of a local municipality to pass by-laws imposing fees or charges for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and for the use of its property including property under its control;

AND WHEREAS Section 69 of the *Planning Act, R.S.O. 1990, c. P. 13*, provides that the Council of a municipality may prescribe a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS Section 7 of the *Building Code Act, 1992, S.O. 1992, c. 23*, as amended, authorizes a municipal Council of a municipality to pass a by-law requiring the payment of fees on applications for and issuance of permits and prescribing the amounts thereof;

AND WHEREAS Pursuant to Section 270(1) of the *Municipal Act* the Council of the Corporation of the Municipality of Magnetawan provided notice in accordance with the Municipality of Magnetawan Provision of Notice Policy By-law 2016-12.

NOW THEREFORE the Council of the Corporation of the Municipality of Magnetawan hereby enacts as follows:

1. GENERAL

- 1.1. Council hereby establishes the fees and charges as set out in the Schedule A attached hereto and forming an integral part of this By-law.
- 1.2. This By-law shall be known and may be cited as the "Municipality of Magnetawan Fees and Charges By-law".
- 1.3. The fees set out in the attached Schedule A shall be paid for the services or activities listed, and all fees are per occasion or request.
- 1.4. No request by any person for any information, service, activity or use of Municipal property will be provided unless and until the person requesting the information, service, activity or use of Municipal property has paid the applicable fee in the prescribed amount as set out in the Schedules.
- 1.5. The fees and charges will be subject to Harmonized Sales Tax (HST), where applicable, as noted.
- 1.6. Unpaid Fees shall be added to the owner's tax account and collected in like manner as taxes.

2. SEVERABILITY

If any provision or part of a provision of this by-law is declared by any court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, or inoperative in particular circumstances, the balance of the by-law, or its application in other circumstances, shall not be affected and shall continue to be in full force and effect.

3. CONFLICT WITH ANY OTHER BY-LAW

In the event of any conflict between any provisions of this by-law and any other by-law heretofore passed, the provisions of this by-law shall prevail.

4. REPEAL OF PREVIOUS BY-LAWS

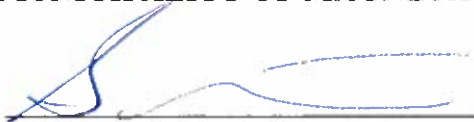
That By-law 2021-65 and any previously conflicting by-laws are hereby repealed.

5. EFFECTIVE DATE

This by-law shall take force and effect on the 1st day of January 2023.

READ A FIRST, SECOND, AND THIRD TIME, passed, signed and the Seal of the Corporation affixed hereto, this 7th day of December, 2022

**THE CORPORATION OF THE
MUNICIPALITY OF MAGNETAWAN**



Mayor



CAO/Clerk

SCHEDULE "A" To By-law 2022— 60
ALL FEES ARE NON—REFUNDABLE
ALL FEES ARE SUBJECT TO APPLICABLE TAXES

COMMUNITY SERVICES –FACILITY SERVICES

Magnetawan Community Centre, Lion's Pavilion & Ahmic Harbour Community Centre

| Magnetawan Community Centre A damage deposit fee of \$250 per event is required upon booking. Deposit less repair costs, if any, will be returned following post- rental inspection | | Monday to Thursday (per day) | Friday to Sunday (per day) | Friday 6 pm to Sunday 6 pm (weekend) |
|--|--|---|---|---|
| | Commercial/ *Non-Resident full day | \$170 | \$195 | \$390 |
| | Commercial/Non-Resident up to 4 hrs. | \$100 | per day | \$120 |
| | Resident full day | \$120 | \$145 | \$290 |
| | Resident up to 4 hours | \$70 | per day | \$90 |
| | **Non-profit full day | \$120 | \$145 | \$290 |
| | Non-profit up to 4 hours | \$70 | per day | \$90 |
| | Add-ons | | | |
| | Kitchen Rental (Not Available for Individual Rental) | \$75 | \$85 | \$140 |
| | Bar Rental | \$35 | \$55 | \$110 |
| | Set-up Fee (including tables, chairs, etc.) | \$50 | per day | \$50 |
| | Coffee & Tea Set-Up | \$20 | per day | \$25 |
| Ahmic Harbour Community Centre A damage deposit fee of \$250 per event is required upon booking. Deposit less repair costs, if any, will be returned following post- rental inspection | | Monday to Thursday (per day) | Friday to Sunday (per day) | Friday 6 pm to Sunday 6 pm (weekend) |
| | Commercial/Non-Resident full day | \$120 | \$145 | \$290 |
| | Commercial/Non-Resident up to 4 hrs. | \$80 | per day | \$95 |
| | Resident full day | \$90 | \$110 | \$220 |
| | Resident up to 4 hours | \$70 | per day | \$90 |
| | Non-profit full day | \$90 | \$110 | \$220 |
| | Non-profit up to 4 hours | \$70 | per day | \$80 |
| | Add-ons | | | |
| | Set-up Fee (including tables, chairs, etc.) | \$50 | per day | \$50 |
| | Coffee & Tea Set-up | \$20 | per day | \$25 |
| Magnetawan Lions Pavilion A damage deposit fee of \$250 per event is required upon booking. Deposit less repair costs, if any, will be returned following post- rental inspection | | Monday to Thursday (per day) | Friday to Sunday (per day) | Friday 6 pm to Sunday 6 pm (weekend) |
| | Commercial / Non-Resident full day | \$120 | \$130 | \$260 |
| | Commercial / Non-Resident up to 4 hrs. | \$80 | per day | \$90 |
| | Commercial/ Non-Resident Hourly | \$35 | per day | \$40 |
| | Resident full day | \$100 | \$110 | \$220 |
| | Resident up to 4 hours | \$70 | per day | \$80 |
| | Resident Hourly | \$30 | per day | \$35 |
| | Non-profit full day | \$100 | \$110 | \$220 |
| | Non-profit up to 4 hours | \$70 | per day | \$80 |
| | Non-profit Hourly | \$30 | per day | \$40 |
| | Set-up Fee (tables, chairs, sports equipment, etc.) | \$50 | per day | \$50 |

Additional Fees – all locations

| | |
|---|--|
| Late Vacating Fee | \$50 per half hour, not including 10 min grace period for first ½ hour only. |
| Host Liquor Liability Insurance (if qualified may be purchased) | \$50 per event |

*Non-Resident is defined as a person who does not either reside within the Municipality or does not pay property taxes to the Municipality.

*Non-profit is defined as any recognized not-for-profit organization that does not gain any profit from its events

CLERK'S OFFICE

| Fee Description | Fee |
|---|---|
| Photocopies per page (Black/White) | \$0.25 |
| Photocopies per page (Colour) | \$0.50 |
| Commissioning of Documents | No charge for Residents \$10.00 non-residents |
| Freedom of Information Requests | As Provided for under MFIPPA |
| Records Research: Retrieval, Research Subject & Refiling (Not under MFIPPA) | \$60.00/hr. |
| Locks Passage: | |
| Locks Daily Passage Fee | \$5.00 |
| Trailer License: | |
| 1 Year License (issued from May 1 st to November 30 th) <i>please note a construction trailer license is a maximum of 18 months</i> | \$750.00 per year |
| Monthly License (maximum of 3 months) | \$150.00 per month |
| Books: | |
| Nipissing Road Book | \$13.00 |
| Historic Sites Book | \$5.00 |
| Looking Back Book | \$25.00 |
| All three Historic Books Package | \$35.00 |

TREASURY/TAXES

| Fee Description | Fee |
|--|---|
| Tax Certificate | \$50.00 |
| Returned Item (Cheque or EFT) | \$45.00 |
| Assessment & Tax Rate Search / History | \$50.00 (plus \$20.00 for each additional year prior to 2003) |
| Residential Property Information Report (combination of Building and Zoning) | \$200.00 |
| Commercial Property Information Report (combination of Building and Zoning) | \$500.00 |

LANDFILL CHARGES & TIPPING FEES

| Fee Description | Fee |
|--|-------------------------------------|
| Replacement Landfill Card | \$10.00 and purchase of needed tags |
| Bag Tags (for waste only – not needed for recyclables) | \$2.00 each |
| Large Items | |
| Couches | \$20.00 |
| Chairs | \$10.00 |
| Mattress or Box Springs | \$25.00 |
| Fridges/Freezers/AC | \$10.00 |
| Campers/Boats | \$5.00 per foot |
| Construction Waste | |
| Pickup Truck, Van, or Single axle trailer | \$25.00 |
| Single axle Truck | \$270.00 |
| Tandem Truck 20-yard container | \$540.00 |
| Tri-Axle Truck 40-yard container | \$1080.00 |
| Tandem Axle Trailer | \$150.00 |
| Shingles | |
| Pickup Truck or Van | \$65.00 |
| Single Axle Trailer | \$125.00 |
| Tandem Axle Trailer | \$540.00 |

ADMINISTRATION FEES

| Dog Licensing | | Fee | |
|--|--|--|----------------------------------|
| Service Animals | | No Charge | |
| Annual Dog Tag | | \$5.00 | |
| Lifetime Dog Tag | | \$30.00 | |
| Replacement Dog Tag | | \$5.00 | |
| Kennel License | | \$100.00 kennel + \$5.00 per annual dog tag | |
| Replacement Kennel License | | \$50.00 kennel | |
| Impound Fee First Offence | | \$100.00 + applicable fees as imposed by and payable to the Pound Keeper | |
| Impound Fee Second Offence | | \$150.00 + applicable fees as imposed by and payable to the Pound Keeper | |
| Impound Fee Third Offence and each Subsequent Offence | | \$200.00 + applicable fees as imposed by and payable to the Pound Keeper | |
| Animal Control Service Fee | | \$50.00 per hour (1 hour minimum) | |
| Refreshment Carts & Vehicles | | Resident | Non-Resident |
| Hawker/Peddler License | | \$250.00 | \$500.00 |
| Hawker/Peddler Agent | | \$50.00 | \$250.00 |
| Refreshment Vehicle or Carts | | \$500.00 | |
| All other Businesses, Trades or Occupations | | \$50.00 | |
| Transient Trader | | | |
| Door to Door Sales | | \$250.00 | |
| All other Transient traders | | \$500.00 | |
| Other Administrative Fees | | Fee | |
| Lottery license for Community Group | | \$5.00 | |
| Application for Event Permit | | \$200.00 | |
| Application for Multiple Event Permit | | \$500.00 | |
| By-law Enforcement Administration Fees | | Fee | |
| By-law Administration Fee (includes frivolous/vexatious complaints/notices/complaint letters | | \$50.00 per hour | |
| By-law Administration Fee (orders) | | \$105.00 per hour | |
| Cemetery | | Fee | |
| Lot | | \$250.00 | |
| Lot Care & Maintenance (set by BAO) | | \$290.00 | |
| Cremation Lot | | \$175.00 | |
| Cremation Lot Care & Maintenance (set by BAO) | | \$175.00 | |
| Niche Lot | | \$600.00 | |
| Niche Lot Care & Maintenance | | \$165.00 | |
| Interments + Staking Fee | | Fee | |
| Staking Fee | | \$50.00 | |
| | | Weekdays | Sundays, Saturdays, and Holidays |
| Vault | | \$1,000.00 | \$1,300.00 |
| Adult | | \$1,000.00 | \$1,300.00 |
| Children, ten (10) years and under | | \$600.00 | |
| Cremated Remains (outsourced not a municipal fee) | | \$200.00 | |
| Niche per urn/opening | | \$250.00 | |
| Monument Care & Maintenance + Staking Fee | | Fee | |
| Staking Fee | | \$50.00 | |
| Flat Marker (over 172 sq. inches) | | \$100.00 | |
| Pillow Marker | | \$200.00 | |
| Upright Monument (up to 4 feet high and 4 feet wide) | | \$200.00 | |
| Upright Monument (over 4 feet high and 4 feet wide) | | \$400.00 | |

| | |
|------------------|----------|
| Disinterment | \$600.00 |
| Lot Transfer Fee | \$50.00 |

DEVELOPMENT SERVICES – PLANNING SERVICES

| Planning Application | Fee | Deposit |
|---|-----------------|---------------------|
| Staff Pre-consultation Fee | \$250.00 | No deposit |
| Applications for Consent submitted for Review | \$700.00 | \$2,000.00 |
| Amendment to the Zoning By-law going to Residential | \$700.00 | \$2,000.00 |
| Amendment to the Zoning By-law going to Commercial | \$1,000.00 | \$3,000.00 |
| Road and Shore Road Allowance Closing Application | \$500.00 | \$2,500.00 |
| Road Allowance Purchase Price | Appraised value | No deposit |
| Shore Road Allowance Purchase Price | Appraised value | No deposit |
| Site Plan Agreement/ Limited-Service Agreement/ Licensing Agreement to Maintain Roads | \$250.00 | \$1,000.00 |
| Minor Variance Application | \$700.00 | \$2,000.00 |
| Encroachment/Driveway Agreement (to enter into) (does not include yearly fee, if applicable) | \$250.00 | \$1,000.00 |
| OPA *Major (with Zoning Amendment) | \$1,500.00 | \$2,500.00 |
| OPA *Minor (without Zoning Amendment) | \$1,000.00 | \$1,500.00 |
| Any other Property related By-law under the Planning Act (including Cost Acknowledgement, Deeming By-law, etc.) | \$500.00 | \$1,000.00 |
| Planner Consultation (Minor) | \$50.00 | \$500.00 |
| Planner Consultation (Major) | \$50.00 | \$1,000.00 |
| MNR Application for Work Permit | \$150.00 | No deposit |
| Proposed Plan of Subdivision for Review | \$1,000.00 | \$5,000.00 |
| Review & Execution of a Proposed Subdivision Agreement | \$1,000.00 | \$10,000.00 |
| Business Board Signs subject to Municipal Approval | Resident | Non-Resident |
| | No-Charge | \$75.00 |

FIRE SERVICES

[A description of the circumstances under which these fees may be charged is included in the Fire Department Establish and Regulate By-law]

| Equipment & Staffing | Fee |
|--|-------------------------|
| Apparatus (First Hour Full & Then Every Half Thereafter) | \$500.00 per hour |
| Administration Costs | Fee |
| Third Party Inspection | \$50.00 per inspection |
| Fire Inspection | \$100.00 per inspection |
| File Search | \$100.00 per search |
| Fire Report | \$100.00 per report |

Equipment Damage

All equipment that is owned or contracted by the fire department that is damaged while the fire department is performing its duties will be billed at the replacement or repaired cost including all applicable taxes.

TRANSPORTATION

| Fee Description | Fee | Deposit |
|---|---|--|
| Entrance Permit | \$100.00 | \$500.00 |
| Civic Address Sign, Post & Measurement | \$100.00 | No deposit |
| Replacement Civic Address Sign | \$20.00 | No deposit |
| Letter of Suitable Location for Entrance | \$50.00 | No deposit |
| Unassumed Road Allowance Improvement Agreement | \$250.00 | \$1,000.00 |
| Inquiries/Records Search (Road Access, Maintenance, Services) | \$30.00 per hour | No deposit |
| Road Use Permit | \$0.00-500.00 | At the discretion of the Public works Superintendent |
| Damage to Municipal Property | Time and Material for replacement costs | No deposit |

The Corporation of the Municipality of Magnetawan
FINES By-law Number 2023-16
Open Air Burning By-law

| Item # | Short Form Wording | Provision Creating Or Defining Others | Set Fine |
|--------|---|---|----------|
| 1 | Set or permit open air fire during prohibited hours | 2.1 | \$300.00 |
| 2 | Set or permit open air fire contrary to general prohibition | 2.2 | \$500.00 |
| 3 | Burning during fire ban | 2.3 | \$500.00 |
| 4 | Set or permit a flying lantern | 2.4 | \$300.00 |
| 5 | Failure to extinguish fire otherwise allowed under approval when ordered to do so | 4.4 | \$500.00 |
| 6 | Failure to abide by fire danger rating recreational fire | 5.1 | \$300.00 |
| 7 | Failure by owner to ensure compliance during recreational fire | 5.2 | \$500.00 |
| 8 | Recreational burning of materials not permitted | 5.4 | \$500.00 |
| 9 | Recreational burning in pit larger than permitted | 5.5 | \$300.00 |
| 10 | Recreational fire of oversized wood | 5.6 | \$300.00 |
| 11 | Recreational fire within 6 meters (19.5 ft.) of combustible structure | 5.7 | \$300.00 |
| 12 | Recreational fire within 6 meters (19.5 ft.) of adjacent property | 5.8 | \$300.00 |
| 13 | Recreational fire adversely affecting other persons | 5.9 | \$300.00 |
| 14 | Failure to supervise recreational burning | 5.10 | \$300.00 |
| 15 | Recreational fire without extinguishing provisions and devices | 5.11 | \$300.00 |
| 16 | Failure to take reasonable precautions during recreational fire | 5.12 | \$300.00 |
| 17 | Recreational fire during high winds or during smog advisory | 5.13 | \$300.00 |
| 18 | Failure to extinguish fire or comply during recreational fire | 5.15 | \$500.00 |
| 19 | Failure to abide by fire danger rating non-recreational fire | 6.1 | \$500.00 |
| 20 | Failure by owner to ensure compliance during non-recreational fire | 6.2 | \$500.00 |
| 21 | Non-recreational burning of materials not permitted | 6.4 | \$500.00 |
| 22 | Non-recreational fire pile larger than permitted | 6.5 | \$300.00 |
| 24 | Non-recreational fire within 15 meters (50 ft.) of combustible structure | 6.6 | \$300.00 |
| 25 | Non-recreational fire within 15 meters (50 ft.) of adjacent property | 6.7 | \$300.00 |
| 26 | Non-recreational fire adversely affecting other persons | 6.8 | \$300.00 |
| 27 | Failure to supervise non-recreational burning | 6.9 | \$300.00 |
| 28 | Non-recreational fire without extinguishing provisions and devices | 6.10 | \$300.00 |
| 29 | Failure to take reasonable precautions during non-recreational fire | 6.11 | \$300.00 |
| 30 | Non-recreational fire during high winds or during smog advisory | 6.12 | \$300.00 |
| 31 | Failure to extinguish fire or comply during non-recreational fire | 6.14 | \$500.00 |
| 32 | Failure to extinguish fire when ordered to do so | 7.3 | \$500.00 |
| 33 | Hinder or obstruct any person exercising a power or performing a duty under this By-law | 11.1 | \$500.00 |

Note: The general penalty provisions for the offences listed above is section 10 of this By-law No. 2023- , a certified copy of which has been filed.



SCHEDULE "A"

TO BY-LAW 2023-*28* Road Fouling

Part 1 Provincial Offences Act

| Item | Short Word Form Wording | Provision Creating/Defining Offence | Set Fine |
|------|---|--|----------|
| 1 | Crossing curbing, sidewalk, or paved boulevards | 2.1 | \$500 |
| 2 | Spill or track building material, waste, or soil | 2.4 | \$300 |
| 3 | Failure to remove any doorsteps, porches or other erections or things | 3.1 | \$500 |
| 4 | Build/maintain fence – Obstruct or interfere with public travel | 4.1 | \$500 |
| 5 | Failure to remove obstruction | 4.2 | \$500 |
| 6 | Stop up public highway | 4.3 | \$500 |
| 7 | Throw, place, deposit rubbish or animal carcass | 5.1 | \$500 |
| 8 | Dump/dispose of waste on highway | 5.2 | \$500 |
| 9 | Obstruct culvert or ditch | 6.1 | \$300 |
| 10 | Dump sewage in culvert or ditch | 6.2 | \$500 |
| 11 | Dump waste in culvert or ditch | 6.3 | \$300 |
| 12 | Permit animal(s) to run at large/trespass on highway or bridge | 7.1 | \$500 |
| 13 | Permit animal(s) to trespass on private property | 7.3 | \$500 |
| 14 | Failure to remove excrement | 7.2 | \$500 |

Note: The general penalty provision for the offences listed above is section 8.1 of By-law 2023-*28*, a certified copy of which has been filed.



FEES, FINES, PENALTIES, AND/OR CHARGES SCHEDULE
SCHEDULE "A"
TO BY-LAW 2023- 40

| Item | Short Word Form Wording | Provision Creating/Defining Offence | Set Fine Within a Twelve (12) Month Period |
|------|--|--|--|
| 1 | Making, creating, causing, or permitting any sound or noise causing a nuisance. | 2.1 | First Offence \$500 Second Offence \$750 Third Offence \$1,000 |
| 2 | Noise or sound created by the use or operation of maintenance equipment after 11:00 pm or before 7:00 am | 2.2 | First Offence \$500 Second Offence \$750 Third Offence \$1,000 |

Fees, fines, penalties, and/or charges are as Schedule "A" attached for 2023 and are to be incorporated into the current Fees and Charges By-law. Any changes to Schedule "A" will be made during the annual updating of the Fees and Charges By-law and will be contained therein.



THE MUNICIPALITY OF MAGNETAWAN
BY-LAW No. 2023-45 DOGS
Part 1 Provincial Offences Act
SCHEDULE "B"

| ITEM | SHORT FORM WORDING | PROVISION CREATING/DEFINING OFFENCE | SET FINE |
|------|--|---|--------------|
| 1 | Owner Fail to purchase dog license | 2.1 | \$300.00 |
| 2 | Fail to affix dog tag | 2.5 | \$300.00 |
| 3 | Fail to notify Clerk or Animal Control Officer of changes to owner information | 2.6 | \$300.00 |
| 4 | Allowing more than 4 dogs to reside in a residence | 3.1 | \$300.00/dog |
| 5 | Fail to remove excrement | 3.2 | \$300.00 |
| 6 | Owner permit dog to run at large | 3.4 | \$300.00 |
| 7 | Owner permit dog to trespass on private property | 3.6 | \$300.00 |
| 8 | Owner permit persistent dog barking | 3.7 | \$300.00 |
| 9 | Fail to leash dog in park or trail | 3.8 | \$300.00 |
| 10 | Permit dog on or in water at Community Beach | 3.9 | \$300.00 |
| 11 | Owner permit dog into Municipal facility or building | 3.10 | \$300.00 |
| 12 | Fail to obey muzzle order | 5.1 | \$300.00 |
| 13 | Operate kennel - no license | 6.1 | \$300.00 |

NOTE: The general penalty provision for the offences listed above this section 7.1 and 7.4 of By-law 2023-45 a certified copy of which has been filed.



FEES, FINES, PENALTIES, AND/OR CHARGES SCHEDULE
SCHEDULE "A"
TO BY-LAW 2023-46

| Item | Short Word Form Wording | Provision Creating/Defining Offence | Set Fine Within a Twelve (12) Month Period |
|------|--|--|---|
| 1 | Trailer located, placed, or remained upon a lot without a license. | 3.1 | \$500 |
| 2 | More than one trailer on lot. | 3.2 | \$500 per additional trailer |
| 3 | Buildings, Structures attached to trailer or placed within 1.2 metres of trailer. | 3.3 | \$500 |
| 4 | Trailer located on lot not in compliance with set back requirements for a dwelling unit as set out in the Zoning By-law. | 3.4 | \$500 |
| 5 | Trailer be used withing the permitted period (May 1 st to November 30 th) without a license. | 3.6 | \$500 |
| 6 | Trailer being used as a place for living, sleeping, or eating during the period commencing December 1 st of a calendar year and inclusive of April 30 th of the following calendar year. | 3.7 | \$500 |

Fees, fines, penalties, and/or charges are as Schedule "A" attached for 2023 and are to be incorporated into the current Fees and Charges By-law. Any changes to Schedule "A" will be made during the annual updating of the Fees and Charges By-law and will be contained therein.