

RESCINDED BY 2023-63

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

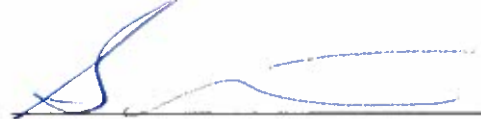
That By-law 2021-65 and any previously conflicting by-laws are hereby repealed.

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— 
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.



Municipality of
Magnetawan

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.

THE CORPORATION OF THE MUNICIPALITY OF MAGNETAWAN
BY-LAW NO. 2023- 54

SCHEDULE "B"

BEING A BY-LAW TO LICENCE AND REGULATE THE USE OF SHORT-TERM ACCOMMODATION PROPERTIES IN THE MUNICIPALITY OF MAGNETAWAN

SECTION	SHORT FORM WORDING	SET FINE
2.4	Operating STA for Commercial activities	\$5000
3.5 / 6.1f	Failure to respond to concern within thirty (30) minutes	\$1500
3.5 / 6.1f	Failure to attend Premises within sixty (60) minutes	\$1500
3.7	Failure to provide Waste Diversion Education	\$1500
4.1 a)-g)	Operating STA without a Licence 4.1 a) – g) Operate, use, advertise or permit a Short-term Accommodation in contravention of 4.1 a) to g) inclusive	\$5000
4.2	Failure to produce a copy of the signed licence or attestation	\$2500
4.3	Failure to create and/or produce and/or post an approved Fire Safety Plan for an STA with an occupancy of 10 renters/guests	\$5000
4.4 4.5 4.6 4.7	Number of guests/renters on Premises contrary to Licence	\$2500
4.8	Offering a STA Accommodation for less than a seven (7) day consecutive rental	\$2500
4.9	Contravention of Section 7 – Requirements	\$5000
4.11 4.12	Failure to advise renters and guests how to access emergency services that may not be provided due to private/unmaintained and/or water access	\$5000
6.1 k) iv	Parking contrary to approved Licence	\$5000
6.2	Failure to notify of Licence changes within seven (7) days	\$1500
7.1	Failure to post required documentation	\$5000
7.2	Failure to provide fire extinguisher as required	\$5000
8.2 viii / 4.10	Confirmed Municipal by-law contravention of any by-law or this by-law	\$5000
8.2 viii	Confirmed <i>Fire Protection and Prevention Act, 1997, S.O. 1997, c. 4</i> contravention	As Per The Act
8.2 viii	Confirmed <i>Ontario Building Code Act 1992, S.O. 1992, c.23</i> contravention	As Per The Act
9.1	Contravention of an Order under any Act or this By-law	\$2500
9.4	Removal of STA posted order that is not under either the <i>Building Code Act 1992, S.O. 1992, c.23</i> or the <i>Fire Protection and Prevention Act, 1997, S.O. 1997, c. 4</i> , without consent	\$5000
11.1	Hinder/Obstruct an Officer while on duty	\$5000