

# **The Corporation of the Town of Tecumseh**

## **By-Law Number 2022 - 101**

Being a by-law to impose late payment charges for non-payment of taxes or any installment of taxes by due date

**Whereas** under the provision of The Municipal Act 2001, S.O. 2001, c.25, Section 345 (1), a municipality may impose late payment charges for the non-payment of taxes or any installment by the due date;

**And Whereas** under the provision of The Municipal Act 2001, S.O. 2001, c.25, Section 345 (2), a percentage charge, not to exceed 1-1/4% of the amount of taxes due and unpaid, may be imposed as a penalty for the non-payment of taxes on the first day of default or such later date as may be prescribed;

**And Whereas** under the provision of The Municipal Act 2001, S.O. 2001, c.25, Section 345 (3) interest charges, not to exceed 1-1/4% each month of the amount of taxes due and unpaid, may be imposed for the non-payment of taxes in the manner specified in the by-law but interest may not start to accrue before the first day of default;

**And Whereas** the Council of the Corporation of the Town of Tecumseh deems it expedient to impose such a penalty charge on overdue taxes and interest charge on tax arrears;

**Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:**

1. **That** overdue taxes are those taxes that have been levied in 2023 and have not been paid on or before the last day of the month payment is due.
2. **That** tax arrears are taxes that are due and unpaid after December 31st of the year in which they are levied.
3. **That** the penalty charge to be imposed on overdue taxes and the interest charge to be added to tax arrears shall be 1-1/4% per month, being 15% per annum.
4. **That** the penalty charge for overdue taxes shall be imposed on the first day of each calendar month following default, but not after December 31, 2023.
5. **That** the Treasurer shall give notice of this by-law in accordance with Section 348(2) of The Municipal Act 2001.
6. **That** the Treasurer shall add to the amount of all tax arrears due and unpaid, interest at the rate specified in paragraph 3 of this by-law effective January 1, 2023, and thereafter on the first day of each calendar month.
7. **That** no interest or penalty added to taxes shall be compounded.

8. **That** all by-laws or sections of by-laws inconsistent with this by-law be and are hereby repealed.
9. **That** this by-law shall come into force and take effect on January 1, 2023.

**Read** a first, second, third time and finally passed this 13th day of December, 2022.

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Gary McNamara, Mayor

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Jennifer Alexander, Clerk