

# THE CORPORATION OF THE TOWN OF TECUMSEH

## BY-LAW NUMBER 2018-72

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 2019 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 31<sup>st</sup> 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, 2019.
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, 2019, 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 **That** all by-laws or sections of by-laws inconsistent with this by-law be and are hereby repealed.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, 2019.

**READ** a first, second and third time and finally passed this 11<sup>th</sup> day of December, 2018.

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Gary McNamara, Mayor

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Laura Moy, Clerk