

**THE CORPORATION OF THE
TOWN OF PELHAM**

BY-LAW NO. 3089 (2010)

**A BY-LAW TO ESTABLISH FEES AND CHARGES TO BE COLLECTED BY THE
CORPORATION OF THE TOWN OF PELHAM**

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

AND WHEREAS the Corporation of the Town of Pelham deems it expedient to consolidate and update the fees and charges to be collected by the various departments of the Corporation of the Town of Pelham;

**NOW THEREFORE THE CORPORATION OF THE TOWN OF PELHAM HEREBY
ENACTS AS FOLLOWS:**

1. THAT By-law Nos 2368 (2002) and 2926 (2007) be and are hereby repealed.
2. THAT Council hereby establishes the fees and charges as set out in Schedule A to this By-law for The Corporation of the Town of Pelham (Pelham) effective March 15, 2010;
3. (a) THAT fees and charges shall be adjusted annually, on January 1, by the Cost of Living Adjustment of the prior year, where feasible;
(b) THAT in those instances where the fee is not adjusted by the Cost of Living Adjustment in one year, the cumulative adjustment for past years may be made in future years, as approved by council.
4. Despite paragraphs 2(a) and (b), fees and charges may be adjusted, as approved by council, to recover at a minimum, respective service, administration and capital costs, as well as costs for any other purpose in any amount permitted under applicable law.
5. THAT any portion of a fee or charge that remains unpaid beyond the date fixed for payment shall be recovered according to Corporate Services policies.
6. THAT where this By-law established a fee and charge for a fee that also exists in another By-law that predates the effective date of this By-law, the fee and charge in this By-law shall be the applicable fee and charge and the other By-law is hereby effectively amended.
7. THAT in the event that By-law 3089 (2010), as amended, is repealed and re-enacted or amended in its entirety, it shall be assigned the same By-law number.
8. THAT if any part of this By-law, including any part of any schedule, is determined by a court of competent jurisdiction to be invalid or of no force and effect, it is Council's intention that such invalid part of this By-law shall be severable and that the remainder of this By-law including the remainder of the impugned schedule, as applicable, shall continue to operate and to be in force and effect.
9. THAT the fees and charges established by the By-law shall not apply to applications submitted by the Regional Municipality of Niagara.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
15TH DAY OF MARCH, 2010 A.D.


MAYOR


CLERK