

THE CORPORATION OF THE

TOWN OF PELHAM

By-law #3106 (2010)

BEING A BY-LAW TO ESTABLISH FEES AND CHARGES TO BE COLLECTED BY THE CORPORATION OF THE TOWN OF PELHAM, PERTAINING TO CULVERT FEES.

WHEREAS Section 11 of the Municipal Act, S.O. 2001, c.25 as amended, provides that a municipality may regulate matters not specifically provided for by this act or any other act for purposes related to the economic, social and environmental well-being of the municipality; health, safety and well-being of persons; protection of persons and property, including consumer protection.

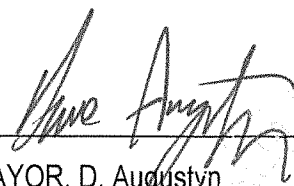
AND WHEREAS Section 391.1 of the Municipal Act, S.O. 2001, c.25, as amended, provides inter alia that despite any Act, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons, for services or activities provided or done by or on behalf of it;

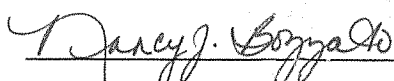
AND WHEREAS the Corporation of the Town of Pelham deems it expedient to consolidate and update the fees and charges to be collected by the various departments of the Corporation of the Town of Pelham.

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

1. THAT 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 effective May 17, 2010;
2. (a) THAT Fees and charges shall be adjusted annually, on January 1, by the Construction Cost Index (as published by Engineering-New Record) of the prior year, where feasible;
(b) THAT in those instances where the fee is not adjusted by the Construction Cost Index in one year, the cumulative adjustment for past years may be made in future years, as approved by council.
3. 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.
4. 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.
5. 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.
6. THAT in the event that By-law#3106 (2010), as amended, is repealed and re-enacted or amended in its entirety, it shall be assigned the same By-law number.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
17th DAY OF MAY, 2010 A.D.


MAYOR, D. Augustyn


CLERK, Nancy J. Bozzato