

**THE CORPORATION OF THE TOWN OF KAPUSKASING**

**BY-LAW NO. 4091**

**Being a by-law to provide for the adoption of tax rates and to further provide for penalty and interest in default of payment thereof for 2016.**

WHEREAS Section 312 of the Municipal Act, S. O. 2001, c. 25, as amended, provides that the Council of a local municipality shall pass a by-law to levy a separate tax rate on the assessment in each property class;

AND WHEREAS Sections 307 and 308 of the said Act require tax rates to be established in the same proportion to tax ratios;

AND WHEREAS certain regulations require reductions in certain tax rates for certain classes or subclasses of property;

AND WHEREAS certain regulations require that the 2016 Final Levy be adjusted to meet the Capping legislation;

AND WHEREAS Section 329.1 of the said Act allows a Municipality to set capping parameters;

AND WHEREAS Council Resolution dated October 22, 2001 authorizes the discontinuance of the clawback option under the Capping Program;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF KAPUSKASING ENACTS AS FOLLOWS:

1. That the municipal and education tax rates as per the attached Schedule "A" are hereby adopted.
2. That the tax rate reduction as per the attached Schedule "A" respecting vacant or excess land is hereby adopted.
3. That the cap increase on annualized taxes be the greater of:
  1. 10% of the previous year annualized tax;
  2. 10% of the previous year's CVA tax.
4. To exclude Industrial properties from capping calculation where the previous year's capped taxes for the property were equal to the uncapped taxes for that year.
5. To exclude Industrial properties from the capping calculation where the previous year's capped taxes were less than the previous year's CVA taxes, and the current year's capped taxes would otherwise be greater than the current year's CVA taxes, or vice-versa. That capped properties whose recalculated annualized taxes fall within \$500.00 of the current year's CVA tax, move to their CVA tax for the year.
6. For the taxation year 2016 a minimum Current Value Assessment tax of 100% of Current Value Assessment for newly constructed properties and new-to-class properties is hereby created.
7. That the Unlevied Municipal Capping be fully funded by the Municipality.

8. That every owner shall be taxed according to the tax rates in this by-law and such tax shall become due and payable in two instalments as follows:  
Fifty percent on the final levy shall become due and payable on the 30<sup>th</sup> day of June, 2016; balance of the final levy shall become due and payable on the 31<sup>st</sup> day of August, 2016; and non-payment of the amount, as noted, on the dates stated in accordance with this section shall constitute default.
9. On all taxes in default after due dates, a penalty of 1.25 percent shall be added and thereafter a penalty of 1.25 percent per month will be added on the 1st day of each and every month the default continues, until December 31, 2016.
10. On all taxes in default on January 1, 2017, interest shall be added at the rate of 1.25 percent per month for each month or fraction thereof in which the default continues.
11. Penalties and interest added in default shall become due and payable and shall be collected as if the same had originally been imposed and formed part of such unpaid tax levy.
12. The Tax Collector may mail or cause the same to be mailed to the residence or place of business of such person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes payable.
13. That taxes are payable at the Town of Kapuskasing Municipal Office, 88 Riverside Drive, Kapuskasing, Ontario, P5N 1B3.
14. That By-Law No. 4028 be hereby repealed.

**ENACTED AND PASSED THIS 25<sup>TH</sup> DAY OF APRIL, 2016.**

**UNDER THE SEAL OF THE CORPORATION OF THE TOWN OF KAPUSKASING.**

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**Mayor**

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**Clerk**

**THE CORPORATION OF THE TOWN OF KAPUSKASING**  
**SCHEDULE "A"**  
**to**  
**BY-LAW NO. 4091**  
**TAXATION YEAR 2016**

<b><u>Class</u></b>	<b><u>Municipal</u></b>	<b><u>Education</u></b>	<b><u>Total</u></b>
Residential/Farm	0.02312317	0.00188000	0.02500317
Multi-residential	0.03674729	0.00188000	0.03862729
Commercial	0.03261426	0.01180000	0.04441426
Commercial(New construction)	0.03261426	0.01180000	0.04441426
Industrial	0.03480129	0.01180000	0.04660129
Large Industrial	0.08265365	0.01180000	0.09445365
Pipelines	0.01657845	0.00806486	0.02464331
Farmlands	0.00578079	0.00047000	0.00625079
<b><u>Tax Rate Reduction</u></b>	<b><u>Municipal</u></b>	<b><u>Education</u></b>	<b><u>Total</u></b>
Commercial Vacant (30%)	0.02282998	0.00826000	0.03108998
Industrial Vacant (35%)	0.02262084	0.00767000	0.03029084
Large Industrial Vacant (35%)	0.05372487	0.00767000	0.06139487