

Rural Municipality of Hunter River, PEI
Fees Bylaw
Bylaw # 2018-01

BE IT ENACTED by the Council of the Rural Municipality of Hunter River as follows:

1. Title

- 1.1. This bylaw shall be known and cited as the “Fees Bylaw”.

2. Purpose

- 2.1 To enable the Council of the Rural Municipality of Hunter River to pass bylaws establishing and requiring the payment of fees for business licenses, inspections, parking, recreation and other matters for the purpose of raising revenues.

3. Authority

- 3.1. Subclause 162(1)(a)(i) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1., and section the *Planning Act*, RSPEI 1988 c P-8, provides that a council must establish a procedural bylaw to regulate its proceedings in accordance with the Act.

4. Application

- 4.1. This bylaw enables the authority for council to establish fees and charges for the provision of goods and services and applies to any person on which a fee or charge is imposed under this bylaw
- 4.2. These fees are set out in the Schedule attached to this bylaw and form part of the bylaw.

5. Definitions

- 5.1. “Act” means the *Municipal Government Act*.
- 5.2. “Chief Administrative Officer” or “CAO” means the administrative head of a municipality as appointed by Council under subsection 86(2)(c) of the *Municipal Government Act*.
- 5.3. “Council” means the Mayor and other members of the Council of the municipality.
- 5.4. “Councillor” means a member of Council other than the Mayor.
- 5.5. “Lien” means an encumbrance or charge on a property to secure the debt owed by the property owner to the Rural Municipality of Hunter River.
- 5.6. “License” means a permit from the Rural Municipality of Hunter River to own or use something or to do a particular thing.
- 5.7. “Local improvement charge” means a fixed annual charge levied against real property for a specific period by the Rural Municipality of Hunter River which

contributes to capital costs of local improvements such as sewer and water upgrades, for example.

6. Establishment of Fees

- 6.1. The Rural Municipality of Hunter River hereby establishes fees to be charged for community centre rental and other matters, in accordance with the Act.
- 6.2. The Rural Municipality of Hunter River may charge fees that are higher for persons or businesses that do not reside or maintain a place of business in the municipality (clause 182(c)(ii) of the Act), where so outlined in the Schedule attached to this bylaw.
- 6.3. Council may revise fees at any time by resolution if required, in accordance with section 135 of the Act, and shall ensure that the relevant Schedule to this bylaw is updated.
- 6.4. The fees set out in the Schedule to this bylaw are subject to the Harmonized Sales Tax (H.S.T.) where applicable.
- 6.5. In addition to the fees established in this bylaw, the Rural Municipality of Hunter River may also establish fees in other bylaws where those fees are specifically related to the matter addressed in that bylaw.

7. Collection of Fees

- 7.1. The Rural Municipality of Hunter River may take into revenue deposits and investments, any charges for the operation of a service under the control of Council and any other funds the municipality may acquire pursuant to this bylaw or any other bylaw establishing fees, in accordance with section 162 of the Act.
- 7.2. The fees and charges set out in the Schedule to this bylaw shall come into force and effect on the date of passage, unless otherwise specified.
- 7.3. All fees charged in accordance with this bylaw are owing at the time of the service, or as otherwise outlined in the Schedule to this bylaw.
- 7.4. The fees listed in the Schedules to this bylaw are in addition to any costs incurred by the Rural Municipality of Hunter River, which costs may be payable in addition to the fees set out in this bylaw.
- 7.5. Pursuant to subsection 142(2), the Rural Municipality of Hunter River may by resolution cancel or write off any arrears of fees, penalties or interest charges that are prescribed by bylaw or specified in a resolution that, in the opinion of Council, are no longer collectable from the person, institution, association, group or body that is liable to pay them.

8. Penalties

- 8.1. Rural Municipality of Hunter River, may, in accordance with subsection 162(3) of the Act, refuse to issue or renew any license or authorization that the municipality is authorized under this bylaw of the municipality, or under the Act or another Act, to issue or renew to a person who has failed to pay charges, fees, fines or penalties established in the Schedule to this bylaw, including any interest accruing to any of them.

9. Effective Date

- 9.1. This Fees Bylaw, Bylaw# 2018-01, shall be effective on the date of approval and adoption below.

First Reading:

This Fees Bylaw, Bylaw# 2018-01, was read a first time at the Council meeting held on the 20th day of February, 2018.

This Fees Bylaw, Bylaw# 2018-01, was approved by a majority of Council members present at the Council meeting held on the 20th day of February, 2018.

Second Reading:

This Fees Bylaw, Bylaw# 2018-01, was read a second time at the Council meeting held on the 20th day of March, 2018.

This Fees Bylaw, Bylaw# 2018-01, was approved by a majority of Council members present at the Council meeting held on the 20th day of March, 2018.

Approval and Adoption by Council:

This Fees Bylaw, Bylaw# 2018-01, was adopted by a majority of Council members present at the Council meeting held on the 20th day of March, 2018.

10. Signatures

Mayor (signature sealed)

Terry McGrath

Chief Administrative Officer (signature sealed)

Sarah Weeks

This Fees Bylaw adopted by the Council of the Rural Municipality of Hunter River on March 20, 2018 is certified to be a true copy.

Chief Administrative Officer Signature

Date

Schedule A

This Schedule forms part of the bylaw and may only be amended in accordance with Part 5 Division 2 of the Act.

Community Centre Rental Space Rate

Main Hall \$30 per hour- Min \$60- Max of \$150 for day

Conference Room \$15 per hour- Min \$30- Max of \$75 for day

Private Use of the Dr. Kent G. Ellis Heritage Park

\$50 per use. Municipality may waive or reduce fee for non-profit or other similar uses