

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 009-2023

A By-law to provide for Fees and Charges for the calendar years 2023 and 2024, and to repeal By-laws 157-2021 and 158-2021, as amended.

WHEREAS sections 8, 9 and 11 of the Municipal Act, 2001, S.O. 2001, c.25 (“Municipal Act, 2001”), authorize a municipality to pass By-laws necessary or desirable for municipal purposes, and in particular paragraph 3 of subsection 11(2) authorizes By-laws respecting the financial management of the municipality;

AND WHEREAS section 11(3) and provisions of Part IV of the Municipal Act, 2001 provide that a municipality may pass By-laws respecting business licenses;

AND WHEREAS section 11(3) of the Municipal Act, 2001, S.O. 2001 c. 25, authorizes a municipality to pass by-laws respecting matters concerning public utilities, which includes systems to provide services relating to water, wastewater and stormwater for the public;

AND WHEREAS section 151 of the Municipal Act, 2001 provides that a municipality may provide a system of licenses with respect to businesses;

AND WHEREAS subsection 69(1) of the Planning Act, RSO. 1990, c P.13, as amended (the “Planning Act”), permits a municipality to enact a By-law to impose a tariff of fees for the processing of applications made in respect of planning matters, which tariff shall be designed to meet only the anticipated cost to the municipality or to a committee of adjustment or land division committee constituted by the council of the municipality in respect of the processing of each type of application provided for in the tariff;

AND WHEREAS section 7 of the Building Code Act, 1992, SO 1992, c.23, as amended, empowers Council to pass By-laws respecting the issuance of permits; the setting, collection and refunding of fees; and related matters;

AND WHEREAS section 391 of the Municipal Act, 2001 similarly permits a municipality to pass By-laws imposing fees and charges on persons for services or activities provided or done by or on behalf of it;

AND WHEREAS the Council of The Corporation of the City of Vaughan has authorized the passage of a By-law for the purpose of establishing the list of the user fees and charges.

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. The fees and charges set out in Schedules “A” to “N” attached to this By-law shall apply to every request made to The Corporation of the City of Vaughan, any City Department or any officer or employee of the City, including but not limited to fees or charges for requests for documents, reports, letters and other information whether written, printed or electronically produced or stored, or produced or stored in any other manner, searches, inspections, applications, permits, registrations, programs and the use of its facilities or properties, or for any other service or activity provided by the City to any person or any other authorized costs payable by the City.

2. Schedules "A" to "N" shall form part of this By-law, as follows:

Schedule “A”	General
Schedule “B”	City Clerk’s Office
Schedule “C”	Finance
Schedule “D”	Vaughan Business Enterprise Centre (VBEC)
Schedule “E”	Vaughan Fire and Rescue Service
Schedule “F”	Building Standards
Schedule “G”	Development Planning
Schedule “H”	Community Services – Recreation Services Department
Schedule “I”	Legal Services, Procurement, Real Estate and By Law Compliance
Schedule “J”	Parks
Schedule “K”	Development Engineering
Schedule “L”	Transportation and Environmental Services
Schedule “L-1”	Water
Schedule “L-2”	Wastewater
Schedule “L-3”	Stormwater

Schedule "M" Committee of Adjustment

Schedule "N" Classes of Business Licenses and Fees

3. All fees and charges listed in the attached Schedules, where applicable, will be subject to Federal and Provincial taxes.
4. Should any provision of this By-law including any provision contained in one or more of the attached Schedules be determined by a court of competent jurisdiction to be invalid or void and of no force and effect, it is the stated intention of Council that such invalid provision shall be severable and the remainder of this By-law including any applicable Schedule shall continue in full force and effect.
5. If a fee or charge for a particular year is not prescribed in the respective schedules of this By-law and a budget has not been passed by January 1st in a given year, the City Treasurer is authorized to apply a 3 per cent increase to the fee applied in the previous year to account for economic adjustment until the By-law for the year to which the fees and charges apply is approved by Council.
6. The Deputy City Manager, Corporate Services, City Treasurer and CFO, the City Clerk, and/or their designate are hereby authorized to amend, from time to time, the Schedules attached to this By-law to add new fees and charges approved by Council, to delete fees and charges that are no longer applicable, and to reflect adjustments made in Section 5 of this By-law.
7. Any fees or charges that are owing to the City and that are unpaid, are a debt to the City and together with all interest and penalties accrued thereupon, may be collected by the City by any action it considers necessary and as it may be permitted by law, or may be collected in the same manner as municipal taxes.
8. That except as specifically exempted elsewhere in this By-law, all fees and charges are due at the time of application, or where no permit is applicable, at the time when the service has commenced.
9. That By-law 106-2022, being the Water By-law, is amended by deleting the fees provided in Schedule "A" of By-law 106-2022 and replacing it with the following statement, "Refer to the City's current Fees and Charges By-law".
10. That By-law 086-2016, as amended, be further amended by deleting the fees provided in Schedule "B" of By-law 086-2016 and replacing it with the following

statement, "Refer to the City's current Fees and Charges By-law".

11. That By-law 157-2021, being the 2022 Stormwater Rates By-law, is repealed once this By-law comes into effect.
12. That By-law 158-2021, as amended, being the 2022 Fees and Charges By-law, is repealed once this By-law comes into effect.
13. This By-law, except for fees for metered and unmetered accounts set out in Schedule "L-1" Water and Schedule "L-2" Wastewater (which shall become effective April 1, 2023), shall come into full force and effect on February 8th, 2023.
14. Any request made to the City prior to, or on February 7th, 2023, for a service, application, approval, permit, document, reports, and other information whether written, printed or electronically produced or stored, searches, inspections, and the use of its facilities or properties or activity as contemplated in any Schedule to this By-law, shall be governed by the fees and charges contained in the By-law(s) being repealed herein.
15. This By-law, including any amendments from time to time, shall be known as the Fees and Charges By-law.

Enacted by City of Vaughan Council this 8th day of February, 2023.

Steven Del Duca, Mayor

Todd Coles, City Clerk