

THE CITY OF VAUGHAN

BY-LAW

MUNICIPAL ACCOMODATION TAX, SHORT-TERM RENTAL BY-LAW

(Consolidated Version – Enacted as By-law [183-2019](#))

Last consolidated on July 26, 2022. City of Vaughan by-laws are provided on line for convenient public reference. By-laws are consolidated on an ongoing basis, but recent amendments may not be reflected in the latest consolidated version. Check the [Amendment History](#) to get a complete listing of all pertinent regulations. For further information contact the Office of the Director and Chief Licensing Officer.

A By-law to enact a Municipal Accommodation Tax on the sale of Short-Term Rental Accommodation(s) within the City of Vaughan.

WHEREAS section 400.1 of the *Municipal Act, 2001, S.O 2001, c.25*, (the "*Act*") provides that the Council of a local municipality may, by By-law, impose a tax in respect of the *Purchase* of transient *Accommodation* within the municipality;

AND WHEREAS pursuant to section 400.1 of the *Act* and the Ontario Regulation 435/17, the Council of the Corporation of the City of Vaughan wishes to establish the tax rate and to levy the tax on the *Purchase* of transient *Accommodation* on the *Purchase of Short-Term Rental(s)* within the City of Vaughan;

AND WHEREAS pursuant to section 400.1(3) and 400.4 of the *Act*, Council can establish enforcement measures as Council considers appropriate if an amount assessed for outstanding tax, penalties or interest remains unpaid after it is due;

AND WHEREAS pursuant to section 400.1(2) and 400.1(4) of the *Act*, a municipality may require certain *Persons* or entities to *Collect* the tax as agents for the municipality;

AND WHEREAS section 8(1) of the *Act* provides that the powers of a municipality shall be interpreted broadly as to confer broad authority on a municipality to (a) enable it to govern its affairs as it considers appropriate; and (b) enhance its ability to respond to municipal issues;

AND WHEREAS section 11(2) of the *Act* provides that a lower-tier municipality may pass By-laws respecting health, safety and well-being of *Persons* and protection of *Persons* and *Property*, including consumer protection;

AND WHEREAS section 391 of the *Act* provides for the municipality to impose fees or charges on *Persons* for services or activities provided or done by or on behalf of it;

AND WHEREAS section 425 of the *Act* provides for a municipality to pass By-laws providing that a *Person* who contravenes a By-law of the municipality passed under the *Act* is guilty of an offence;

AND WHEREAS section 426 of the *Act* provides that no *Person* shall hinder or obstruct, or attempt to hinder or obstruct, any *Person* who is exercising a power or performing a duty under this *Act* or under a By-law passed under the *Act*;

AND WHEREAS section 434.1 of the *Act* provides for the municipality to require a *Person*, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the *Person* has failed to comply with a By-law of the municipality passed under this *Act*;

AND WHEREAS sections 444 and 445 of the *Act*, respectfully, provide for the municipality to make an order requiring a *Person* who contravenes a By-law or who causes or permits the contravention or the owner or occupier of land on which a contravention occurs to discontinue the contravening activity or do work to correct a contravention;

AND WHEREAS the Council of the Corporation of the City of Vaughan deems the *Collection* of the *Municipal Accommodation Tax of Short-Term Rentals* to be in the interest of active, safe and diverse communities, and economic prosperity, investment and social capital;

NOW THEREFORE the Council of the Corporation of the City of Vaughan ENACTS as follows:

Table of Contents

1.0 Authority and Short Title	3
2.0 Definitions and Interpretation	3
3.0 Applicability and Scope	6
4.0 Application of Tax	7
5.0 Requirement to Register	7
6.0 Authority to Collect	8
7.0 Tax Collection	8
8.0 Interest, Penalties and Fees	9

9.0 Enforcement & Liens	9
10.0 Audit and Inspection.....	10
11.0 Determination of Amount	10
12.0 Refunds.....	11
13.0 Offences and Penalties.....	11
14.0 Administrative Monetary Penalties.....	12
15.0 Delegation of Authority.....	12
16.0 Confidential Information.....	13
17.0 Force and Effect	13
18.0 Designation of By-law.....	13



1.0 Authority and Short Title

- (1) This By-law was authorized by [Item No. 5 of Report No. 7 of the Finance, Administration and Audit Committee](#) and passed by City Council on May 14, 2019.
- (2) The By-law shall be known and referenced as the “Municipal Accommodation Tax, Short-Term Rental By-law”.



2.0 Definitions and Interpretation

- (3) In this By-law:
 - (a) “Accommodation” means the lodging in a room containing one or more beds in a *Dwelling Unit* for a period of a minimum of 4 hours and a maximum of 29 consecutive days;
 - (b) “Bed-and-Breakfast Establishment” means an owner-occupied establishment in a commercial zone, operated as an accessory use to a single detached *Dwelling Unit* where temporary sleeping accommodation and sanitary facilities are made available to guests and where meals are provided to guests. A *Bed-and-Breakfast Establishment* shall not include a hotel, motel or *Short-Term Rental*;
 - (c) “Chief Financial Officer and City Treasurer” means the *Person(s)* appointed and designated as the City Treasurer;
 - (d) “Chief Licensing Officer” means the Director and Chief Licensing Officer, By-law and Compliance, Licensing and Permit Services or a designate;
 - (e) “City” means the Corporation of the City of Vaughan;

- (f) “Collect” or “Collection” means charging, receiving, accounting for, and remitting to the *City* the *Municipal Accommodation Tax*;
- (g) “Confidential Information” means any information that is particular to the *City* or a *Person* or their *Personally Identifiable Information*;
- (h) “Designated Agent” means a *Short-Term Rental Brokerage* that is appointed to act as an agent for the *City* pursuant to section 400.1(2) or section 400.1(4) of the *Act* and in accordance with section 6.0 of this By-law;
- (i) “Director, Financial Services” means the Director, Financial Services and Deputy City Treasurer of the City of Vaughan, or his or her successor, and his or her designate; [Added by subsection 1(f) of [By-law 033-2021](#) on March 10, 2021.]
- (j) “Dwelling Unit” means a room or series of rooms of complementary use, used by a *Person(s)* to live under a single tenancy, in which cooking, eating, living, sleeping and sanitary facilities are provided;
- (k) “Eligible Tourism Entity” has the meaning given to it in the Ontario Regulation 435/17, as amended.
- (l) “Lien” means a monetary charge upon *Property* for the satisfaction of some debt or duty ordinarily arising by operation of law, including this By-law;
- (m) “Market”, “Marketed” or “Marketing” means offering, facilitating, or causing or permitting to offer or facilitate, directly or indirectly, the sale, promotion, canvassing, solicitation, advertising, or marketing of a *Short-Term Rental*, and includes placing, posting or erecting advertisements physically or online, provided that the *Marketing* activity is the *Person’s Primary Business*; [Added by subsection 1(c) of [By-law 033-2021](#) on March 10, 2021.]
- (n) “Municipal Accommodation Tax” or “MAT” means the tax imposed under this By-law, as may be amended from time to time, or its successor by-law;
- (o) “Officer” means a Provincial Offences Officer or Municipal Law Enforcement Officer of the *City*, or any other *Person* appointed by or under the authority of a *City* by-law to enforce this By-law;
- (p) “Operate”, “Operated” or “Operating” means to rent out, provide, offer to rent out or provide, or facilitate or broker or *Market* or cause to be *Marketed*, the offer or rental, whether directly or indirectly, including, without limitation, via the internet or other electronic platform, of a *Short-Term Rental* and shall include a *Person* collecting a fee or handling payments in respect of a *Short-Term Rental*; [Added by subsection 1(d) of [By-law 033-2021](#) on March 10, 2021.]

- (q) “Person” means an *Individual Person*, a partnership, or a corporation (including any of such corporation’s affiliates, subsidiaries or parent corporations, as the case may be) to which the context can apply and “Person” shall also include multiple *Persons* who, acting together, carry on the business of a *Short-Term Rental* business, despite the fact that no single one of those *Persons* carries on the activity in its entirety; [Amended by subsection 1(a) of [By-law 033-2021](#) on March 10, 2021.]
- (r) “Personally Identifiable Information” or “PII” means any data that could potentially identify a specific *Person*, or any information that can be used to distinguish one *Person* from another;
- (s) “Primary Business” means a business undertaken by any *Person* that generates at least fifty percent (50%) or more of its revenues, directly or indirectly, from *Operating a Short-Term Rental*; [Added by subsection 1(e) of [By-law 033-2021](#) on March 10, 2021.]
- (t) “Property” means a building, and includes the lands and premises appurtenant thereto, and includes vacant *Property*;
- (u) “Property Tax Account” means an account on the *City’s* Collectors’ Roll whereby property taxes are paid on *Property*, either tangible or intangible, by the *Registered Owner*;
- (v) “Provider” means either the *Short-Term Rental Brokerage* or *Short-Term Rental Owner* who is required to *Collect* pursuant to section 6.0 of this By-law.
- (w) “Purchase(s)” or “Purchase Price” means the price for which *Short-Term Rental Accommodation* is purchased, including the price paid, and/or other consideration accepted by the *Provider* in return for the *Short-Term Rental Accommodation* provided. *Purchase Price* does not include the harmonized sales tax imposed by the Government of Canada or by the Province of Ontario. *Purchase Price* also does not include fees and surcharges for ancillary services including cleaning, food, beverages, entertainment, internet and telephone usage, unless such ancillary charges have not been separately itemized on the invoice for *Short-Term Rental Accommodation*;
- (x) “Purchaser” means a *Person* who *Purchases Short-Term Rental Accommodation*;
- (y) “Registered Owner” means the name or names on the *Property Tax Account* as specified on the Deed registered in the provincial land registry office and will be accorded a *MAT* registration number;
- (z) “Short-Term Rental” or “STR” means a *Dwelling Unit*, or part thereof, used to provide temporary *Accommodation(s)* for a rental period of not more than 29 consecutive days and shall not include a hotel, motel or *Bed-and-Breakfast Establishment*;

- (aa) “Short-Term Rental Brokerage” means any *Person* who facilitates or brokers or *Markets* or causes to be *Marketed* or assists in any capacity in the booking process of a *Short-Term Rental* reservation for others, whether directly or indirectly, including, without limitation, via the internet or other electronic platform, of a *Short-Term Rental*, provided such *Person* collects, handles or receives a payment, fee, compensation or other financial benefit as a result of, or in connection with, the *Short-Term Rental*; [Amended by subsection 1(b) of [By-law 033-2021](#) on March 10, 2021.]
- (bb) “Short-Term Rental Operator” means a *Person* who has care and control, at any time and for any length of time, of a *Dwelling Unit*, or part thereof, that is used as *Short-Term Rental(s)*, but who is not the *Short-Term Rental Owner*;
- (cc) “Short-Term Rental Owner” means any *Person* who *Operates Short-Term Rental(s)* and is either:
 - (i) a *Registered Owner* of the *Property*, or part thereof, that is being *Operated as Short-Term Rental(s)*; or
 - (ii) a tenant of the *Property*, or part thereof, that is being *Operated as Short-Term Rental(s)*.



3.0 Applicability and Scope

- (1) This By-law applies to all:
 - (a) *Purchaser(s)* of *Short-Term Rental Accommodation(s)* within the jurisdictional boundaries of the *City*;
 - (b) *Short-Term Rental Brokerages* that *Operate* within the jurisdictional boundaries of the *City*;
 - (c) *Short-Term Rental Owners* that *Operate* a *Short-Term Rental* within the jurisdictional boundaries of the *City*;
 - (d) *Persons* acting as *Short-Term Rental Operator(s)* within the jurisdictional boundaries of the *City*; and
 - (e) *Properties* used as *Short-Term Rentals* within the jurisdictional boundaries of the *City*.
- (2) This By-law does not apply to:
 - (a) hotels, motels or inns;
 - (b) *Bed-and-Breakfast Establishments*;
 - (c) *Accommodation(s)* as rented out to tenants in accordance with the *Residential Tenancies Act, 2006*, S.O. 2006, c. 17 for a period greater than 29 consecutive days;
 - (d) retirement homes licensed under the *Retirement Homes Act, 2010*, S.O. 2010, c. 11;

- (e) The Crown, every agency of the Crown in right of Ontario and every authority, board, commission, corporation, office, or organization of persons, a majority of whose directors, members or officers are appointed or chosen by or under the authority of the Lieutenant Governor in Council or a member of the Executive Council;
- (f) Every board as defined in subsection 1(1) of the *Education Act*;
- (g) Every university or a college of applied arts and technology or post-secondary institution whether or not affiliated with a university, the enrolments of which are counted for purposes of calculating operating grants entitlements from the Crown;
- (h) Every hospital referred to in the list of hospitals and their grades and classifications maintained by the Minister of Health and Long-Term Care under the *Public Hospitals Act* and every private hospital operated under the authority of a license issued under the *Private Hospitals Act*;
- (i) Every long-term care home as defined in subsection 2(1) of the *Long-Term Care Homes Act, 2007* and hospices;
- (j) *Accommodation(s)* provided by a treatment centre that receives provincial aid under the *Ministry of Community and Social Services Act*;
- (k) *Accommodation(s)* provided by house of refuge, or lodging for the reformation of offenders;
- (l) *Accommodation(s)* provided by a charitable or non-profit philanthropic corporation organized as shelters for the relief of the poor or for emergency;
- (m) Every hotel or motel room used by the *City*, or any *Person* authorized to act on behalf of the *City*, for shelter purposes; and
- (n) *Accommodation(s)* supplied by employers to their employees in premises operated by the employer.

4.0 Application of Tax

- (1) A *Purchaser* shall, at the time of *Purchase of Short-Term Rental Accommodation(s)*, pay the *MAT* in the amount of four percent (4%) of the *Purchase Price of Short-Term Rental Accommodation(s)*.

5.0 Requirement to Register

- (1) All *Short-Term Rental Owners* and *Short-Term Rental Brokerages* are required to register with the *City* for the purpose of *Collection*, if applicable. [Replaced by subsection 2 of [By-law 033-2021](#) on March 10, 2021.]
- (2) All *Short-Term Rental Brokerages* and *Short-Term Rental Owners* that register with the *City* for the purpose of *Collection* must provide a valid Canadian address.



6.0 Authority to Collect

- (1) All *Short-Term Rental Owners* are required to register with the *City* for the purpose of *Collection*. [Replaced by subsection 3 of [By-law 033-2021](#) on March 10, 2021.]
- (1.1) Despite 6.0(1), a *Short-Term Rental Brokerage* may be appointed as a *Designated Agent* by a *Short-Term Rental Owner* for the sole and exclusive purpose of *Collection* pursuant to this By-law and for no other purpose, and such appointment shall be in writing and shall be reported to the *Director, Financial Services* within seven (7) days of such appointment being made. [Added by subsection 4 of [By-law 033-2021](#) on March 10, 2021.]
- (1.2) A *Designated Agent* is required to register with the *City* for the purpose of *Collection*. [Added by subsection 5 of [By-law 033-2021](#) on March 10, 2021.]
- (2) The *Designated Agent(s)* shall not exercise any apparent authority, other than that provided for in section 6.0(1.1), unless such authority is expressly provided for in writing by the *City*. [Replaced by subsection 6 of [By-law 033-2021](#) on March 10, 2021.]
- (3) The *Designated Agent(s)* shall only *Collect* when receiving payment, compensation, or any financial benefit as a result of making or completing reservations for *Short-Term Rental(s)*.
- (4) In acting as a *Designated Agent* in accordance with section 6.0(1.1), the *Short-Term Rental Brokerage(s)* acknowledges that it owes a fiduciary duty to the *City* for the limited purpose of *Collection* pursuant to this By-law. [Replaced by subsection 7 of [By-law 033-2021](#) on March 10, 2021.]
- (5) Where *Short-Term Rental Brokerage* has been appointed a *Designated Agent*, the *Short-Term Rental Brokerage* is required to *Collect* and is considered the *Provider*. [Replaced by subsection 8 of [By-law 033-2021](#) on March 10, 2021.]
- (6) Where a *Short-Term Rental Accommodation* is not a *Purchase* through a *Short-Term Rental Brokerage*, the *Short-Term Rental Owner* is required to *Collect* and is considered the *Provider*. This obligation shall not be affected or diminished by virtue of the fact that the *Short-Term Rental Owner* utilizes a *Short-Term Rental Operator*. [Replaced by subsection 9 of [By-law 033-2021](#) on March 10, 2021.]
- (7) Despite the requirements under sections 6.0(1) through to and including 6.0(4), the *Director, Financial Services*, on behalf of the *City*, may enter into a voluntary collection agreement with a *Short-Term Rental Brokerage* for the purposes of *Collection*, as required under this By-law. [Added by subsection 10 of [By-law 033-2021](#) on March 10, 2021.]



7.0 Tax Collection

- (1) A *Provider* shall *Collect* from the *Purchaser* at the time the of *Purchase* of the *Short-Term Rental Accommodation(s)*.
- (2) The amount of the *MAT* shall be identified as a separate item or charge on a bill,

receipt, invoice, or similar document issued by the *Provider* in respect of the *Short-Term Rental Accommodation(s)* on which the *MAT* is imposed and the item shall be identified as "*Municipal Accommodation Tax*" or "*MAT*".

- (3) A *Provider* shall transmit the *Collection* on a quarterly basis.
- (4) For the quarterly transmission, the *Provider* shall, on or before April 30, July 31, October 31, and January 31 (of the following year), transmit to the *City* the amount of the *Collection* for the previous three (3) months and submit quarterly statements in the form required by the *Chief Financial Officer* and *City Treasurer* detailing the number of the *Short-Term Rental Accommodation(s)* sold, the *Purchase Price* of each *Short-Term Rental Accommodation(s)*, the *Collection* amount, and any other information as required by the *Chief Financial Officer* and *City Treasurer* for the purposes of administrating and enforcing this By-law.



8.0 Interest, Penalties and Fees

- (1) A charge of 1.25 percent (1.25%) of the *MAT* amount due and unpaid by the *Provider* shall be imposed as a penalty for the non-payment of taxes on the first day of default based on the full occupancy of the *Short-Term Rental(s)* (where *Short-Term Rental Owner(s)* is in default of payment) or full occupancy of all *Short-Term Rental(s)* registered with the *Short-Term Rental Brokerage(s)* (where a *Short-Term Rental Brokerage(s)* is in default of payment) unless the actual amount of the *MAT* owing can be determined by the *City*, in which case, the charge of 1.25% of the actual amount of the *MAT* owing to the *City* shall be imposed.
- (2) Interest at the rate of 1.25% of the amount of the *MAT* due and unpaid, shall be imposed monthly for the non-payment of taxes on the first day of each and every month and subsequent months following the first day of default until the *MAT*, including all charges and interest owing, is paid in full.
- (3) A fee shall be charged in respect of all payments that are not honoured by the financial institution upon which it is drawn in an amount as set out in the *City of Vaughan User Fee By-law, 396-2002*, as amended.



9.0 Enforcement & Liens

- (1) Upon default of payment, the *City* may bring an action for the recovery of the amount in any court in which a debt or money demand of a similar amount may be collected and every such action shall be brought and executed in and by the name of the *City*.
- (2) The use of any of the remedies provided by this section does not bar or affect any of the other remedies herein provided, and the remedies provided by this By-law for the recovery and enforcement of the payment of any amount required under this By-law are in addition to any other remedies existing at law, and no action or other proceeding in any way prejudices, limits or affects any *Lien* or priority existing under this By-law or at law in favour of the *City*.
- (3) The *City* may refer the *Collection* of any tax payable or owing, or required to be

Collected, to a bailiff or collection agency.

- (4) The *City* may register a *Lien* on any *Property* in which the *Short-Term Rental Accommodation(s)* has been provided and for which tax under this By-law remains owing.

10.0 Audit and Inspection

- (1) Every *Short-Term Rental Owner(s)*, *Short-Term Rental Operator(s)*, and *Short-Term Rental Brokerage(s)* shall keep books of account, records, and documents sufficient to furnish the *City* with the necessary particulars of sales of *Short-Term Rental Accommodation(s)* and amount of *Collection* for a period of no less than seven (7) years.
- (2) The *City*, or its designate, may inspect and audit all books, documents, transactions, and accounts of *Short-Term Rental Owner(s)*, *Short-Term Rental Operator(s)*, and *Short-Term Rental Brokerage(s)* and require them to produce copies of any documents or records required for the purposes of administering and enforcing this By-law.
- (3) The *City* may, for any purpose relating to the administration or enforcement of this By-law, serve on any *Person* personally, by electronic communication, registered mail or by a courier service, a written demand for information or for the production on oath or otherwise of books, letters, accounts, invoices, financial statements, electronic and such other documents as the *City* considers necessary to determine compliance with this By-law, and, in the case of a corporation, such service shall include delivery personally, by electronic communication, registered mail or by a courier service delivered to any *Individual Person* who acts or appears to act for the benefit of such corporation, including a sales or customer service representative or an *Individual Person* employed or contracted by such corporation who is located at the premises of such corporation or any of such corporation's affiliates, subsidiaries or parent corporations, as the case may be. [Replaced by subsection 10 of [By-law 033-2021](#) on March 10, 2021.]
- (4) Where it appears from an inspection, audit or examination of the books of account, records or documents that this By-law has not been complied with, the *Person* making the inspection, audit or examination shall calculate the amount payable in such manner and form and by such procedure as the *City* considers adequate and expedient, and the *City* shall assess the amount payable.
- (5) A *Person* in receipt of such a demand shall comply within the time specified on the demand.

11.0 Determination of Amount

- (1) The *City* may make a determination of the required amount of tax *Collection*, together with any interest imposed upon any tax outstanding, if a *Provider* responsible for the payment of tax fails to pay, as required.
- (2) The *City* may assess or reassess for any tax payable by the *Provider* within three

- (3) years from the day the tax was payable, except that where the *City* establishes that a *Provider* has made any misrepresentation that is attributable to neglect, carelessness or willful default, or has committed any fraud in supplying any information under this By-law, or in omitting to disclose any information, then the *City* may assess or reassess, for any time the *City* considers reasonable, the tax payable.
- (3) The *City* shall send by mail or registered mail or deliver by hand, a notice of the calculation made under section 11.0(1) or 11.0(2) to the *Provider* at the *Providers'* last known address, and that the amount determined is payable within thirty (30) days from the date of mailing or delivery of the notice.
 - (4) Liability to pay an amount is not affected by an incorrect or incomplete assessment or by the fact that no assessment has been made.
 - (5) The *City* is not bound by any information delivered by or on behalf of a *Provider* responsible for the payment of tax and may, notwithstanding any information that has been delivered or if no information has been delivered, assess the tax payable.
 - (6) This calculation, subject to being varied or adjusted due to an objection or appeal and subject to a recalculation, shall be deemed to be valid and binding despite any error, defect or omission in the assessment or in any proceeding related to it.

12.0 Refunds

- (1) Where a *Person* has paid an amount that is not payable under this By-law, the *City* may, upon receipt of satisfactory evidence, make determination that the amount was wrongly paid, and if such a determination is made, the *City* shall refund or credit all or part of the amount, but no refund shall be made unless an application for such refund is made within 24 months after the payment date.
- (2) Where a *Person* has, in accordance with this By-law, applied for a refund under this By-law and the *Person's* claim is in whole or in part denied, the *City* shall deliver to such *Person* by mail, a statement as such and the statement shall specify the denied amount and the reasons.

13.0 Offences and Penalties

- (1) Every Person who contravenes any provision of this By-law or direction provided by an Officer in order to achieve compliance shall be guilty of an offence and is liable to a fine, and such other penalties, as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33 and the *Municipal Act, 2001*, S.O. 2001, c. 25, and as set out below:
 - (a) upon a first conviction, a fine of not less than \$500 and not more than \$5,000.00;
 - (b) upon a second or subsequent conviction, a fine of not less than \$500.00 and not more than \$10,000.00;
 - (c) upon conviction for a multiple offence, for each offence included in the

multiple offence, a fine of not less than \$500.00 and not more than \$10,000.00;

- (d) upon a first conviction, where the contravener is a corporation, a fine not less than \$500.00 and not more than \$100,000.00;
- (e) upon a second or subsequent conviction, where the contravener is a corporation, a fine of not less than \$500.00 and not more than \$100,000.00;
- (f) upon conviction for a multiple offence, for each offence included in the multiple offence and where the contravener is a corporation, a fine of not less than \$500.00 and not more than \$100,000.00.

14.0 Administrative Monetary Penalties

- (1) Instead of laying a charge under the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended, for a breach of any provisions of this By-law, an Officer may issue an administrative monetary penalty to the Person who has contravened this By-law.
- (2) If an administrative monetary penalty is issued to a Person under Part 14.0 and that same penalty has been paid, no charge shall be laid against that same Person for the same breach.
- (3) The amount of the administrative monetary penalty for a breach under this By-law is \$750.00.
- (4) A Person who is issued an administrative monetary penalty shall be subject to the procedures provided for in the Administrative Monetary Penalties By-law, as amended or its successor by-law.
- (5) An administrative monetary penalty imposed on a Person that becomes a debt to the City under the Administrative Monetary Penalties By-law, as amended or its successor by-law, may be added to the municipal tax roll and collected in the same manner as municipal taxes.

15.0 Delegation of Authority

- (1) The City Clerk, or designate, is hereby delegated the authority to enter into agreements, including all necessary documents ancillary thereto, with an *Eligible Tourism Entity(ies)* that receives an amount of the *MAT*, respecting reasonable financial accountability matters, in order to ensure that the amount paid to the entity is used for the exclusive purpose of promoting tourism, and the agreements may provide for other matters, all in a form satisfactory to the City Solicitor.
- (2) The *Chief Financial Officer* and *City Treasurer*, or a designate, shall be responsible for the administration of this By-law, including but not limited to approvals, appeals, enforcement, *Collection*, and for instructing legal counsel to take such legal action as may be considered appropriate.
- (3) Without limiting section 15.0(2), the *Chief Licensing Officer*, or a designate, and

any *Officer* may enforce any provision of this By-law.

- (4) In administering this By-law, the *Chief Financial Officer* and *City Treasurer*, or a designate, may issue such interpretation bulletins and guidelines as he or she, from time to time, determines necessary or advisable.
- (5) In administering this By-law, the *Chief Financial Officer* and *City Treasurer*, or a designate, may request and use information from the *Chief Licensing Officer* related to any *Short-Term Rental Owner(s)*, *Short-Term Rental Operator(s)*, and *Short-Term Rental Brokerage(s)* for any purpose in administering this By-law, including enforcement.



16.0 Confidential Information

- (1) All information submitted to and amassed by the *City*, will, except as otherwise provided in this By-law, be available for disclosure to the public in accordance with, and subject to, the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c. M.56 (“*MFIPPA*”).
- (2) In the event that any *Person*, *Short-Term Rental Brokerage(s)*, *Short-Term Operator(s)*, or *Short-Term Rental Owner(s)* submits information to the *City* in any form, as required under this By-law, and where such information is identified as *Confidential Information* or otherwise proprietary in nature at the time of submission, such information may be exempt from disclosure under *MFIPPA*, provided that sufficient details as to the reason for its purported exemption from disclosure are also provided at the time of submission.
- (3) All *Person(s)*, *Short-Term Rental Brokerage(s)*, *Short-Term Operator(s)*, and *Short-Term Rental Owner(s)* shall be solely and absolutely responsible to retain and maintain *Confidential Information* in a safe and secure manner.



17.0 Force and Effect [Amended by section 1. of [By-law 108-2022](#) on June 28, 2022.]

- (1) This By-law shall come into force and effect on the 1st day of January of 2020.
- (2) The obligation to *Collect* shall come into force on the 1st day of April of 2020.
- (3) If any section or portion of this By-law is found by a court of competent jurisdiction to be invalid, it is the intent of Council for the *City* that all remaining sections and portions of this By-law continue to be in force and effect.



18.0 Designation of By-law

- (1) Schedule 1 of the [Administrative Monetary Penalties By-law](#) is hereby amended by including this By-law as a Designated By-law. [Added by section 1. of [By-law 108-2022](#) on June 28, 2022.]

Enacted by City of Vaughan Council this 17th day of December, 2019.

Hon. Maurizio Bevilacqua, Mayor

Todd Coles, City Clerk

Authorized by [Item No. 5 of Report No.7
of the Finance, Administration and Audit Committee](#)
Adopted by Vaughan City Council on
May 14, 2019.

AMENDMENT HISTORY

MUNICIPAL ACCOMODATION TAX, SHORT-TERM RENTAL BY-LAW

DATE (YYYY/MM/DD)	BY-LAW	AUTHORITY	CONSOLIDATED
2021/ 03 / 10	<u>033-2021</u>	<u>Item No. 9 of Report No. 8, Committee of the Whole</u>	✓
2022 / 03 / 22	<u>074-2022</u>	<u>Item 14, Report No. 12, Committee of the Whole</u>	✓
2022 / 06 / 28	<u>108-2022</u>	<u>Item 14, Report No. 12, Committee of the Whole</u>	✓