THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 36

BY-LAW NO. 2008-34

A by-law to set and levy the rates of taxation for Regional general purposes for the year 2008

WHEREAS the estimated sum required for payment of the current expenditures of the Regional Corporation in the year 2008, as adopted by the Regional Council on April 24, 2008, and for payment of all debts of the Regional Corporation falling due within such year exclusive of current expenditures and debts for water and sewer purposes, amounts required to be raised for sinking funds and principal and interest payments or sinking fund requirements in respect of debenture debt of lower-tier municipalities, for the payment of which the Regional Corporation is liable, and after allowance is made for contribution from reserves, is $701,351,000;

AND WHEREAS an amount of Payments in Lieu of Taxation of $2,570,000 to be paid to the Regional Corporation in 2008 has been estimated and such amount is to be used to reduce the rates of taxation;

AND WHEREAS subsection 311(2) of the *Municipal Act, 2001* provides that an upper-tier municipality shall pass a by-law directing each lower-tier municipality to levy a separate tax rate, as specified in the by-law, on the assessment in each property class in the lower-tier municipality rateable for upper-tier purposes;

AND WHEREAS subsection 311(11) of the *Municipal Act, 2001,* as amended provides that an upper-tier rating by-law shall estimate the amount to be raised in a lower-tier municipality as a result of a levy being made in that municipality in accordance with the by-law;

AND WHEREAS all property assessment rolls on which the 2008 taxes are to be levied have been returned and revised pursuant to the provisions of the *Assessment Act*, as amended, subject to any appeals presently outstanding;

AND WHEREAS the tax rates on the property classes and property subclasses have been calculated on the returned assessment roll dated December 11, 2007 pursuant to the provisions of the *Municipal Act, 2001* and the manner set out herein;

AND WHEREAS subsection 316(1) of the *Municipal Ac, 2001* provides that the council of an upper-tier municipality may, before the adoption of the estimates for the year, by by-law requisition a sum from each of its lower-tier municipalities, not exceeding the prescribed percentage of the amount that, in the upper-tier rating by-law for the previous year, was estimated to be raised in the particular lower-tier municipality and that the amount of any such requisition shall be deducted from the amounts to be paid by the lower-tier municipality to the Regional Corporation under the upper-tier rating by-law for the year;

AND WHEREAS By-law No. 2008-2, being a by-law to levy against the lower-tier municipalities on an interim basis the sums of monies required during the year 2008 for the purposes of the Regional Corporation was enacted by the Regional Council on January 24, 2008, and levied against each lower-tier municipality set out in Column 1 of the schedule contained in section 1 of the said by-law, the specific sums set out opposite each lower-tier municipality in Column 2 of the said schedule, and such sums were payable in installments as set out in Columns 6 and 7 of Schedule “A” to this by-law;

NOW THEREFORE the Council of The Regional Municipality of York HEREBY ENACTS as follows:

1. The estimated sum required for payment of the current expenditures of the Regional Corporation for the year 2008, as adopted, shall be reduced by the

aggregate amount of Payments in Lieu of Taxation of $2,570,000 to reduce the amount of the net Regional requirements to $698,781,000.

2. For the taxation year 2008, the estimated amounts to be raised in each lower-tier municipality as a result of a levy being made in that municipality in accordance with this by-law are set out in Column 5 of Schedule “A” attached hereto opposite the respective municipality listed in Column 1 and which amounts are equal to the sum of the corresponding amounts set out in Columns 2, 3 and 4.

3. The Treasurer of each lower-tier municipality shall pay to the Treasurer of the Regional Corporation all amounts directed to be levied on property assessment under this by-law and due to the Regional Corporation under the *Municipal Act, 2001* in the amounts and on or before the times set out in Columns 8 and 9 of Schedule “A” attached hereto.

4. In this by-law, the property classes and subclasses listed in Column 1 of the schedule contained in section 5 for which tax rates are established are as defined under the *Assessment Act*.

5. For the taxation year 2008, the lower-tier municipalities shall levy upon the classes and subclasses of property listed in Column 1 of the schedule contained in this section, the rate of taxation set out opposite such property class or subclass in Column 2.

COLUMN 1	COLUMN 2
PROPERTY CLASS	**REGIONAL TAX RATE**
Residential property class	0.00515464
Residential Taxable (Shared as PIL)	0.00515464
Residential – first subclass of farmland awaiting development	0.00128866
Multi-residential property class	0.00515464
New multi-residential property class	0.00515464
Commercial property class	0.00622165
Commercial: excess land subclass	0.00435516
Commercial: vacant land subclass	0.00435516
Commercial – first subclass of farmland awaiting	0.00128866
Commercial (previous Ontario Hydro)	0.00622165
Commercial Vacant (Shared as PIL)	0.00435516
Office Building	0.00622165
Office Building Vacant Units and Excess	0.00435516
Shopping Centre	0.00622165
Shopping Centre Vacant Units and Excess	0.00435516
Parking Lot	0.00622165
Industrial property class	0.00708093
Industrial: excess land subclass	0.00460260
Industrial: vacant land subclass	0.00460260
Industrial – first subclass of farmland awaiting development	0.00128866
Industrial (previous Ontario Hydro)	0.00708093
Industrial (previous Ontario Hydro) Excess	0.00460260
Large Industrial	0.00708093
Large Industrial Vacant Units and Excess	0.00460260
Pipelines	0.00473711
Farmlands	0.00128866
Managed forests	0.00128866

6. Schedule "A" shall form part of this by-law.

ENACTED AND PASSED this 24th day of April, 2008.

Denis Kelly	Bill Fisch
Regional Clerk	Regional Chair

Authorized by Clause 6, Report 4 of the Finance and Administration Committee, adopted by Regional Council at its meeting on April 24, 2008.

By-law No.

SCHEDULE "A"
2008 Taxation Year

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5	COLUMN 6	COLUMN 7	COLUMN 8	COLUMN 9
LOCAL MUNICIPALITIES	2008 TAXABLE NON-LINEAR PROPERTIES REGIONAL REQUIREMENT	ESTIMATED RAILWAY RIGHTS-OF-WAY REGIONAL REQUIREMENT	ESTIMATED UTILITIES REGIONAL REQUIREMENT	ESTIMATED TOTAL REGIONAL REQUIREMENT	BY-LAW NO. 2008-2 DUE APRIL 30, 2008	BY-LAW NO. 2008-2 DUE JUNE 30, 2008	NET DUE ON OR BEFORE SEPTEMBER 30, 2008	NET DUE ON OR BEFORE DECEMBER 15, 2008
Town of Aurora	$33,630,620.16	$22,119.93	$26,381.21	$33,679,121.29	$7,892,424.00	$7,892,424.00	$8,947,136.65	$8,947,136.65
Town of East Gwillimbury	$14,043,603.79	$45,979.26	$2,906.53	$14,092,489.59	$3,344,099.50	$3,344,099.50	$3,702,145.29	$3,702,145.29
Town of Georgina	$21,200,846.14	$33,919.75	$11,614.05	$21,246,379.93	$5,058,264.25	$5,058,264.25	$5,564,925.72	$5,564,925.72
Township of King	$17,332,631.08	$21,908.14	$434,115.90	$17,788,655.12	$4,259,818.00	$4,259,818.00	$4,634,509.56	$4,634,509.56
Town of Markham	$194,918,644.42	$151,333.97	$238,191.16	$195,308,169.54	$45,944,544.25	$45,944,544.25	$51,709,540.52	$51,709,540.52
Town of Newmarket	$45,391,490.34	$11,965.75	$30,694.14	$45,434,150.23	$10,774,365.50	$10,774,365.50	$11,942,709.62	$11,942,709.62
Town of Richmond Hill	$125,506,034.21	$53,418.75	$8,580.25	$125,568,033.21	$29,591,882.25	$29,591,882.25	$33,192,134.35	$33,192,134.35
City of Vaughan	$221,886,470.30	$205,026.67	$349,355.80	$222,440,852.77	$51,585,138.75	$51,585,138.75	$59,635,287.63	$59,635,287.63
Town of Whitchurch-Stouffville	$23,172,709.98	$45,285.38	$5,152.95	$23,223,148.31	$5,198,713.50	$5,198,713.50	$6,412,860.66	$6,412,860.66
TOTAL	$697,083,050.42	$590,957.60	$1,106,991.98	$698,781,000.00	$163,649,250.00	$163,649,250.00	$185,741,250.00	$185,741,250.00