

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 20

BY-LAW NO. 2009-19

A by-law to set and levy the rates of taxation for Regional general purposes
for the year 2009

WHEREAS the estimated sum required for payment of the current expenditures of the Regional Corporation in the year 2009, as adopted by the Regional Council on February 19, 2009, 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 \$736,192,000;

AND WHEREAS an amount of Payments in Lieu of Taxation of \$2,499,977 to be paid to the Regional Corporation in 2009 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 2009 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 9, 2008 pursuant to the provisions of the *Municipal Act, 2001* and the manner set out herein;

AND WHEREAS subsection 316(1) of the *Municipal Act, 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. 2009-3, being a by-law to levy against the lower-tier municipalities on an interim basis the sums of monies required during the year 2009 for the purposes of the Regional Corporation was enacted by the Regional Council on January 22, 2009, 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 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 2009, as adopted, shall be reduced by the aggregate amount of Payments in Lieu of Taxation of \$2,499,977 to reduce the amount of the net Regional requirements to \$733,692,023.
2. For the taxation year 2009, 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 2009, 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	.00500081
Residential Taxable (Shared as PIL)	.00500081
Residential – first subclass of farmland awaiting development	.00125020
Multi-residential property class	.00500081
New Multi-Residential property class	.00500081
Commercial property class	.00603598
Commercial: excess land subclass	.00422518
Commercial: vacant land subclass	.00422518
Commercial – first subclass of farmland awaiting development	.00125020
Commercial (previous Ontario Hydro)	.00603598
Commercial Vacant (Shared as PIL)	.00422518
Office Building	.00603598
Office Building Vacant Units and Excess	.00422518
Shopping Centre	.00603598
Shopping Centre Vacant Units and Excess	.00422518
Commercial property class – new construction	.00603598
Commercial: excess land subclass – new construction	.00422518
Commercial: vacant land subclass – new construction	.00422518
Parking Lots property class	.00603598
Industrial property class	.00686961
Industrial: excess land subclass	.00446525
Industrial: vacant land subclass	.00446525
Industrial – first subclass of farmland awaiting development	.00125020
Industrial (previous Ontario Hydro)	.00686961
Industrial (previous Ontario Hydro) Excess	.00446525
Industrial property class – new construction	.00686961
Industrial: excess land subclass – new construction	.00446525
Large Industrial	.00686961
Large Industrial Vacant Units and Excess	.00446525
Pipelines	.00459574
Farmlands	.00125020
Managed forests	.00125020

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

ENACTED AND PASSED this 23rd day of April, 2009.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

*Authorized by Clause 2, Report 4 of the Finance and Administration Committee, adopted
by Regional Council at its meeting on April 23, 2009.*

Schedule "A"
2009 Taxation Year

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5	COLUMN 6	COLUMN 7	COLUMN 8	COLUMN 9
LOCAL MUNICIPALITIES	2009 TAXABLE NON-LINEAR PROPERTIES REGIONAL REQUIREMENT	ESTIMATED RAILWAY RIGHTS-OF-WAY REGIONAL REQUIREMENT	ESTIMATED UTILITIES REGIONAL REQUIREMENT	ESTIMATED TOTAL REGIONAL REQUIREMENT	BY-LAW NO. 2009-3 DUE APRIL 30, 2009	BY-LAW NO. 2009-3 DUE JUNE 30, 2009	NET DUE ON OR BEFORE SEPTEMBER 30, 2009	NET DUE ON OR BEFORE DECEMBER 15, 2009
Town of Aurora	\$ 35,379,707.00	\$ 22,029.00	\$ 26,273.00	\$ 35,428,009.00	\$ 8,419,780.25	\$ 8,419,780.25	\$ 9,294,224.25	\$ 9,294,224.25
Town of East Gwillimbury	\$ 14,499,194.00	\$ 45,843.00	\$ 2,898.00	\$ 14,547,935.00	\$ 3,523,122.50	\$ 3,523,122.50	\$ 3,750,845.00	\$ 3,750,845.00
Town of Georgina	\$ 21,719,586.00	\$ 33,579.00	\$ 11,498.00	\$ 21,764,663.00	\$ 5,311,595.00	\$ 5,311,595.00	\$ 5,570,736.50	\$ 5,570,736.50
Township of King	\$ 17,965,574.00	\$ 21,691.00	\$ 429,811.00	\$ 18,417,076.00	\$ 4,447,163.75	\$ 4,447,163.75	\$ 4,761,374.25	\$ 4,761,374.25
Town of Markham	\$ 203,992,936.00	\$ 151,502.00	\$ 238,455.00	\$ 204,382,893.00	\$ 48,827,042.50	\$ 48,827,042.50	\$ 53,364,404.00	\$ 53,364,404.00
Town of Newmarket	\$ 47,345,148.00	\$ 11,841.00	\$ 30,374.00	\$ 47,387,363.00	\$ 11,358,537.50	\$ 11,358,537.50	\$ 12,335,144.00	\$ 12,335,144.00
Town of Richmond Hill	\$ 131,048,610.00	\$ 53,255.00	\$ 8,554.00	\$ 131,110,419.00	\$ 31,392,008.25	\$ 31,392,008.25	\$ 34,163,201.25	\$ 34,163,201.25
City of Vaughan	\$ 234,934,510.00	\$ 205,067.00	\$ 349,425.00	\$ 235,489,002.00	\$ 55,610,213.25	\$ 55,610,213.25	\$ 62,134,287.75	\$ 62,134,287.75
Town of Whitchurch-Stouffville	\$ 25,114,559.00	\$ 44,985.00	\$ 5,119.00	\$ 25,164,663.00	\$ 5,805,787.00	\$ 5,805,787.00	\$ 6,776,544.50	\$ 6,776,544.50
TOTAL	\$ 731,999,824.00	\$ 589,792.00	\$ 1,102,407.00	\$ 733,692,023.00	\$ 174,695,250.00	\$ 174,695,250.00	\$ 192,150,761.50	\$ 192,150,761.50