

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 087-2022

BEING A BY-LAW TO PROVIDE FOR AN INTERIM TAX LEVY IN 2023

WHEREAS the Council wishes to impose an interim levy as authorized by Section 317 (1) of the *Municipal Act S.O. 2001* as amended;

NOW THEREFORE the Council of the Corporation of the Town of Milton hereby enacts as follows:

1. **THAT** the Treasurer of the Corporation of the Town of Milton is hereby authorized to charge an interim levy in 2023 on the whole of the assessment for taxable assessment property according to the last revised assessment roll, the sum produced by applying a calculated notional tax rate (a tax rate derived from determining an amount not exceeding 50% of the 2022 approved budget when applied to the phased in assessment as delivered for 2023 taxation).
2. **THAT** the resulting tax (hereinafter referred to as the “interim levy”) shall be payable in two nearly equal instalments as follows:
 - a) First instalment – due on the 28th day of February 2023
 - b) Second instalment – due on the 28th day of April 2023
 - c) These 2023 interim tax due dates shall be imposed against all participants subject to an agreement under the Town of Milton’s Pre-Authorized Tax Payment Installment Program.
3. **THAT** the Treasurer or delegate is hereby authorized to adjust the interim levy of any property at the request of the property owner if the taxes imposed by this by-law significantly exceed 50% of the taxes paid by the property in 2022, adjusted to annualize any assessment changes incurred during 2022. No adjustment made shall reduce the 2023 interim levy to below 50% of the 2022 adjusted tax amount. No adjustment will be made after the final 2023 taxes for the property have been calculated.
4. **THAT** the taxes may be levied by this by-law on a property that is rateable for local municipality purposes for the current tax year, even if the property was not rateable for local municipality purposes for the prior tax year, including assessment of property that is added to the assessment roll after the by-law is passed.

5. **THAT** any instalment or any part of any instalment of rates, taxes and assessments not paid on or before the day prescribed by the respective section of this by-law which sets out payment of such instalments, shall be subject to a penalty which shall be added to and collected with rates, taxes and assessments and which shall be a percentage charged of One and One Quarter (1 $\frac{1}{4}$ %) per centum on the first day of default and a further One and One Quarter (1 $\frac{1}{4}$ %) per centum for each calendar month thereafter in which default continues in the year in which the taxes were levied.
6. **THAT** the Treasurer or delegate are authorized to accept part payment from time to time on account of the oldest outstanding interest, then the oldest outstanding taxes, then penalty charges and then current years taxes due, or alternatively is authorized to refuse acceptance of any such part payment.
7. **THAT** from time to time, there may be charges, fees, costs or other expenses added onto the tax roll, as set forth in the *Assessment Act* and *Municipal Act* and any other applicable *Acts* and the by-laws in force in this municipality. Such charges, fees, costs or other expenses shall be deemed to be taxes, collected as taxes, or collected in the same manner as municipal taxes, or dealt with in such fashion as may be specifically authorized by the applicable statute.
8. **THAT** the Manager of Taxation & Assessment is hereby authorized and directed to serve personally or to mail or cause to be mailed notices of the taxes hereby levied to the person or persons taxed at the person's residence or place of business or upon the premises in respect of which the taxes are payable by such person, or the ratepayer's mortgage company or third party designated by the property owner.

PASSED IN OPEN COUNCIL ON September 12, 2022.

Gordon A. Krantz Mayor

Meaghen Reid Town Clerk