

THE CORPORATION OF THE VILLAGE OF NEWBURY

BY-LAW NO. 128-19

**Being a by-law to Establish User
Fees and Service Charges**



WHEREAS the Municipal Act, S.O., 2001,c.25 as amended, Section 391(1) states that despite any Act, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons, for services or activities provided or done by or on behalf of it, and, for the use of its property including under its control;

AND WHEREAS a fee or charge imposed under subsection (1) for capital costs related to sewage or water services or activities may be imposed on persons not receiving an immediate benefit from the services or activities but who will receive a benefit at some later point in time;

AND WHEREAS the Planning Act, R.S.O., 1990, as amended, provides that a tariff of fees may be established for applications to the Council and the Committee of Adjustment in respect to planning matters;

**NOW THEREFORE THE COUNCIL OF THE VILLAGE OF NEWBURY
ENACTS AS FOLLOWS:**

1. That Council does confirm and authorizes the user fees and service charges described in Schedules A, B, C, D, E, F, and G attached to and forming part of this By-law.”
2. That all other User Fee By-laws be repealed.
3. This By-law shall come into force and take effect upon final passing, except where noted for specific fees or Schedules.

READ a first and second time this 9th day of September, 2019.

READ a third time and finally passed this 9th day of September, 2019.

REEVE DIANE BREWER

CLERK TREASURER BETTY D. GORDON

**SCHEDULE “A”
ADMINISTRATION**

Photocopying – per page	\$0.25
Late Payment on taxes – per the Municipal Act	1.25% per month
NSF per cheque – Municipal Charge only	\$40
Tax Certificate	\$60. (\$75 rush)
Zoning Certificate	\$60. (\$75 rush)
Lottery Licenses 2% - Raffle Licenses 1%	\$2. minimum
Grass Cutting under the Weed Act & Property Standards	As per approved quote from contractor
Add grass or any outstanding invoice to tax bill	\$50. Per item
Marriage License	\$100.
Commissioner of Oath Signature – non residents	\$10
Municipal Label Pins	\$2.
Municipal Mugs	\$4.
Municipal Key chains	\$5.
Municipal Spoons	\$3.
Middlesex County maps	\$3.
Duplicate copy of Tax Bill	\$10.
Ball Diamond Fees	\$250.
Park pavilion rental, lights & bathroom Newbury Resident	\$75 dep. & \$40 fee
Park pavilion rental, lights & bathroom – non Resident	\$75. Dep. & \$75 fee
Evenings use of ball diamond lights	\$20.

**SCHEDULE “B”
PLANNING**

If it has to go to the County they charge \$1000

Minor Variance – minimum costs	\$600.
Severance – minimum cost	\$800.
Zoning By-law Amendment – minimum cost	\$850.
Official Plan Amendment – minimum costs	\$850.
Paper copy of Zoning By-law	\$20.
Deeming By-law	\$100.

**SCHEDULE “C”
ANIMAL/ANIMAL CONTROL**

Dog Tag - First Dog	\$30.
Dog Tag - Second Dog	\$40.
Penalty – Add tag to taxes	\$50.
If dog owner has not purchased tag by specific date	Double the cost of the tag
1 st Restricted Dog	\$125.
2 nd Restricted Dog	\$145.
Keeping of more than 2 dogs – lands or premises	\$150.
Guardian fixes or uses a tag on a dog other than the dog for which is was issued	\$150.
Guardian permits dog to run at large	\$150.
Guardian permits persistent barking or other noise	\$250.
Guardian permits dog to foul with feces	\$150.
Guardian permits dog to bite or attack	\$350.
Allow any animal to run at large	\$255.
Failure to provide proper measures to contain any animal properly	\$225.
Keeping of prohibited animals (exotic)	\$255.

**SCHEDULE “D”
FIRE RECOVERY COSTS**

False Alarm – first offence – <i>if determined by Fire Dept. to be a preventable alarm</i>)	Warning Letter
False Alarm – 2 nd or more offence – <i>if determined by the Fire Dept. to be a preventable alarm</i>)	\$400.00 per call
False Alarm – <i>Automatic Monitored Alarms – first offence</i>	Warning Letter
False Alarm – <i>Automatic Monitored Alarms – 2nd or more offence</i>	\$400.00
Burn Permits – granted with supervision of up to 5 firefighters on site	\$250.00 per hr.
Copies of fire reports <i>eg. for sale of property, insurances purposes or banking requests</i>	\$25.00
Vehicle Fires, Rescue Fires, Accidents involving <i>motor vehicle collisions for non-residents</i>	Current MTO rates
Exceptional Use Items – <i>eg. foam,</i>	Cost of Material
Emergency response to utilities as a result of others’ actions <i>eg. natural gas line struck by contractor, contractor influenced calls etc.</i>	Cost of Material & MTO rates
Fire watch – Post Fire property security/safety	Actual Costs
Emergency Control – <i>protection costs such as demolition, boarding, fencing, making area safe, security, other agencies’ cost (i.e. MNR)</i>	Actual Costs
Illegal Burning of Hazardous materials or burning regarding Open Air Burning Permits under the Ontario Fire Code	Current MTO rates plus any additional cleanup costs
Responding to an incident at a property where no locate was obtained or where requirements of the locate had not been followed	Current MTO rate per hr per vehicle plus any additional costs
For repair or replacement of any fire department or municipal items consumed, dispensed, damaged or destroyed during the course of any incident listed in schedule D.	Cost for repair or replacement of each item
Indemnification Technology – Services – Fire Dept. incident reporting, data collection and property insurance policy wording interpretation to maximize billing opportunities on behalf of fire departments by invoicing insurance companies for costs of fire dept. Attendance with respect to insured perils.	Current MTO rate per vehicle & personnel/hr plus any additional costs for each and every call

**SCHEDULE “E”
SIGNS**

Sign Permit Fee	\$75
911 sign – cost recovery – County’s invoice	\$31 – current
911 post – cost recovery	

**SCHEDULE “F”
WATER/SEWER RATES**

Water - surcharge	\$10.00
Water – per c.m.	\$2.07
Water Permit – includes water meter and backflow	\$50
Refundable fee upon receipt of water/sewer location map	\$250
Water Meter inspection	\$50.
Water Hookup fee – non residents	\$5000.
Water frontage – if not paid previously	\$41.40 per meter
Final water reads – billed the one requesting the read	\$20.
Turn water on/off	\$50
Non Residents turn water on/off	\$55.
Water installation costs – paid by owner	
Sewer surcharge	\$40.
Sewer – per c.m.	\$3.50
Sewer Permit – includes sewer inspection	\$50.
Sewer Inspection	\$50.
Sewer connection fee	\$3000.
Sewer installation costs - paid by owner	

**SCHEDULE “G”
BUILDING PERMIT FEES**

<p>All Building Permit Fees are included in Newbury’s Building By-law No. 123-16 as Schedule “B”</p>

**SCHEDULE “H”
BUSINESS SIGNS NORTH AND SOUTH NEWBURY LIMITS**

Original installation of business signs – which includes the cost of 2 signs and as well the cost of removing the two signs if the business ceases to be a business or moves out of the Village.	\$250 min. cost
Yearly maintenance fee per sign	\$25.

**SCHEDULE “P”
BY-LAW ENFORCEMENT**

Appeal to Property Standards Committee	\$150
Follow Up By-law Enforcement inspection(s) after initial compliance visit	\$100
2 nd Compliance visit same property	\$150
3 rd Compliance visit same property	\$200
On going monitoring over 3 visits - each visit	\$250
Inspections by Building/By-law Enforcement not covered in this by-law	\$75.00/hr. plus mileage