



BY - LAW No. 08-23

The Corporation of the United Counties of Leeds and Grenville

A BY-LAW TO ESTABLISH TAX CAPPING LIMITS FOR 2008

WHEREAS the Council of the Corporation of the United Counties of Leeds and Grenville has authorized a by-law to establish tax capping options in the calculation of the 2008 final capped taxes for the multi-residential, commercial and industrial property classes;

AND WHEREAS it is deemed necessary and expedient, pursuant to Subsection 329 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, to establish the tax capping limits and thresholds to apply in the calculation of the amount of taxes for municipal and school purposes payable in respect of property in the multi-residential classes, commercial classes and industrial classes for 2008 for the United Counties of Leeds and Grenville and its local municipalities;

AND WHEREAS Paragraph 2 of Subsection 329 (1) provides that the amount to be added to the previous year's taxes determined pursuant to Section 329 shall be the greatest of the following:

1. an amount from 5% to a maximum of 10% which is calculated on the previous year's taxes determined pursuant to Section 329; or
2. an amount of up to a maximum of 5% which is calculated with reference to the previous year's uncapped tax;

AND WHEREAS Paragraph 3 of Subsection 329 (1) provides that the amount of taxes payable shall be the uncapped taxes when the taxes calculated under Section 329 are within \$250 or the amount specified in the by-law;

AND WHEREAS Paragraph 4 of Subsection 329 (1) provides that the amount of taxes payable shall be the uncapped taxes when the taxes calculated under Section 330 are within \$250 or the amount specified in the by-law;

AND WHEREAS Paragraph 5 of Subsection 329 (1) provides that the amount of taxes payable for 2008 for eligible property, as defined in subsection 331(20), shall be the greater of the taxes calculated under Subsection 331(2) or the percentage specified in the by-law;

AND WHEREAS the multi-residential classes, commercial classes and industrial classes have been defined pursuant to Subsection 327(1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended;

AND WHEREAS uncapped taxes have been defined pursuant to Subsection 330(6) of the Municipal Act, 2001, S.O. 2001, c.25, as amended;



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AND WHEREAS Section 330(1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended states that the Council of a municipality other than a lower tier municipality may pass a by-law to establish the percentages by which tax decreases are limited for 2008 in respect of properties in the multi-residential, commercial and industrial classes in order to recover all or part of the revenues foregone as a result of the application of Section 329(1) of the Municipal Act.


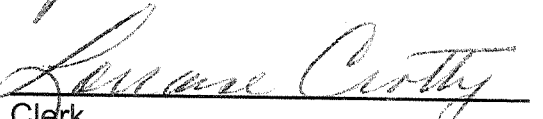
AND WHEREAS Section 331 of the Municipal Act, 2001, S.O. 2001, c.25, as amended ensures that eligible properties are taxed at the same level as comparable properties;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE UNITED COUNTIES OF LEEDS AND GRENVILLE ENACTS AS FOLLOWS:

1. That for the taxation year 2008, the following shall apply with respect to the multi-residential, commercial and industrial classes:
 - a) That the amount to be added to the previous year's taxes shall be the greatest of
 - i. 10% of the previous year's taxes; or
 - ii. 5% of the previous year's uncapped taxes; and
 - b) That an amount of up to \$250 shall be added to the taxes calculated pursuant to Section 329, to make the taxes payable the uncapped taxes; and
 - c) That an amount of up to \$250, shall be deducted from the taxes calculated pursuant to Section 330, to make the taxes payable the uncapped taxes.
2. That for the taxation year 2008, taxes on eligible property (new-to-class comparable tax level) in the commercial and industrial classes, shall be the greatest of 80% or the determination of taxes pursuant to Section 331.
3. That for the purposes of this by-law, "taxes" includes the amount of taxes for municipal and school purposes payable.

By-Law read a first, second and third time and finally passed this 20th day of March, 2008.


Suzanne Crotty, Clerk
of the United Counties of Leeds
and Grenville do hereby certify
this to be a true and exact copy.


Jim Pickard, Warden

Clerk