

1970

c 56 The Municipal Amendment Act, 1970 (No. 2)

Ontario

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CHAPTER 56

An Act to amend The Municipal Act

*Assented to June 26th, 1970**Session Prorogued November 13th, 1970*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Part XXV of *The Municipal Act*, as enacted by section 31 of *The Municipal Amendment Act, 1968-69*, is amended by adding thereto the following section:

R.S.O. 1960,
c. 249, Pt.
XXV
(1968-69,
c. 74, s. 31),
amended

526a.—(1) Notwithstanding section 526, where taxes in a municipality on any lands in the municipality increase in any year in an amount exceeding 10 per cent of the taxes imposed on such lands in the preceding year, based on the same expenditures on which the levy was made in the preceding year, as a result of a different assessment generally of lands in the municipality, the municipality may apply to the Minister to be designated as a municipality to which this section applies.

Limiting
increase
in taxes
following
change in
assessment
basis

(2) The council of a municipality designated under subsection 1 may pass a by-law,

By-law

- (a) which shall set forth the amount of the increase or decrease in taxation on each separately assessed parcel of rateable property in the municipality resulting from the assessment and expenditures mentioned in subsection 1;
- (b) which shall limit the amount of the increases exceeding \$50 in taxation mentioned in clause a in the taxes to be levied in each year during a period of not more than five years;
- (c) which shall provide that the total amount of the reduction in taxes resulting from the provision in the by-law authorized by clause b

be raised by reducing the amount of the decreases in taxation mentioned in clause *a* or by charging it in whole or in part to the general funds of the municipality or by a combination of both.

Where
change in
use or
character

(3) When there has been a change in the use or character of any land which, in the opinion of the council, makes any limitation of the increase in taxation of such land under subsection 2 inappropriate, the council may by by-law exclude such land from the application of the by-law passed under subsection 2.

Repeal of
by-law

(4) The Minister may order that any by-law passed under this section is no longer effective after a date specified in the order, which date may be retroactive.

Commence-
ment

2. This Act shall be deemed to have come into force on the 1st day of January, 1970.

Short title

3. This Act may be cited as *The Municipal Amendment Act, 1970 (No. 2)*.