

THE CORPORATION OF THE CITY OF ELLIOT LAKE

BY-LAW NO. 21-36

A By-law to designate a portion of property located 31 Nova Scotia Walk, Elliot Lake as a municipal capital facility and exempt the municipal capital facility from all taxes levied for municipal and school purposes

WHEREAS subsection 110(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended (the “Act”), provides that the Council of a municipality may enter into agreements for the provision of municipal capital facilities with any person; and;

WHEREAS on March 12, 2007, the Council of The Corporation of the City of Elliot Lake (the “City”) passed By-law No. 07-03 to authorize the Mayor and Clerk to execute a Lease Agreement with the Elliot Lake Family Health Team and the Elliot Lake and North Shore Corporation for Business Development and being a portion of Roll # 5741000005001000000, as a facility related to the provision of social and health services (the “Property”); and

WHEREAS subsection 110(6) of the Municipal Act, 2001 provides that the Council of a municipality may pass by-laws exempting property, or a portion of it, from taxation for municipal and school purposes on which municipal capital facilities are located; and

WHEREAS section 2(1) of O. Reg. 603/06, as amended, prescribes facilities used for the general administration of the municipality as eligible municipal capital facilities; and

WHEREAS on April 26, 2021 City Council passed a resolution to authorize the execution of the subject by-law to exempt property and school taxes levied on property located at 31 Nova Scotia Walk, Elliot Lake

NOW THEREFORE the Council of The Corporation of the City of Elliot Lake **ENACTS AS FOLLOWS:**

DESIGNATION

1. The Property, fully described in By-law No. 07-03, is designated as a municipal capital facility as permitted pursuant to Subsection 110 (1) of the Municipal Act, 2001 and Ontario Regulation 603/06.

TAX EXEMPTION

2. The Property is exempt from all taxes levied for municipal and school purposes while this by-law is in force and so long as the Property is used as municipal capital facility.
3. The tax exemptions referred to herein are effective on the date of enactment of this By-law.

TAX ADJUSTMENTS

4. Section 357 of the Municipal Act, 2001 applies with necessary modifications to allow for cancelation reduction or refund of taxes that are no longer payable as a result of this by-law.
5. That until the assessment roll has been revised, the treasurer of the local municipality shall strike taxes from the tax roll that are exempted by reason of a by-law.

NOTICE AND ENACTMENT

6. Upon the passing of this by-law the Clerk, pursuant to subsections 110 (5) and 110(8) of the Municipal Act, 2001, shall give written notice of this by-law to:
 - a. Municipal Property Assessment Corporation; and
 - b. all affected School Boards.
7. This by-law shall come into full force and effect on the date it is passed.

PASSED THIS 26TH OF APRIL, 2021.

MAYOR

CITY CLERK