

CORPORATION OF THE TOWNSHIP OF WARWICK

BY-LAW NUMBER 104 OF 2007

BEING A BY-LAW TO ESTABLISH A COLLECTION POLICY FOR TILE LOAN ARREARS.

WHEREAS under The Tile Drainage Act, the Council shall impose by by-law in the prescribed form and, subject to section 13, shall levy and collect for the term of 10 years, over and above all other rates, upon the land in respect of which the money is lent, a special equal annual rate sufficient to discharge in 10 years the principal and interest of the money lent, and the special rates imposed shall have priority lien status, as described in section 1 of the Municipal Act, 2001 and shall be added to the tax roll.

AND WHEREAS under The Municipal Act, S.O. 2001, c. 25, if, under this or any other Act, an amount is given priority lien status, the amount may be added to the tax roll against the property in respect of which the amount was imposed or against any other property in respect of which the amount was authorized to be added by this or any other Act.

AND WHEREAS if an amount is added to the tax roll in respect of a property under The Municipal Act, S.O. 2001, c. 25, that amount, including interest:

- (a) shall be collected in the same manner as taxes on the property;
- (b) shall be recovered with costs as a debt due to the municipality from the assessed owner of the property at the time the fee or charge was added to the tax roll and from any subsequent owner of the property or any part of it;
- (c) is a special lien on the property in the same manner as are taxes under subsection 349 (3); and
- (d) shall be included in the cancellation price under Part XI in the same manner as are taxes on the property.

NOW THEREFORE the Council of the Corporation of the Township of Warwick enacts as follows:

Payment

- a) Tile Loan Invoices are payable in the annual amount up to and including the due date.
- b) The Tile Loan Invoices will have a due date 30 days from the date of the billing.
- c) Five business days after a due date, are allowed for payments to filter in through the financial institutions and mail.

- d) Where the total amount billed has not been paid by the due date, the late payment charge shall apply, but only to the amount of the bill outstanding at the due date inclusive of arrears from previous billings. Partial payments will be applied to any outstanding arrears before being applied to the current billing.
- e) All accounts outstanding after this point will receive a charge at a monthly rate of 1.25%.
- f) Payment are to be made payable to the "TOWNSHIP OF WARWICK".
- g) Payments must be made at or mailed to the Township of Warwick Municipal Office, 6332 Nauvoo Road, RR #8, Watford, ON N0M 2S0

Payment Default:

Immediately following the due date, steps shall be taken to collect the full amount of the bill as follows:

Step 1 – Monthly notices are sent to accounts over 30 days in arrears advising them that they are in arrears and in the event that non-payment continues, these arrears will be placed on the tax bill;

Step 2 – Prior to semi-annual tax billings, all accounts 90 days or greater will be issued a final notice to pay arrears within 30 days of the arrears will be placed on the next tax billing. (This frequency will keep the outstanding receivables current. Any property owner will have a clear understanding of what actions will take place.)

Step 3 – Arrears will be added on the 1st interim tax billing of each year and the 3rd tax installment of each year.

NOTE: In the event of delays on behalf of the Township or its agent to issue notices within the stated time frames, the due dates shall take effect from the day of issue.

By-law read a first, second and third time and finally passed this 28th day of November, 2007.

Mayor – Todd Case

Administrator/Treasurer – Don Bruder

