

**THE CORPORATION OF THE TOWNSHIP OF SOUTH FRONTENAC
BY-LAW 2015-05**

Being a By-law to Amend By-law 2014-26 a By-law to Regulate Construction, Demolition, and Change of Use Permits for Buildings, Structures, and All Other Related Services within the Township of South Frontenac

WHEREAS pursuant to section 9 of the Municipal Act, 2001 S.O. 2001, chapter 25 a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS pursuant to section 8. (1) of the Municipal Act, 2001 S.O. 2001, chapter 25 the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 7 of the *Building Code Act, 1992*, S.O. 1992, c.23, as amended, authorizes municipal council to pass By-laws respecting construction, demolition and change of use permits, inspections and related matters including fees;

AND WHEREAS notice was given and a Public meeting held on January 20, 2015 in accordance with the *Building Code Act, 1992*, S.O. 1992, c.23, as amended in relation to proposed amendments to the Building By-law 2014-26, as amended with respect to building related fees;

NOW THEREFORE, the Council of The Corporation of the Township of South Frontenac enacts as follows:

7. FEES AND REFUNDS

7.4 The Fees set out in Schedule "C" shall be adjusted annually on and effective the 1st of February based upon the 3rd quarter Statistics Canada Non-Residential Cost Index: Ottawa; where such index indicates negative growth, the fees shall remain at the level established for the prior year. The Chief Building Official shall update Schedule "C" as of February 1st each year, rounding the fees up to the next dollar, however no amendment to the by-law shall be required to give effect to the fee changes.

Shall be amended to read:

7. FEES AND REFUNDS

7.4 The Fees set out in Schedule "C" shall be adjusted annually on and effective the 1st of February based upon the 3rd quarter Statistics Canada Non-Residential Cost Index: Ottawa; where such index indicates negative growth, the fees shall remain at the level established for the prior year. The Chief Building Official shall update Schedule "C" as of February 1st each year, rounding the fees to the nearest dollar. Where the annual adjustment is not sufficient to result in a change to Schedule "C", the result shall serve as the basis for the next year's calculation. Where the annual adjustment is sufficient to result in a change to Schedule "C" then this new figure shall be the basis for the next year's calculations. In all situations no amendment to the by-law shall be required to give effect to the fee changes.


EFFECTIVE DATE

This By-law shall come into force and take effect January 20, 2015.

By-law read a first, second and third time and finally passed by Council on the 20th of day January, 2015.



Ron Vandewal,
MAYOR



Wayne Orr
CHIEF ADMINISTRATIVE OFFICER

**Example of calculation to determine fee adjustment pursuant to section 7.4
of the Building By-law**

Note; For the purpose of this *example only* a static rate of 1.5% has been used to adjust the rates listed in column number 2. The actual rate used will be from the annual 3rd Quarter Statistics Canada Construction price index report

	Value used to calculate adjustment	New assigned value	Actual Fee Amount Collected
2014 Year 1	n/a	n/a	\$14.00
Year 2	\$14.00	\$14.21	\$14.00
Year 3	\$14.21	\$14.42	\$14.00
Year 4	\$14.42	\$14.63	\$15.00
Year 5	\$15.00	\$15.22	\$15.00
Year 6	\$15.22	\$15.45	\$15.00
Year 7	\$15.45	\$15.68	\$16.00
Year 8	\$16.00	\$16.24	\$16.00
Year 9	\$16.24	\$16.48	\$16.00
Year 10	\$16.48	\$16.72	\$17.00