



## By-law 2020-133

### BEING A BY-LAW TO PROVIDE FOR AN INTERIM TAX LEVY IN 2021

---

**WHEREAS** Section 317(1) of the *Municipal Act, 2001*, S.O. 2001, C.25, provides that the Council of a local municipality may, before the adoption of the annual estimates for 2020, pass a by-law to levy on the whole of the assessment for taxable property for local municipal purposes;

**AND WHEREAS** the Council of The Corporation of the City of Markham wishes to impose an interim tax levy, as authorized by *Municipal Act, 2001*, S. O. 2001, c. 25, as amended;

**AND WHEREAS** section 342 of the *Municipal Act, 2001* authorizes a Council to pass by-laws for the payment of taxes by instalments and the date or dates in the year for which the taxes are imposed on which the taxes or instalments are due;

**AND WHEREAS** section 345 of the *Municipal Act, 2001* authorizes a local municipality to pass by-laws to impose late payment charges for the non-payment of taxes or any instalment by the due date;

**AND WHEREAS** the Council of The Corporation of the City of Markham, considers it necessary to implement a Property Tax Payment Deferral Program to assist taxpayers with the economic and financial recovery from the COVID-19 pandemic by providing a tax deferral program to provide time extensions without late payment charges to taxpayers;

**AND WHEREAS** the Treasurer has established criteria for Property Tax Payment Deferral Program to assist financially impacted taxpayers as soon as possible and without an undue administrative burden in accordance with Council's authority under Section 342 of the *Municipal Act, 2001*.

**NOW THEREFORE** the Council of the Corporation of the City of Markham enacts as follows:

1. **THAT** the Council of The Corporation of The City of Markham hereby imposes an interim levy in 2021 in an amount of fifty (50) per cent of the prior year's annualized taxes;
2. **THAT** the taxes may be levied by this by-law on a property that is taxable for local municipal purposes for the current tax year, even if the property was not taxable for local municipal purposes for the prior tax year, including assessment of property that is added to the assessment roll after the by-law is passed at a rate not to exceed fifty (50) per cent of the previous year tax rate for the property class in which the property is assessed;
3. **THAT** the interim taxes levied by this by-law shall be due and payable in equal instalments as per the following schedules:

- I. **MONTHLY RESIDENTIAL PRE-AUTHORIZED PAYMENT BILLS**

- a. Due in five (5) equal instalments on the 1<sup>st</sup> day in each of the months of February, March, April, May and June of 2021.

**II. INSTALMENT PRE-AUTHORIZED PAYMENT BILLS**

- a. Due in three (3) equal instalments on the 5<sup>th</sup> day of February 2021, 5<sup>th</sup> day of March 2021, and the 6<sup>th</sup> day of April 2021; or
- b. Due in two (2) equal instalments on the 5<sup>th</sup> day of February 2021, and 5<sup>th</sup> day of March 2021.

**III. NON PRE-AUTHORIZED RESIDENTIAL, FARMLAND, AND PIPELINE BILLS**

- a. Due in two (2) equal instalments on the 5<sup>th</sup> day of February 2021, and the 5<sup>th</sup> day of March 2021.

**IV. NON PRE-AUTHORIZED MULTI-RESIDENTIAL BILLS, AND ALL COMMERCIAL AND ALL INDUSTRIAL BILLS**

- a. Due in two (2) equal instalments on the 5<sup>th</sup> day of February 2021, and 5<sup>th</sup> day of March 2021.

- 4. **THAT** as provided in Subsections 345(1) and (2) of the *Municipal Act 2001*, if the taxes or any class or instalment thereof so levied in accordance with this By-law remain unpaid following the due date, a penalty of one per cent (1.00%) on the fourth day default one point quarter per cent (1.25%) per month (15% per annum), on the first day each calendar month thereafter in which the default continues;
- 5. **THAT** for taxpayers who apply for and are approved before November 30, 2021 will be eligible to have late payment charges (*penalty and interest*) waived starting from the following month of application approval through December 31<sup>st</sup>, 2021; the Treasurer shall
  - i. Establish an interest charge of zero percent (0%) on all property tax arrears for the period starting January 1, 2021 or application approval date to December 31, 2021;
  - ii. Establish a penalty charge of zero percent (0%) on all property tax arrears for the period starting January 1, 2021 or application approval date to December 31, 2021.
- 6. **THAT** the Treasurer of The Corporation of The City of Markham is hereby authorized and directed to serve personally or to mail or cause to be mailed notices of the taxes hereby levied to the person or persons taxed at the person's residence or place of business or upon the premises in respect of which the taxes are payable by such person, or the ratepayer's mortgage company or third party designated by the property owner;
- 7. **THAT** payment of the taxes shall be paid to the Treasurer at the Municipal Offices, 101 Town Centre Boulevard, Markham, Ontario, L3R 9W3;
- 8. **AND THAT** this By-law shall not take effect until January 1, 2021.

Read a first, second, and third time and passed on November 24, 2020.



Kimberley Kitteringham  
City Clerk



Frank Scarpitti  
Mayor