



City of
Peterborough

To: **Members of the General Committee**

From: **Patricia Lester, Commissioner of Corporate and Legislative Services**

Meeting Date: **May 7, 2018**

Subject: **Report CLSOCS18-003
Municipal Capital Facilities – Tax Exemption By-Law**

Purpose

A report to pass a housekeeping by-law exempting three municipal capital facilities from the payment of property taxes.

Recommendation

That Council approve the recommendation outlined in Report CLSOCS18-003 dated May 7, 2018, of the Commissioner of Corporate and Legislative Services, as follows:

That a By-Law be adopted by City Council exempting three municipal capital facility properties from property taxes levied for municipal and school purposes pursuant to Section 110(6) of the Municipal Act 2001, S.O. 2001, c.25.

Budget and Financial Implications

There are no budget or financial implications as a result of this report.

Background

It has come to the attention of the Legal Department that while Reports were presented to Council and by-laws passed seeking designation of certain properties as Municipal Capital Facilities (“MCF”) and allowing for various financial incentives including exemption from property taxes, the specific tax exemption by-laws were not passed.

Under Section 110 of the **Municipal Act, 2001**, S.O. 2001(the “Act”), a municipality can enter into an agreement for an MCF. The agreement may provide for the lease, operation or maintenance of the facility; financial assistance; tax exemptions and development charge exemptions. In accordance with Section 110 (6) of the Act, if the municipality wishes to exempt all or part of the taxes levied for municipal and school purposes by operation of Section 110(8) they must pass a separate tax exemption by-law.

The following three municipal capital facility properties require the passing of a by-law:

Address	Party	Project
732-736 Jane Street	Peterborough Community Living	
325 Burnham Street	The Lions Club of Peterborough	Lions Community Centre
270 Brock Street	Peterborough Historical Society	Hutchinson House Museum

Attached as Appendix A is the required by-law.

Submitted by,

Patricia Lester
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Attachments:
Appendix A – Tax Exemption By-Law

Appendix A - Tax Exemption By-Law



The Corporation of the City of Peterborough

By-Law Number 18-~~XXX~~

Being a By-law to exempt the lands known municipally as 732-736 Jane Street, 325 Burnham Street and 270 Brock Street from taxation for municipal and school purposes

Whereas Section 110(6) of the *Municipal Act 2001*, S.O. 2001, c.25, provides that land upon which municipal capital facilities are or will be located may be exempted from taxation for municipal and school purposes;

And Whereas The Corporation of the City of Peterborough deems it expedient to exempt 732-736 Jane Street, 325 Burnham Street and 270 Brock Street from taxation for municipal and school purposes;

Now Therefore, The Corporation of the City of Peterborough by the Council thereof hereby enacts as follows:

That the lands more particularly described in Schedule “A” attached hereto are hereby exempt from taxation for municipal and school purposes, pursuant to Section 110(6) of the ***Municipal Act 2001***, S.O. 2001, c.25.

By-law read a first, second and third time this 22nd day of May, 2018.

Daryl Bennett, Mayor

John Kennedy, City Clerk

Schedule A

Address	Party	Project
732-736 Jane Street	Peterborough Community Living	
325 Burnham Street	The Lions Club of Peterborough	Lions Community Centre
270 Brock Street	Peterborough Historical Society	Hutchinson House Museum