



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 33-2008

A By-Law to
Revoke To Establish a Scale of Costs under the
Municipal Tax Sales Act, (R.S.O. 1990) and to repeal By-Law 196-93

WHEREAS subsection 385 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes the Council of a municipality to fix a scale of costs to be charged as reasonable costs of proceedings under this Act;

AND WHEREAS the scale of costs is to be determined by a by-law of the council of the municipality;

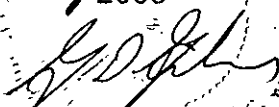
NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS as follows:

1. That By-Law 196-93, passed on September 13, 1993, is repealed.
2. That the costs to be charged for the proceedings under the *Municipal Act, 2001*, Part XI, Sale of Land for Tax Arrears, be those set out and listed on Schedule A to this by-law.

Effective Date

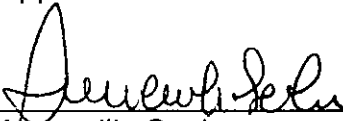
3. This By-law comes into effect on the date it is passed by Council.

ENACTED and PASSED this **13** day of **February** 2008



 SUSAN FENNELL MAYOR
 GRANT GIBSON ACTING MAYOR

Approved as to content:



 Annemilia Scola
 Manager, Corporate Collections



 Don McFarlane,
 Interim Commissioner of Finance & Treasurer



 KATHY HAMMIT CLERK

APPROVED AS TO FORM
 LAW DEPT.
 BRAMPTON
 WJG
 DATE 02/01/08

Schedule "A" To By-Law # 33-2008
Scale of Costs – Sale of Land for Tax Arrears

Part XI (Section 385)

The following scale of costs is to be charged to each individual property where the Tax Sale process, as provided in Part XI of the *Municipal Act, 2001*, has been commenced.

Tax Sale Process Stage 1 **Costs** **\$1,250.00**

Includes all or parts of sections 373 to 377 inclusive as required in situation.

- Administrative costs
- Notices prepared and sent under the *Farm Debt Mediation Act*
- All required searches including title search and execution searches
- Preparation and registration of Tax Arrears Certificate
- Preparation and mailing of First Notices
- Preparation of Statutory Declaration
- Preparation and Registration of Cancellation Certificate if required.

Extension Agreement **Costs** **\$ 500.00**

Includes section 378 inclusive as required in situation.

- Negotiation of terms and conditions
- Preparation of document
- Report to council and authorizing By-law
- Execution of the agreement

Tax Sale Process Stage 2 **Costs** **\$ 250.00**

Includes section 379 (1) inclusive as required in situation.

- Preparation and mailing of Final Notices

Tax Sale Process Stage 3 **Costs** **\$ 1,250.00**
plus actual incurred advertising costs

Includes all or part of section 379(2) to 380 inclusive as required in situation.

- Preparation of Statutory Declaration regarding Final Notices
- Preparation of the Advertisements
- Preparing Tender packages
- Conducting Public Sale and determining whether there is a successful purchaser
- Returning of rejected tenders and accompanying deposits
- Notification to Highest two acceptable tenderers
- Preparation of Tax Deed or Notice of Vesting and Statutory Declaration
- Payment into Court – Statement of Fact
- Letter and Copy of Statement of Fact to Public Guardian and Trustee
- Letter and Copy of Statement of Fact to all appropriate interested parties
- Survey Costs if required

- **Advertising Costs** **Actual Costs Incurred**

This Scale of Costs has been designed to meet only the reasonable anticipated costs of the Municipality.