

TOWN OF BISHOP’S FALLS

2016 Municipal Operating Budget Tax Schedule and Policy

Adopted during Public Meeting 1371 on December 15, 2015

Amended during Public Meeting 1376 on May 2, 2016

1.0 Residential Taxation Policies

1.1 The following residential tax structure shall apply in 2016:

Tax	Rate
Property Tax	7.75 mills of the assessed value of the property
Water/Sewer Tax	\$450 flat rate for each connection
Land Rental	\$800 flat rate per property
Poll Tax	\$250 flat rate per qualifying person
Water only tax	\$280 flat rate for each connection

1.2 The minimum residential property tax shall be \$500. This shall apply in cases where the property tax, imposed in accordance with section 1.1, produces a tax lower than \$500.

1.3 The minimum residential property tax prescribed in section 1.2 shall apply to all residential properties. The practice of pooling properties and applying the mill rate in all cases, regardless of the applicable minimum property tax, shall not apply.

1.0 B Student Poll Tax Policy

1.0 B 1 Where a person produces evidence to the satisfaction of the Accounts Receivable Department that he/she is a full-time student in a recognized post-secondary institution in the current fiscal year that person shall be exempt from poll-tax. Acceptable forms of evidence to substantiate that a person is enrolled in a post-secondary institution on a full-time basis include, but is not limited to, Acceptance Letters and Transcripts.

2.1.1 Commercial Taxation Policies

2.1 The property tax rate for commercial properties shall be 7.75 mills of the assessed value of the property.

2.1.B The minimum commercial property tax shall be \$500. This shall apply in cases where the property tax, imposed in accordance with section 2.1, produces a tax lower than \$500.

2.2 The water/sewer tax for commercial properties shall be 6 mills of the assessed value of the property. Notwithstanding the latter, where the water/sewer tax is less than \$450, the Town shall impose a minimum water/sewer tax on the commercial property that shall be \$450.

2.3 A general business tax of 1.00% shall apply to all businesses except the following:

- (a) 0.80% shall be applied to farms and resource based industries.
- (b) 1.40% shall be applied to manufacturers.
- (c) 1.00% shall be applied to drug stores.
- (d) 1.00% shall be applied to funeral homes.
- (e) 2.00% shall be applied to doctor offices.
- (f) 1.00% shall be applied to senior/retirement homes.
- (g) 2.00% shall be applied to franchise restaurants.

2.4 The minimum business tax shall be \$300. This shall apply in cases where the business tax, imposed in accordance with section 2.3, produces a tax lower than \$300.

2.5 Business tax shall not be adjusted save for cases where a business permanently terminates operations. In such cases, the tax imposed on the business shall be prorated and based on the number of months the business was operational in the fiscal year. A business applying for an adjustment must submit evidence substantiating the date the business permanently terminated operations in the fiscal year.

3.0 **Crown and Church Properties Water/Sewer Taxation Policies**

3.1 For this purpose of this section, “Crown Properties” means those properties and buildings belonging to the Crown, an Agency of the Crown, or Crown Corporations including schools and hospitals.

3.2 Church properties shall be exempt from the water tax.

3.3 The water/sewer tax for crown properties shall be 6 mills of the assessed value of the property. Notwithstanding the latter, where the water/sewer tax is less than \$450, the Town shall impose a minimum water/sewer tax on the crown property that shall be \$450

4.0 **Municipal Utility Tax**

4.1 In accordance with section 5(1) of the *Taxation of Utilities and Cable Television Companies Act*, the municipal utility tax in 2016 shall be 2.5% of gross revenue of the utility for the preceding year.

5.0 **Vacant Land Minimum Property Tax**

5.1 In accordance with section 114 (c) of the *Municipalities Act, 1999*, a minimum vacant property tax of \$650 shall apply in 2016.

5.2 The minimum vacant property tax prescribed in section 5.1 shall apply to all vacant properties. The practice of pooling property and applying the mill rate in all cases, regardless of the applicable minimum property tax, shall not apply.

6.0 **Discounts**

6.1 For the purpose of this schedule and policy, a senior means a person residing in the Town of Bishop’s Falls who is or will be 65 years of age or older in 2016.

6.2 Seniors shall be eligible for a 10% discount on property taxes provided all taxes are paid-in-full on or before June 30, 2016.

6.3 Businesses shall be eligible for a 4% discount on business taxes provided all taxes are paid-in-full on or before March 31, 2016.

6.4 Persons other than seniors and businesses shall be eligible for a 3% discount on property taxes provided all taxes are paid-in-full on or before March 31, 2016.

6.5 Notwithstanding sections 6.2, 6.3, and 6.4, under no circumstances shall a discount exceed a total sum of \$50.00.

6.6 A person qualified to pay poll tax shall be eligible for a 4% discount on his/her poll tax provided the balance is paid in full on or before March 31, 2016.

6.7 Persons booking extended rentals at the Pat O’Reilly Memorial Stadium as defined in the *Recreation Rental Fees and Cancellation Policy* shall be eligible for a 5% discount on the total invoiced rental fees for the operating season provided the person’s account balance is paid in full within 30 days of receiving the final invoice for the operating season.

7.0 **Interest on Overdue Accounts**

7.1 As per section 101 (2) of the *Municipalities Act, 1999*, all taxes must be paid on or before June 30, 2016. Where taxes are outstanding as of July 1, 2016, the account shall be charged a simple interest rate of 1.25% per month.

7.2 Notwithstanding section 7.1, a senior, as defined in section 6.1, shall be exempt from interest charges provided his/her account is paid in full by December 31, 2016.

8.0 **Councillor Remuneration Schedule**

8.1 Councillor Remuneration shall be distributed as per the following schedule:

Council Position	Remuneration Percentage
Mayor	23% of the total allocation
Deputy Mayor	17% of the total allocation
Councillor	12% of the total allocation

9.0 **Donations and Grants**

9.1 The following donations and grants are approved for 2016:

Organization/Type	Max Grant/Donation
Newfoundland T’Railway Council	1,000
Bishop’s Falls Heritage Society	500
Fallsview Festival Committee	500
Youth of the Year Contribution	200
Christmas Light-up Contest	225
Leo Burke Academy Donation	250
Helen Tulk Elementary Donation	250
GFW/BF Food Bank Donation	100
Lions Club Santa Clause Parade Donation	100
Kiwanis Music Festival Donation	100
VOCM Happy Tree	50
Knights of Columbus Speak-off Donation	50
Other Charitable Causes Donations	500
Eligible Sports Activities Donations	500

9.2 Upon receiving a request for a donation or grant, the Town Manager shall review section 9.1 and where the organization’s name appears in the list, shall issue the donation or grant and record the expenditure as a Routine Payment. Notwithstanding the latter, the following grants shall be disbursed without application as per the date prescribed:

- (a) Leo Burke Academy’s grant shall be issued April 1, 2016.
- (b) Helen Tulk Elementary’s grant shall be issued April 1, 2016.

9.3 Grants and donations to sports activities shall be issued on a first-come-first-serve basis. The maximum contribution shall not exceed \$100 for a team and \$50 for an individual. A team or individual shall not receive more than one (1) donation per year.

9.4 Grants and donations to charitable causes shall be issued on a first-come-first-serve basis. The maximum contribution shall not exceed \$50.00. A charitable cause or sponsoring organization shall not receive more than one (1) donation per year.

9.5 Sections 9.3 and 9.4 shall be administered by the Town Manager.

10.0 **Fire Department Honourariums**

10.1 Honourariums for the Fire Department’s Executive Officers shall be as follows in 2016:

Fire Chief	\$700
Deputy Fire Chief	\$500
Assistant Chief	\$500
First Captain	\$500
Second Captain	\$500
First Lieutenant	\$500
Second Lieutenant	\$500
Secretary	\$500
Treasurer	\$500
Training Officer	\$500

10.2 Honourariums for the Fire Department’s firefighters shall be \$400 in 2016. For the purpose of this section, a firefighter is defined as any recognized members of the Bishop’s Falls Fire Department who does not hold an Executive Office as outlined under section 10.1.

10.3 Honourariums shall be disbursed by the Town Manager under the following guidelines:

- (1) Only those firefighters who have meet the minimum attendance level as prescribed by the Fire Department’s Constitution and By-Laws shall be entitled to the honourarium.
- (2) Before a payment requisition is issued for the disbursement of the honourariums, the Town Manager shall be furnished with a list of qualifying members that has been certified by the Fire Chief. The list shall indicate the qualifying member’s rank in the Department. For the purpose of this section, qualifying member means an executive officer or firefighter who has met the minimum attendance level as prescribed by the Fire Department’s Constitution and By-Laws.
- (3) An individual within the Fire Department shall receive either the Executive Officer’s honourarium as prescribed under section 10.1 or the firefighter honourarium as prescribed under section 10.2. An individual shall not be entitled to both honourariums.

10.4 The Fire Department’s Executive Officers may designate up to four firefighters and/or Officers as inspectors. An inspector shall receive an additional \$200 to his/her annual honourarium as prescribed by subsection 10.1 or 10.2, as the case may be, provided he/she completes at least five inspections in the fiscal year. For the purpose of this subsection, an inspector is defined as a firefighter or Officer who has completed the necessary training and is duly authorized to inspect buildings to ensure compliance with applicable fire codes.

11.0 **Recreation Department**

11.1 The following fees shall apply at the Fallsview Municipal Park in 2016:

Product/Service	Fee
Serviced campsite	\$25.00 per night
Non-serviced campsite	\$15.00 per night
Serviced campsite weekly rental	\$150 per week
Non-serviced campsite weekly rental	\$90 per week
Season pass	\$6.00
Daily pass	\$2.00
Dumping	\$5.00 per rental
Lower field rental (bandstand/power source)	\$100 per day
Upper field rental	\$50 per day

11.2 Fees for services at the Pat O’Reilly Memorial Community Centre shall be charged in accordance with the *Recreation Rental Fees and Cancellation Policy* as amended from time-to-time.

11.3 The following fees shall apply for the 2016 Summer Recreation Program¹:

Service Type	Fee
Individual Registration	\$50.00
Family Registration	\$85.00

12.0 **Application Fees**

12.1 The following application fees for permits and licences shall apply in 2016:

Permit	Resident Fee	Commercial Fee
New Dwelling (this may include an accessory building)	\$50	\$50
Extension	\$50	\$50
Accessory Building	\$10	\$50
General Repairs	\$10	\$50
Advertising	\$10	\$50
Subdivision	\$200	\$200
Quarry	\$100	\$100

Licence	Resident Fee	Commercial Fee
General Business Licence	\$50	\$50
Noise/Nuisance Licence	\$10	\$25
Home Based Business Licence	\$50	\$50

12.2 The application fees prescribed under section 12.1 shall include the issuance of a permit or licence, as the case may be, where such has been approved by the Town as per municipal regulations.

¹ Amendment R 78/2016 (Pm 1376)

12.3 Application fees shall be paid upon receipt of the application for a permit or licence. The Town shall not process an application until the appropriate fee(s) have been paid.

13.0 **Miscellaneous Fees**

13.1 A fee of \$125.00 shall be imposed for the issuance of a tax certificate and compliance letters.

13.2 Dog and cat licence fees and associated charges shall be imposed in accordance with the *Dog and Cat Regulations, 2010* as amended from time-to-time.

13.3 A fee of \$50.00 shall be imposed for NSF cheques. A person with a history of at least one (1) NSF cheque in a fiscal year shall be denied the privilege of paying taxes and fees by personal cheque in that fiscal year.

13.4 (a) A \$25 fee shall be imposed where a person voluntarily engages the Town to disconnect or connect water services to his/her property during the operation period. For the purpose of this subsection, the operating period is defined as 8:00 am to 5:00 pm Monday through Friday. Where a person voluntarily engages the Town to disconnect or connect water services outside the operating period, a fee equal to the costs incurred by the Town, which includes, among other things, labour, payroll burden, and materials, plus \$25 shall be imposed.

(b) Notwithstanding subsection 13.4 (a), the Town shall not impose a fee where the person engages the Town to disconnect or connect water services related to emergency situations.

13.5 In accordance with section 18 of the Mobile Canteen and Vendor Regulations, 2016, the following fees are established:

Daily Permit (24 hour period):	\$25
Seasonal Permit (not more than four months):	\$125
Annual Permit (not more than 12 months):	\$225

14.0 **Caregiver Water and Sewer Tax Exemption Policy**

14.1 Where an apartment or unit is used to care for a property owner's mother, father, mother-in-law, and/or father-in-law, and the person(s) under care is/are 65 years of age or older in 2016, the property owner is eligible to apply for a caregiver water and sewer tax exemption provided a separate water and sewer tax is being imposed on the apartment or unit.

14.2 To qualify for a water and sewer tax exemption the following must be satisfied:

(a) The apartment or unit must be attached to a single dwelling and both structures must be owned by the same person.

(b) A water and sewer tax must be imposed on the apartment or unit by the Town in addition to the water and sewer tax imposed on the single dwelling.

(c) The apartment or unit must be occupied by the property owner's mother, father, mother-in-law, and/or father-in-law at the date of application.

(d) The mother, father, mother-in-law, and/or father-in-law must be 65 years of age or older in 2016.

(e) A completed application, in a former prescribed by the Town Manager, must be submitted within the period between January 1 and December 31 in the respective fiscal year. Applications received for prior years shall not be considered.

14.3 Where an application has been submitted in proper form and satisfies the criteria as outlined under s. 14.2, the Town Manager shall approve the application and authorize the water and sewer tax exemption.

14.4 Notwithstanding any provision under s. 14.1, 14.2, or 14.3, under no circumstance shall a water and sewer tax exemption exceed \$450.

14.5 The policy prescribed under s. 14.0 shall supersede and replace any and all policies in relation to the matter of caregiver water and/or sewer rate/tax exemptions.

15.0 **Collections and Water Disconnection Policy and Procedure**

- 15.1 Where an account is past due and the associated taxes or fees are in arrears, the Accounts Receivable Department shall implement the following procedure:
- (a) Notices shall be distributed by July 30, 2016 through standard mail indicating the account is past due and taxes and/or fees are in arrears. The respective property owner(s) or person(s) shall be given two (2) weeks from the date of the notice to pay the account in full.
 - (b) Where the account remains past due and taxes and/or fees are in arrears following the notice issued as per s 15.1 (a), the Accounts Receivable Department shall issue a water disconnection notice that shall be posted on the property in a conspicuous place. The respective property owner(s) or person(s) shall be provided 48 hours to pay the account in full. Water disconnection notices shall not be issued on Wednesdays, Thursdays or Fridays. Where water disconnection notices cannot be issued, the Accounts Receivable Department shall issue a notice advising the respective property owner(s) or person(s) that the account will be forwarded to an external agency for collection. The property owner(s) or person(s) shall have 48 hours from the date of the notice to pay the account in full.
 - (c) Where the account remains past due and taxes and/or fees are in arrears following the water disconnection notice or the external agency notice issued as per s 15.1 (b), the Accounts Receivable Department shall instruct the Public Works Department to terminate water service to the respective property or shall forward the account to the external agency for collection, as the case may be. In the case of water disconnections, the Public Works Department shall respond to such instructions immediately.
 - (d) In addition to the collection measure prescribed under s. 15.1 (c), the Accounts Receivable Department, where the property is being rented, may exercise the authority prescribed by s. 148 under the *Municipalities Act, 1999* and seize the rental fees to satisfy the outstanding taxes associated with the rented property.
- 15.2 In the event the property owner(s) or person(s) acknowledges and responds to the first notice as per s. 15.1 (a), the Accounts Receivable Department may, upon application by the property owner(s) or person(s), entertain a payment arrangement for outstanding fees and taxes. Such arrangements, once negotiated, must be approved by the Town Manager and are subject to the following conditions:
- (a) The payment arrangement must be in writing and signed by the property owner(s) or person(s).
 - (b) The outstanding fees and taxes must be paid in full by the third Friday in November 2016.
 - (c) The property owner(s) or person(s) must agree to the payment arrangement as negotiated and must acknowledge that failure to comply with the arrangement will result in the disconnection of water services without notice.
 - (d) A property owner(s) or person(s) shall not be eligible for a payment arrangement if he/she/they received a water disconnection notice or an external agency notice as per s. 15.1 (c).
- 15.3 The Accounts Receivable Department shall implement this policy and exercise the authorities herein prescribed under the supervision of the Town Manager.
- 15.4 The policy prescribed under s. 15.0 shall supersede and replace any and all policies and procedures in relation to the matter of collections and water disconnections.
- 15.5 Notices issued in accordance with the policy and procedure contemplated under s. 15.0 shall be sent to the property owner(s) or person(s) last known address.
- 15.6 Notwithstanding section 15.2, the Finance Standing Committee may, upon recommendation by the Town Manager, approve or reject a payment arrangement outside of the prescribed conditions.

16.0 **Extraordinary Policy Amendments**

16.1 The *Annual Spring Clean-up Policy* is repealed.

16.2 The *Annual Residential Clean-up Policy 2016* is adopted as attached as appendix A.

Appendix A
Annual Residential Spring Clean-up Policy 2016

1.0 Purpose

An annual residential spring clean-up service has been offered to the residents of Bishop’s Falls for many years. The purpose of this policy is to define the level of service as it concerns the annual residential spring clean-up to ensure consistency and efficiency in the system.

2.0 Scope

This policy shall apply within the municipal boundaries of the Town of Bishop’s Falls.

3.0 Definitions

- 3.1 “Town” means the Town of Bishop’s Falls as incorporated by the *Municipalities Act, 1999* and amendments thereto and includes the Council as defined by the Act.
- 3.2 “Garden Waste” includes waste materials from a garden such as grass clippings, dead branches, bushes, weeds, plants, and other similar materials.
- 3.3 “Bulk Items” means litter, debris, and other materials except those that are not accepted by the Central Newfoundland Waste Management Authority for disposal in the land fill.
- 3.4 “Resident(s)” means a person who resides in the Town of Bishop’s Falls but excludes businesses of all forms, government departments and agencies, and crown corporations.
- 3.5 “Week(s)” means Monday to Friday.
- 3.6 “Garbage Bag(s)” shall have the same meaning as ‘garbage bag(s)’ as defined under subsection 3 (h) of the *Bishop’s Falls Waste Collection and Disposal Regulations*.

4.0 Policy

- 4.1 Residents shall be provided an opportunity to dispose of bulk items and garden waste once during a three (3) week consecutive period in the month(s) of May and/or June.
- 4.2 Garden waste set out for collection shall be contained in an appropriate garbage bag.
- 4.3 Bulk items and garden waste shall be collected as per the following schedule:

Week	Collection Route
1	Main Street (302 to 130 north side only), McMahon’s Lane, Eltero Park, Greenridge Road, First Avenue, Second Avenue, R.E.W.A Avenue, Adams Avenue, and Lingard Place. Main Street (128 to 8 main street north side), Main Street (9 to 293 south side), Beaumont Heights, Morgan Street, West Trailer Court, Exploits Avenue, Pine Place, Cobb’s Lane, McMahon’s Lane Extension, Bruce Street and Hynes’ Road.
2	Main Street (426 to 304 both sides), Centre Access Road, Maple Street, Birch Street, Aspen Street, Andrew’s Lane, Vokey’s Lane, Faulkner’s Lane, Station Road, Helen Tulk Drive, Epstein Place, Farrell Place, Dove’s Lane, Canning’s Lane, and Riverside Drive (west of trestle). Main Street (428 to 490 both sides), Kinsmen Drive, Centennial Drive, Stanley Avenue, K of C Road, Hampton’s Hill, Riverside Drive (east of trestle), Sydney Street, Mayor Avenue, Forest Road, and Reid Place.
3	Main Street (529 to 622 both sides), 13 Mile Crossing, Botwood Highway, Kennedy Place, Lower Avenue, and Marshall’s Drive. Main Street (492 to 522 both sides), Newtown Road, Junction Road, Turner’s Road, Country Road, King’s Road, McDonald Crescent, Butler Street, Rose Street, Valleyview Road, East Trailer Court, Mill Road, Powerhouse Road, and Fallsvie Municipal Park.

- 4.4 In the interest of cost savings, the Town shall endeavour to establish partnerships with scrap metal companies, or a partnership with a single scrap metal company, for the collection and disposal of bulk items deemed to be valuable by the scrap metal company during the annual spring clean-up. In such situations the scrap metal company shall collect

and dispose of the bulk items deemed to be valuable by the scrap metal company at no cost to the Town.

4.5 Residents shall, before 8:00 am on the Monday during the week their bulk items and garden waste are scheduled for collection as per section 4.3, set out for collection the bulk items and garden waste to the curb of the municipal street.

5.0 Commencement

5.1 This Policy shall come into effect on January 1, 2016.