

**2. INSTITUTIONS DESIGNATED AS ELIGIBLE FOR A 2016 ANNUAL LEVY
PURSUANT TO SECTION 323 (1), (2), (3) AND (5) OF THE *MUNICIPAL ACT***

**ÉTABLISSEMENTS POUVANT FAIRE L'OBJECTION D'UN PRÉLEVÈMENT
ANNUEL POUR 2016 CONFORMÉMENT AUX PARAGRAPHES 323 (1), (2),
(3), ET (5) DE LA *LOI SUR LE MUNICIPALITÉS***

COMMITTEE RECOMMENDATIONS

That Council enact the following by-laws, attached as Document 1 to 4, to provide for the annual levy on institutions in accordance with Section 323 of the *Municipal Act, 2001* and Ontario Regulation 384/98:

1. A by-law to levy \$75.00 for each full-time student enrolled in universities and colleges, in the year preceding the year of levy, pursuant to Section 323 (1);
2. A by-law to levy \$75.00 for each resident place in correctional institutions, pursuant to Section 323 (2);
3. A by-law to levy \$75.00 per rated bed in public hospitals or provincial mental health facilities, pursuant to Section 323 (3); and
4. A by-law to levy \$75.00 for each place in the provincial education institutions, pursuant to Section 323 (5).

RECOMMANDATIONS DU COMITÉ

Que le Conseil promulgue les règlements mentionnés ci-après, joints aux documents 1 à 4, afin de permettre le prélèvement annuel auprès des établissements visés à l'article 323 de la *Loi de 2001 sur les municipalités* et au Règlement de l'Ontario 384/98 :

1. Un règlement visant à prélever 75 \$ par étudiant à temps plein inscrit dans les universités et collèges au cours de l'année précédente de celle du prélèvement, conformément au paragraphe 323 (1);
2. Un règlement visant à prélever 75 \$ par résident pouvant être accueilli dans les établissements correctionnels, conformément au paragraphe 323 (2);
3. Un règlement visant à prélever 75\$ par lit reconnu dans les hôpitaux publics ou les établissements psychiatriques provinciaux, conformément au paragraphe 323 (3); et
4. Un règlement visant à prélever 75 \$ pour chaque place compté des établissements provinciaux d'enseignement, conformément au paragraphe 323 (5).

DOCUMENTATION / DOCUMENTATION

Marian Simulik, City Treasurer, report dated 23 June 2016 / Trésorière municipale, rapport daté le 23 juin 2016 (ACS2016-CMR-FIN-0023)

**FINANCE AND ECONOMIC
DEVELOPMENT COMMITTEE
REPORT 16
13 JULY 2016**

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**COMITÉ DES FINANCES ET DU
DÉVELOPPEMENT ÉCONOMIQUE
RAPPORT 16
LE 13 JUILLET 2016**

**Report to
Rapport au:**

**Finance and Economic Development Committee
Comité des finances et du développement économique
5 July 2016 / 5 juillet 2016**

**and Council
et au Conseil
13 July 2016 / 13 juillet 2016**

**Submitted on June 23, 2016
Soumis le 23 juin 2016**

**Submitted by
Soumis par:
Marian Simulik, City Treasurer/Trésorière municipale**

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Ward: CITY WIDE / À L'ÉCHELLE DE LA VILLE File Number: ACS2016-CMR-FIN-0023

**SUBJECT: INSTITUTIONS DESIGNATED AS ELIGIBLE FOR A 2016 ANNUAL
LEVY PURSUANT TO SECTION 323 (1), (2), (3) AND (5) OF THE
MUNICIPAL ACT**

**OBJET: ÉTABLISSEMENTS POUVANT FAIRE L'OBJECTION D'UN
PRÉLEVÈMENT ANNUEL POUR 2016 CONFORMÉMENT AUX**

**PARAGRAPHES 323 (1), (2), (3), ET (5) DE LA LOI SUR LE
MUNICIPALITÉS**

REPORT RECOMMENDATIONS

That the Finance and Economic Development Committee recommend to Council that the following by-laws, attached as Document 1 to 4, be enacted to provide for the annual levy on institutions in accordance with Section 323 of the *Municipal Act, 2001* and Ontario Regulation 384/98:

1. A by-law to levy \$75.00 for each full-time student enrolled in universities and colleges, in the year preceding the year of levy, pursuant to Section 323 (1);
2. A by-law to levy \$75.00 for each resident place in correctional institutions, pursuant to Section 323 (2);
3. A by-law to levy \$75.00 per rated bed in public hospitals or provincial mental health facilities, pursuant to Section 323 (3); and
4. A by-law to levy \$75.00 for each place in the provincial education institutions, pursuant to Section 323 (5).

RECOMMANDATIONS DU RAPPORT

Que le Comité des finances et du développement économique recommande au Conseil de promulguer les règlements mentionnés ci-après, joints aux documents 1 à 4, afin de permettre le prélèvement annuel auprès des établissements visés à l'article 323 de la *Loi de 2001 sur les municipalités* et au Règlement de l'Ontario 384/98 :

1. Un règlement visant à prélever 75 \$ par étudiant à temps plein inscrit dans les universités et collèges au cours de l'année précédente de celle du prélèvement, conformément au paragraphe 323 (1);
2. Un règlement visant à prélever 75 \$ par résident pouvant être accueilli dans les établissements correctionnels, conformément au paragraphe 323 (2);
3. Un règlement visant à prélever 75\$ par lit reconnu dans les hôpitaux publics ou les établissements psychiatriques provinciaux, conformément au paragraphe 323 (3); et

4. Un règlement visant à prélever 75 \$ pour chaque place compté des établissements provinciaux d'enseignement, conformément au paragraphe 323 (5).

BACKGROUND

Under Section 323 (1), (2), (3) and (5) of the *Municipal Act, 2001* and Ontario Regulation 384/98 "Tax Matters - Universities and Other Institutions", municipalities are entitled to levy an amount of \$75.00 per full-time student in attendance at universities and colleges, \$75.00 per resident place in correctional institutions, \$75.00 per bed in public hospitals and \$75.00 per place in provincial educational institutions. This has been the method of billing these institutions for some time.

DISCUSSION

Section 323 of the *Municipal Act, 2001*, allows municipalities to levy, by by-law, annual amounts from various provincial public institutions. The proposed by-laws in the Documents 1 to 4 attachments would authorize such levies.

The Ministry of Municipal Affairs and Housing has provided, by letter dated June 9, 2016, a listing of capacities for the year 2015 for institutions designated as eligible for payment under section 323 of the *Municipal Act*. The 2016 annual amount will generate an estimated revenue totalling \$6,371,775. In 2015 this revenue was \$6,361,800.

RURAL IMPLICATIONS

There are no rural implications to the approval of this report.

CONSULTATION

There was no public consultation, as the *Municipal Act* allows municipalities to levy the prescribed amounts from the designated institutions. The City Clerk and Solicitor Department was consulted for the preparation of the proposed by-laws (Document 1 to 4).

COMMENTS BY THE WARD COUNCILLOR(S)

This is a city-wide issue.

LEGAL IMPLICATIONS

There are no legal impediments to approving the recommendations in this report.

RISK MANAGEMENT IMPLICATIONS

There are no risk implications to the approval of this report. The *Municipal Act, 2001* contains provisions enabling the municipality to levy the prescribed amount upon the institutions cited in the report.

FINANCIAL IMPLICATIONS

The 2016 annual levy payable to the City of Ottawa is estimated to be \$6,371,775 which is a \$10,604 increase from the amount already accounted for during the budget preparation of \$6,361,171.

ACCESSIBILITY IMPACTS

There are no accessibility impacts associated with this report.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with this report.

TECHNOLOGY IMPLICATIONS

There are no technology implications associated with this report.

TERM OF COUNCIL PRIORITIES

This meets Council's priority with respect to Financial Responsibility.

SUPPORTING DOCUMENTATION *(previously distributed, and held on file with the City Clerk)*

Documents 1 to 4 – Draft By-Laws (4) to levy an annual amount upon colleges and universities, correctional institutions, public hospitals or provincial mental health facilities and provincial education institutions.

DISPOSITION

Revenue Branch will invoice designated institutions to levy the 2016 annual amounts to be payable to the City of Ottawa on or after July 1, 2016. The City Clerk and Solicitor will place the By-laws on the agenda of Council for enactment.