VILLAGE OFKEREMEOS

BYLAW NO. 816

Tax Prepayment Plan Bylaw

WHEREAS Section 235 of the Community Charter provides that the Council may, by bylaw, authorize the Collector to receive money for taxes before the due date and may provide the terms of accepting and holding the money including interest in an alternative Municipal tax scheme and its rates;

AND WHEREAS it is desirable to encourage the prepayment of property taxes and implement a monthly installment system for the convenience of taxpayers;

NOW THEREFORE, the Municipal Council of the Village of Keremeos, in open meeting, enacts as follows:

1. CITATION

1.1 This bylaw may be cited for all purposes as "Tax Prepayment Plan Bylaw No. 816."

2. DEFINITIONS

Village shall mean the Village of Keremeos.

Collector shall mean the Chief Administrative Officer and/or designate.

3. EQUAL MONTHLY INSTALLMENTS

3.1 Any person being liable to the Village of Keremeos for property tax may apply to the Collector of the Village to pay taxes on an equal monthly installment basis in a total amount not greater than the amount estimated by the Collector to be the amount of taxes which will be owing when such amounts are next due and payable to the Village and the Collector shall recalculate this amount annually.

3.2 The payment of property taxes on an equal monthly installment basis shall start upon the execution by the taxpayer of a form satisfactory to the Village, authorizing automatic deduction from the taxpayer's bank account to the credit of the Village of monthly payments equal to the monthly payment calculated under this bylaw and the form shall be deposited with the Collector of the Village.

3.3 Monthly payments are based on an estimate only and are not a warranty or guarantee of the amount of taxes that may be levied.

3.4 Payments due under the monthly installment basis will be processed and collected on the 10th day of each calendar month commencing in August of the year preceding the tax due date and ending in May of the year in which the taxes become due.

3.5 The Collector shall, on the 10th day of each month, credit interest on the amount paid for that month to the benefit of the taxpayer participating in the monthly installment system at a rate as determined by Section 239(2) of the Community Charter; such interest to be calculated and credited to the taxpayer's benefit based upon the current monthly payment and the number of days to the tax due date.

3.6 The Collector shall indicate on each annual tax bill to any participating taxpayer, the total of all payments received plus interest earned and show the amount required to pay the balance of the taxes due on the due date of that year.

3.7 A participating taxpayer may give notice, in writing, ten (10) days prior to the installment dates, to discontinue participation in the monthly installment system but no monies paid into the plan will be returned or refunded.

3.8 In the event of a sale of the property, tax prepayments are to stay on the property's account and responsibility for adjustment shall be between the vendor and the purchaser.

3.9 The Collector may cancel the privilege of continuing in the monthly installment system if two consecutive installments fail to be honoured.

3.10 Participation in the monthly installment system shall continue until terminated by either party, in writing. The amount of deductions taken by the Village may vary in subsequent years. The amount will be agreed by mutual consent of both parties in a statement mailed in May of each year to each participant showing the monthly payment suggested for the next year.

4. PRECLUSION FROM PREPAYMENT

4.1 In the event that there are taxes in arrears or delinquent chargeable on the property in questions, the taxpayer will be precluded from participating in the tax prepayment plan.

5. EFFECTIVE DATE

5.1 This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first, second and third time by the Municipal Council this 16th day of March, 2015.

Adopted by the Municipal Council of the Village of Keremeos this 7th day of April, 2015.

MAYOR

CHIEF ADMINISTRATIVE OFFICER