



# The Municipal Corporation of the Town of Fort Erie

## BY-LAW NO. 48-2014

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### BEING A BY-LAW TO AMEND FEES AND CHARGES BY-LAW NO. 40-09, AS AMENDED (OUTDOOR PATIOS ON MUNICIPAL LAND)

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**WHEREAS** By-law No. 40-09, as amended, was passed by the Municipal Council of the Town of Fort Erie on March 9, 2009, to establish fees and charges for various services provided by the Town of Fort Erie, and

**WHEREAS** at the Council-in-Committee Meeting of April 7, 2014 Report No. CDS-29-2014 was approved regarding the adoption of a Policy to Regulate Outdoor Patios on Municipal Land, and the approval of fees and charges including a deposit for such Outdoor Patios, and

**WHEREAS** it is deemed desirable to further amend By-law No. 40-09 to establish fees and charges including a deposit for Outdoor Patios on Municipal Land;

**NOW THEREFORE** the Municipal Council of the Town of Fort Erie hereby enacts as follows:

1. **THAT** By-law No. 40-09, as amended, is further amended by adding thereto, immediately following Schedule "CDS-D", the following Schedule:

**Community & Development Services**

**Schedule "CDS-E" Outdoor Patios on Municipal Land Fees & Deposit**

attached hereto as Schedule "A", and the fees and charges and the deposit contained therein are hereby authorized, approved and established.

2. **THAT** pursuant to the provisions of Sections 23.1 to 23.5 inclusive of the *Municipal Act, 2001*, as amended, the Clerk of the Town of Fort Erie is hereby authorized to effect any minor modifications or corrections solely of an administrative, numerical, grammatical, semantical or descriptive nature or kind to this by-law or its schedules as such may be determined to be necessary after the passage of this by-law.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 14<sup>TH</sup> DAY OF APRIL, 2014.**

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

I, Carolyn J. Kett, the Clerk, of The Corporation of the Town of Fort Erie hereby certifies the foregoing to be a true certified copy of By-law No. 48-2014 of the said Town. Given under my hand and the seal of the said Corporation, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

**SCHEDULE "CDS-E"**  
to By-law No. 40-09

**COMMUNITY & DEVELOPMENT SERVICES**

**Outdoor Patios on Municipal Land Fees & Charges**

The *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides municipalities with authority to establish and impose fees and charges.

The following fees shall be adjusted annually based on the Statistics Canada *Consumer Price Index (CPI)*.

Category	Description	Fee
Application for Outdoor Patio on Municipal Land Permit:	Major	\$500
	Minor	\$200
	Renewal	\$100
<p>"Major" means a patio composed of temporary decking, delineator, tables, chairs and other patio furniture.                      "Minor" means a patio composed of a delineator, tables, chairs and other patio furniture.                      "Renewal" means re-establishment of the same patio set-up as the previous patio season.</p>		
<p>The following fee (deposit) shall <b><u>NOT</u></b> be adjusted annually based on the Statistics Canada <i>Consumer Price Index (CPI)</i>.</p>		
Removal/Damage Deposit		\$1,000