

**TOWN OF BASHAW
BY-LAW NO. 742-2012**

A BYLAW OF THE TOWN OF BASHAW, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE IMPOSITION OF PENALTIES FOR THE NON-PAYMENT OF TAXES AND TO PROVIDE FOR AN INCENTIVE ALLOWANCE ON TAX PREPAYMENTS IN THE TOWN OF BASHAW

WHEREAS Section 344 of the Municipal Government Act, being Chapter M-26 of the Statutes of Alberta, 2000, and amendments thereto provide that a Council may, by Bylaw, impose penalties in the year in which tax is imposed if the tax remains unpaid after the date shown on the tax notice;

AND WHEREAS Section 345 of the said Municipal Government Act provides that a Council may, by Bylaw, impose penalties in any year following the year in which a tax is imposed if the tax remains unpaid after December 31, of the year in which it is imposed;

AND WHEREAS Section 339 of the said Municipal Government Act provides that a Council may by Bylaw provide incentives for payment of taxes by the dates set out in the Bylaw;

NOW THEREFORE, the Council of the Town of Bashaw in the Province of Alberta, duly assembled, hereby enacts as follows:

SHORT TITLE

1. This Bylaw is to be cited as the “Tax Penalty and Tax Pre-payment Incentive Bylaw”.

2. **DEFINITIONS**

In this Bylaw

- a) “Taxes” includes all property taxes, business taxes, business revitalization zone taxes, local improvement taxes, penalties, and unpaid costs, charges and expenses as provided in Section 553 of the said Municipal Government Act unless specifically stated otherwise.

3. **PENALTY – RATES AND DATES:**

- a) When any taxes levied for the current year remain unpaid as of July 31st, such taxes are subject to a penalty thereon in the amount of twelve percent (12%) on the 1st day of August on the outstanding amount of such taxes.
- b) Taxes remaining on the tax roll and not paid by December 31st shall have an additional penalty of twelve percent (12%) imposed on them on January 1st of the succeeding year and each year thereafter so long as the taxes remain unpaid.
- c) Section 346 of the said Municipal Government Act provides that a penalty imposed under Section 344 or 345 is part of the tax in respect of which it is imposed.

4. **INCENTIVE ALLOWANCE – RATES AND DATES**

- a) Any person desiring to prepay taxes in any year shall supply to the Town of Bashaw a description of the property or business in respect to which taxes are to be credited.
- b) The incentive shall apply only to the current levy, providing all arrears are paid in full.

c) An incentive allowance shall be applicable to all monies received between January 1st to January 31st of the current year as a prepayment of future tax levies for the current year at the following rates provided that the amount of money tendered as a prepayment shall be limited to:

- An amount equal to the previous year’s current taxes, other than local improvement taxes.

Such incentive allowance shall be calculated and credited to the respective tax account in accordance at the rate of:

- One and one-half percent (1.5%) on prepayments received prior to January 31st

5. **GENERAL PROVISIONS**

- a) The provisions of the Penalty and Incentive Allowance Bylaw do not apply to participants of the installment payment plan.
- b) The Municipal Treasurer of the Town of Bashaw is hereby authorized to make the necessary entries on the tax rolls of the Town in accordance with this By-Law.

6. **SEVERABILITY**

Should any provision of this Bylaw be invalid, then such provision shall be severed and the remaining Bylaw shall be maintained.

7. **EFFECTIVE DATE**

This Bylaw shall come into effect upon the final passing thereof.

8. **REPEAL**

By-Laws 423-79 and 624-97 are hereby rescinded.

FIRST READING passed in open Council duly assembled in the Town of Bashaw, in the Province of Alberta, this ____ day of, _____ A.D. 2012.

SECOND READING passed in open Council duly assembled in the Town of Bashaw, in the Province of Alberta, this ____ day of, _____ A.D. 2012.

UNANIMOUS CONSENT THIRD AND FINAL READING passed in open Council duly assembled in the Town of Bashaw, the Province of Alberta, this ____ day of, _____ A.D. 2012.

THIRD AND FINAL READING passed in open Council duly assembled in the Town of Bashaw, the Province of Alberta, this ____ day of, _____ A.D. 2012.

MAYOR

CHIEF ADMINISTRATIVE OFFICER