

Authority: Item 1, Corporate Administration
Committee Report 05-011
(FCS05079)
CM: June 29, 2005

Bill No. 185

CITY OF HAMILTON

BY-LAW NO. 05-185

To Authorize the City to Enter into Extension Agreements

WHEREAS s. 378 of the *Municipal Act, 2001*, (the "Act"), states that the City may enact a by-law after the registration of the tax arrears certificate and before the expiry of the one-year period mentioned in subsection 379 (1), to authorize the City to enter into an agreement with the owner of the land, the spouse of the owner, a mortgagee or a tenant in occupation of the land extending the period of time in which the cancellation price is to be paid (an "Extension Agreement");

AND WHEREAS, under the Act, the Treasurer registered a Tax Arrears Certificate indicating arrears of realty taxes in excess of three years against each of the parcels of land respectively described in Schedule "A" to this By-law.

AND WHEREAS each such parcel of land is recorded by the City of Hamilton under the specific Tax Roll Serial numbers indicated in Schedule "A" annexed hereto.

AND WHEREAS the one year period within which this by-law may be enacted will expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Authority to Enter into Extension Agreements

1.1 At any time from the date of this By-law up to and including the redemption date, the City may enter into Extension Agreements extending the time in which the Cancellation Price in respect of each of the parcels identified in Schedule "A", in accordance with and subject to such terms, conditions and restrictions as may be,

- (a) required under the *Municipal Act, 2001*;
- (b) recommended by the City Solicitor.

1.2 An Extension Agreement under Section 1.1. may be entered into by the City with any one or more of the owner, spouse of owner, mortgagee or tenant in occupation of each parcel of land described in Schedule " A respectively.

1.3 The authority hereby conferred may be exercised on or before the redemption date applicable to each such parcel of land respectively.

2. Signing Authority

An Extension Agreement under Section 1 may be signed on the City's behalf by any two of the Mayor, the City Clerk, the Treasurer, the City's Director of Taxation and the City's Manager of Tax Accounting are hereby authorized to execute the Extension Agreement on behalf of the City.

This By-law shall come into force and take effect as of January 1, 2005

PASSED and ENACTED this 29th day of June, 2005.

Mayor

City Clerk

SCHEDULE " A

ROLL NUMBER	ASSESSMENT TYPE	DATE CERTIFICATE ISSUED	REDEMPTION DATE
003250308850000	Residential	5/16/2005	5/16/2006
003650700270000	Residential	5/16/2005	5/16/2006
030213076500000	Business	5/16/2005	5/16/2006
030215010600000	Mixed	5/16/2005	5/16/2006
030216529000000	Residential	5/16/2005	5/16/2006
030216529200000	Residential	5/16/2005	5/16/2006
030237066000000	Residential	5/16/2005	5/16/2006
030266074300000	Residential	5/16/2005	5/16/2006
030271015400000	Residential	5/16/2005	5/16/2006
040282528000000	Residential	5/16/2005	5/16/2006
303510666000000	Residential	5/16/2005	5/16/2006
010061066300000	Residential	5/16/2005	5/16/2006
030264005800000	Residential	5/16/2005	5/16/2006
003280002400000	Residential	5/16/2005	5/16/2006
003255350000000	Residential	5/16/2005	5/16/2006
003255350900000	Residential	5/16/2005	5/16/2006
003260264000000	Residential	5/16/2005	5/16/2006
003110046000000	Business	5/16/2005	5/16/2006
003250308650000	Residential	5/16/2005	5/16/2006
003310148000000	Residential	5/16/2005	5/16/2006
003310500000000	Residential	5/16/2005	5/16/2006
003325202000000	Residential	5/16/2005	5/16/2006
003355168000000	Mixed	5/16/2005	5/16/2006
003365160000000	Mixed	5/16/2005	5/16/2006
003045150160000	Residential	5/16/2005	5/16/2006
003410356000000	Residential	5/16/2005	5/16/2006
003480256000000	Residential	5/16/2005	5/16/2006
003510730250000	Residential	5/16/2005	5/16/2006
003610226000000	Residential	5/16/2005	5/16/2006
003650751280000	Residential	5/16/2005	5/16/2006
003655112200000	Residential	5/16/2005	5/16/2006
003750338000000	Residential	5/16/2005	5/16/2006
003750676000000	Residential	5/16/2005	5/16/2006
003760056000000	Residential	5/16/2005	5/16/2006
010031012500000	Residential	5/16/2005	5/16/2006
010044044500000	Residential	5/16/2005	5/16/2006
010095505800000	Business	5/16/2005	5/16/2006

SCHEDULE "A"

ROLL NUMBER	ASSESSMENT TYPE	DATE CERTIFICATE ISSUED	REDEMPTION DATE
010091063300000	Residential	5/16/2005	5/16/2006
010094566300000	Residential	5/16/2005	5/16/2006
010093033100000	Residential	5/16/2005	5/16/2006
010104501600000	Residential	5/16/2005	5/16/2006
030204000100000	Business	5/16/2005	5/16/2006
030212575900000	Residential	5/16/2005	5/16/2006
030213548600000	Residential	5/16/2005	5/16/2006
003650521000000	Residential	5/16/2005	5/16/2006
003510750000000	Residential	5/16/2005	5/16/2006
003760238000000	Residential	5/16/2005	5/16/2006
003045150240000	Residential	5/16/2005	5/16/2006
003110044000000	Residential	5/16/2005	5/16/2006
003220186000000	Residential	5/16/2005	5/16/2006
003240366000000	Residential	5/16/2005	5/16/2006
003120252000000	Residential	5/16/2005	5/16/2006
003220062000000	Residential	5/16/2005	5/16/2006
003250168000000	Residential	5/16/2005	5/16/2006
003250405100000	Residential	5/16/2005	5/16/2006
003255304200000	Residential	5/16/2005	5/16/2006
003010096000000	Residential	5/16/2005	5/16/2006
003010218000000	Residential	5/16/2005	5/16/2006
003010370000000	Residential	5/16/2005	5/16/2006
003020086070000	Residential	5/16/2005	5/16/2006
003020200000000	Residential	5/16/2005	5/16/2006
003020242000000	Residential	5/16/2005	5/16/2006
003030500000000	Business	5/16/2005	5/16/2006
003040234000000	Residential	5/16/2005	5/16/2006
003044026000000	Residential	5/16/2005	5/16/2006

Note:

Business Classification is any commercial, industrial, multi-residential or pipeline assessed property.

Residential Classification is any farm, residential, or managed forest assessed property.

Mixed Classification is any property that has at least one of the business classification assessments and one from the residential classification assessments.