

Authority: Policy and Finance Committee Report No. 10, Clause No. 16,  
as adopted by City of Toronto Council on December 5, 6 and 7, 2005  
Enacted by Council: December 7, 2005

**CITY OF TORONTO**

**BY-LAW No. 1026-2005**

**To amend Municipal Code Chapter 441, Fees, to charge a dishonoured cheque fee and late payment fees on all fees imposed under this Chapter.**

WHEREAS section 391 of the *Municipal Act, 2001* (the “Act”) provides that a municipality may pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it; and

WHEREAS subsection 396(1) of the Act provides that a by-law under Part XII of the Act may provide for interest charges and other penalties, including the payment of collection costs, for fees and charges that are due and payable;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Municipal Code Chapter 441, Fees, is amended by renumbering § 441-1 to § 441-1.1, and by changing “Schedule A to § 441-1” to “Schedule A to § 441-1.1”.
2. Municipal Code Chapter 441, Fees, is further amended by adding the following section:

**§ 441-1. Late payment charges and dishonoured cheque charges.**

A. The following shall be imposed on all fees and charges imposed under this Chapter:

- (1) Late payment charges shall be added to all fees and charges that are due and payable at the rate of 1.25 percent on the first day of default, and every thirty days thereafter during such time as the default continues.
- (2) A dishonoured cheque processing fee of \$35.00 shall be added to any fee or charge paid by cheque, which cheque was returned by a bank or other financial institution for reasons such as insufficient funds being available in the account upon which the cheque was drawn.

ENACTED AND PASSED this 7th day of December, A.D. 2005.

DAVID R. MILLER,  
Mayor

ULLI S. WATKISS  
City Clerk

(Corporate Seal)