



**Municipality of Middlesex Centre  
By-Law 2023-106**

**Being an amendment to By-law 2022-104 to establish various fees and charges for services provided by the Municipality of Middlesex Centre (Fee By-Law)**

**WHEREAS** subsection 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

**AND WHEREAS** section 9 of the Municipal Act, 2001, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**AND WHEREAS** section 10(1) of the Municipal Act, 2001, provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

**AND WHEREAS** section 10(2) of the Municipal Act, 2001, provides that a municipality may pass by-laws respecting: in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1);

**AND WHEREAS** pursuant to By-Law 2010-080 public notice has been provided with respect to the intent to pass new fees and charges;

**AND WHEREAS** section 391 (1) of the Municipal Act, 2001, provides that a municipality may impose fees or charges on persons:

- (a) for services and activities provided or done by or on behalf of it;
- (b) for costs payable by it for services and activities provided or done by or on behalf of any other municipality or any local board; and
- (c) for the use of its property including property under its control;

**AND WHEREAS** Council adopted By-2022-104 on December 7, 2022, and it is has been deemed expedient to revise this by-law;

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the Municipality of Middlesex Centre enacts as follows:

1. That Schedule D – Public Works & Eng, be amended by the addition of the following:

Item	Description of Charge	Fee Amount (2023)
	<b>TREE REMOVAL</b>	
5.1	Per 1cm of DBH	\$35.00

2. That Schedule F – Community Services, be amended by the addition of the following:

Item	Description of Charge	Fee Amount (2023)
	<b>COMMEMORATIVE TREE &amp; BENCH PROGRAM</b>	
20.1	Commemorative Tree approximately 30mm DBH with engraved flagstone marker	\$650.00
20.2	Commemorative Tree approximately 50mm DBH with engraved flagstone marker	\$850.00
20.3	Commemorative Bench including plaque	\$2,800.00

**PASSED AND ENACTED** this 4<sup>th</sup> day of October 2023.

— (Original Signed) \_\_\_\_\_  
Aina DeViet, Mayor

— (Original Signed) \_\_\_\_\_  
James Hutson, Municipal Clerk