

MA-DI-1

Ministry of  
Municipal Affairs  
and Housing

Office of the Minister

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March 18, 2011

Ministère des  
Affaires municipales  
et du Logement

Bureau du ministre

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LEGISLATIVE SERVICES	
COPY TO:	FOR:
Chair	Committee
CAO	Ontario
Community Services	Council
Public Works	April 28 2011
Employee and Business Services	
Health Services	File
Human Services	
Peel Living	

11-53337

Regional Municipality of Peel  
Office of the Regional Chair

MAR 22 2011

RECEIVED

Mr. Emil V. Kolb  
Regional Chairman and CEO  
The Regional Municipality of Peel  
10 Peel Centre Drive  
Brampton ON L6T 4B9


Dear Mr. Kolb:

Thank you for your letter of March 1, 2011 and the enclosed 2011 tax-ratio delegation by-law for the Region of Peel, as well as council resolutions from the City of Mississauga, City of Brampton, and Town of Caledon consenting to the delegation.

As you know, Ontario Regulation 103/09 designates the Region of Peel for the purposes of section 310 of the *Municipal Act, 2001*. Amendments made in 2010 to the act and regulation now allow the designation to continue to apply for future years. This will be contingent upon the Region continuing to delegate its tax-ratio authority and to submit a copy of its by-law and the resolutions of its area municipalities to the ministry by March 15<sup>th</sup> of that year.

Thank you for raising this matter with me. Please accept my best wishes.

Sincerely,

  
Rick Bartolucci, MPP, Sudbury  
Minister

REFERRAL TO \_\_\_\_\_  
RECOMMENDED \_\_\_\_\_  
DIRECTION REQUIRED \_\_\_\_\_  
RECEIPT RECOMMENDED  \_\_\_\_\_



## Office of the Chair

March 1, 2011

Rick Bartolucci,  
Minister of Municipal Affairs and Housing  
777 Bay Street, 17th Floor  
Toronto, ON  
M5G 2E5

Dear Minister,

As you know, Section 310 of the *Municipal Act* permits an upper tier municipality to delegate tax ratio-setting authority to its area-municipalities. The Council of the Regional Municipality of Peel has decided to delegate tax ratio-setting authority to the City of Mississauga, the City of Brampton and the Town of Caledon for purposes of 2011 taxation. All three area municipal Councils have accepted this delegation request by the February 28<sup>th</sup> delegation deadline.

Please find attached the Region of Peel's 2011 delegation by-law and the three area municipal council resolutions accepting delegation. I would also like to point out that Peel's delegation by-law contains a clear and concise apportionment plan to fairly distribute upper tier costs among the region's three area municipalities. This plan directs that all general and special upper tier tax levy requirements (except for waste management) be apportioned among Peel's area municipalities according to their relative shares of Current Value Assessment (CVA) for 2011 taxation. For apportionment purposes the CVA data is weighted by the tax ratios for each class of property. Waste management costs are apportioned based on relative lower-tier municipal household counts according to the assessment roll data provided by the Municipal Property Assessment Corporation. Peel Regional Police costs are apportioned between Mississauga and Brampton based on tax ratio weighted CVA. Caledon fully assumes the costs of the Ontario Provincial Police.

I am confident that you will accept Peel's apportionment plan as a reasonable and fair basis for distributing upper tier costs in a delegated ratio-setting scenario. I would therefore ask you to approve the delegation of tax ratio-setting in Peel as required by the *Municipal Act*.

Sincerely,

Emil V. Kolb  
Regional Chairman & C.E.O.

cc: Regional Council

Attachments

CERTIFIED TRUE COPY

Carol Zaid

Regional Clerk

Regional Municipality of Peel

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 5-2011

March 2nd, 2010

**A by-law to delegate to each lower-tier municipality the authority to pass a by-law establishing tax ratios and setting out a method by which the portion of Regional levies that will be raised in each lower-tier municipality can be determined.**

WHEREAS the Regional Municipality of Peel has the authority pursuant to section 310 of the *Municipal Act*, as amended (hereinafter referred to as the "Act") to delegate to the lower-tier municipalities the authority to establish tax ratios within the lower-tier municipality for both lower-tier municipal and upper-tier purposes;

AND WHEREAS, the *Act* requires that such a by-law must set out the portion of the general upper-tier levy and any special upper-tier levy that will be raised in each lower-tier municipality or a method by which the portion can be determined;

AND WHEREAS, the Regional Municipality of Peel has by resolution adopted on February 10, 2011, directed that a by-law to delegate the authority to establish tax ratios and to set out a method by which the portion of regional levies that will be raised in each lower-tier municipality can be determined;

NOW THEREFORE the Council of the Regional Corporation enacts as follows:

1. That the authority to pass a by-law establishing the tax ratios for both lower tier and upper tier purposes for the year 2011 within each of the City of Mississauga, the City of Brampton and the Town of Caledon is hereby delegated to the City of Mississauga, the City of Brampton and the Town of Caledon, respectively.
2. That the portion of the general upper-tier levy and of the special upper-tier levies of The Regional Municipality of Peel that will be raised in each of the City of Mississauga, the City of Brampton and the Town of Caledon be determined by the method set out in Schedule "A" hereto.
3. That Schedule "A" attached hereto is hereby enacted and forms an integral part of this by-law.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 24<sup>th</sup> day of February, 2011.

Carol Zneid

Regional Clerk

Emil Kolbe

Regional Chair

**Schedule "A" to By-law Number 5-2011**

In order to apportion the Region of Peel's 2011 upper-tier levies among the lower-tier municipalities of Mississauga, Brampton and Caledon, the following plan shall apply:

1. The amount of the general upper-tier levy sufficient for the payment of the estimated expenditures adopted for waste management purposes shall be apportioned according to each lower-tier municipality's share of 2011 household counts;
  - 1.1 "household counts" means the household counts for the City of Mississauga, City of Brampton and Town of Caledon for the budget year according to Assessment Roll Data provided by the Municipal Property Assessment Corporation;
2. The amount of the special upper-tier levy sufficient for the payment of the estimated expenditures adopted for Peel Regional Police shall be apportioned in its entirety between Mississauga and Brampton according to the ratio of their total 2011 assessments for 2011 taxation of the land in each municipality that is rateable for municipal purposes, with the assessment of each class of property being weighted using the prescribed transition ratio for that class;
  - 2.1 The amount of the special upper-tier levy sufficient for the payment of the estimated expenditures adopted for Ontario Provincial Police shall be apportioned in its entirety to Caledon;
3. The amount of the general upper-tier levy sufficient for the payment of all other estimated expenditures adopted shall be apportioned among the three lower-tier municipalities according to the ratio of the total assessments for 2011 of the land in each municipality that is rateable for municipal purposes, with the assessment of each class of property being weighted using the prescribed transition ratio for that class.



RESOLUTION 0030-2011  
adopted by the Council of  
The Corporation of the City of Mississauga  
at its meeting on February 9, 2011

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0030-2011    Moved by: Katie Mahoney                      Seconded by: Pat Saito

WHEREAS section 310(1) of the *Municipal Act* allows the Council of an upper-tier municipality through by-law to delegate the establishment of tax ratios for the year within the lower-tier municipality for both lower-tier and upper-tier purposes;

AND WHEREAS section 310(2) of the *Municipal Act* requires the Regional By-law to contain a methodology to apportion the Regional Levy to the lower-tier municipalities;

AND WHEREAS section 310(3) of the *Municipal Act* requires all of the lower-tier municipalities within an upper-tier municipality to pass a resolution consenting to the Regional by-law;

NOW BE IT HEREBY RESOLVED THAT:

1.     The Council of the Corporation of the City of Mississauga consents to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to the Cities of Mississauga and Brampton and the Town of Caledon, in accordance with section 310 of the *Municipal Act* for the 2011 property tax year;
2.     That Council consents to the apportionment of the Regional Levy based on the following:
  - (a)    Waste management costs apportioned based on relative lower-tier municipal household counts according to the roll data provided by MPAC;
  - (b)    Peel Regional Police costs apportioned between Mississauga and Brampton based on weighted Current Value Assessment. Caledon to fully assume the cost of the Ontario Provincial Police.
  - (c)    Remaining Regional services apportioned among the lower-tier municipalities according to relative shares of weighted Current Value Assessment;
3.     That the Council of the Regional Municipality of Peel be so advised.

Carried

**Minutes  
Committee of Council**

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- CW064-2011
1. That the report from D. McFarlane, Director of Revenue, Financial and Information Services, dated January 28, 2011, to the Committee of Council Meeting of February 16, 2011, re: **Bill 212 – Provincial Offences Act Fines Added to Taxes – RML#2010-013** (File F04) be received; and,
  2. That staff continue to work with other municipalities and professional associations to request that the Province grant additional authority to Ontario Municipalities to collect defaulted fines through the tax roll.

Carried

- \* F 6. Report from D. McFarlane, Director of Revenue, Financial and Information Services, dated February 3, 2011, re: **Delegation of Regional Tax Ratio Setting 2011** (File F05).

- CW065-2011
1. That the report from D. McFarlane, Director of Revenue, Financial and Information Services, dated February 3, 2011, to the Committee of Council Meeting of February 16, 2011, re: **Delegation of Regional Tax Ratio Setting 2011** (File F05) be received; and,
  2. That the City of Brampton consents to a by-law delegating the upper tier tax ratio setting authority within the Region of Peel to the lower tier Municipalities and to a continuation of the apportionment methodology in place in the 2010 tax year; and,
  3. That a certified copy of the resolution be forwarded to Jim Alpous, Specialist, Property Tax, at the Region of Peel by March 1, 2011.

Carried

This photocopy is a true copy of the original document which has not been altered in any way.

*Earl Evans*

Deputy City Clerk  
City of Brampton

Date: February 25 20 11

- F 7. Report from M. Lewis, Commissioner of Financial and Information Services and Treasurer, dated February 7, 2011, re: **Powerade Centre – Revised Agreement – Ward 3** (File F02).

In response to questions, Ms. Deborah Dubenofsky, City Manager, and Mr. Mo Lewis, Commissioner of Financial and Information Services and Treasurer, provided information on the following topics:



TOWN HALL

6311 Old Church Road, Caledon, ON L7C 1J6

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February 25, 2011

Region of Peel  
10 Peel Centre Drive  
Brampton, Ontario  
L6T 4B9

Attention: Mr. Jim Alpous, Finance

Dear Mr. Alpous:

**RE: Delegation of Tax Ratio Setting Authority under Section 310 of the Municipal Act**

At the regular meeting of Council held on February 22, 2011, Council received Report CS-2011-007 regarding the Delegation of Tax Ratio Setting Authority under Section 310 of the Municipal Act. The following was adopted:

That Report CS-2011-007, regarding the Delegation of Tax Ratio – Setting Authority under Section 310 of the *Municipal Act, 2001* be received; and

That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to the Cities of Mississauga and Brampton and the Town of Caledon, in accordance with section 310 of the *Municipal Act, 2001*, for the 2011 property tax year.

If you have any questions regarding the report, please contact Fuwing Wong, Treasurer at 905-584-2272 ext: 4257 or [fuwing.wong@caledon.ca](mailto:fuwing.wong@caledon.ca).

Yours truly,

Barbara Karrandjas  
Legislative Administrator  
e-mail: [barbara.karrandjas@caledon.ca](mailto:barbara.karrandjas@caledon.ca)