The Corporation of The Town of The Blue Mountains

By-law Number 2021 – 6

Being a By-law to authorize temporary borrowing to meet the current expenses of the municipality for the year ending December 31, 2021

Whereas the provisions of the Municipal Act, 2001, S. O. 2001, c. 25, Section 407, permit a municipality to authorize temporary borrowing, until the taxes are collected and other revenues are received, of the amounts that the municipality considers necessary to meet the current expenses of the municipality for the year;

And whereas the total amount borrowed at any one time plus any outstanding amounts of principal borrowed and accrued interest, except with the approval of the Ontario Municipal Board, is limited;

Now therefore the Council of The Corporation of the Town of The Blue Mountains hereby enacts as follows:

1. At any time during a fiscal year, the Head of Council and the Treasurer may authorize temporary borrowing, until the taxes are collected and other revenues are received, of the amounts that the municipality considers necessary to meet the current expenses of the municipality for the year, and of the amounts, whether or not they are expenses for the year, that a municipality requires in the year for:

   a) reserve, sinking and retirement funds;

   b) principal and interest due on any debt of the municipality;

   c) school purposes;

   d) other purposes the municipality is required by law to provide for; and,

   e) the amount of principal and interest payable by a person or municipality primarily liable for a debt, if the municipality has guaranteed the debt and the debt is in default.

2. Except with the approval of the Local Planning Appeal Tribunal, the total amount borrowed at any one time plus any outstanding amounts of principal borrowed and accrued interest shall not exceed:

   a) from January 1 to September 30 in the year, 50 per cent of the total estimated revenues of the municipality as set out in the budget adopted for the year; and,

   b) from October 1 to December 31 in the year, 25 per cent of the total estimated revenues of the municipality as set out in the budget adopted for the year.

3. Until the budget is adopted in a year, the limits upon borrowing under Section 2 shall temporarily be calculated using the estimated revenues of the municipality set out in the budget adopted for the previous year.

4. In Sections 2 and 3, estimated revenues do not include revenues derivable or derived from:

   a) arrears of taxes, fees or charges; or,

   b) a payment from a reserve fund of the municipality, whether or not the payment is for a capital purpose.

5. The lenders from whom amounts may be borrowed under authority of this By-law shall be TD Canada Trust and such other lender(s) as may be determined from time to time by resolution of Council.

6. The lender is not responsible for establishing the necessity of temporary borrowing or the manner in which the borrowing is used.

And further, that this By-law shall come into force and take effect upon the first day of January, 2021.

Enacted and passed this 27^{th} day of January, 2021.

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Alar Soever, Mayor

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Corrina Giles, Town Clerk