

City of Mississauga Corporate Report



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| <p>Date: October 1, 2020</p> <p>To: Chair and Members of General Committee</p> <p>From: Gary Kent, CPA, CGA, ICD.D, Commissioner of Corporate Services and Chief Financial Officer</p> | <p>Originator's files:</p> <hr/> <p>Meeting date: October 21, 2020</p> |
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Subject

Expansion of the Port Credit Business Improvement Area (BIA) (Ward 1)

Recommendation

That a by-law be enacted to expand the Port Credit Business Improvement Area (Port Credit BIA) as outlined in Appendix 3 of the report titled "Expansion to the Port Credit Business Improvement Area (BIA) (Ward 1)", dated October 1, 2020 by the Commissioner of Corporate Services and Chief Financial Officer.

Background

On July 8, 2020, City Council adopted Resolution 0228-2020 to authorize the City Clerk to give notice of City Council's intention to enact a by-law to expand the boundaries of the Port Credit BIA. A copy of the associated Corporate Report is attached as Appendix 1.

In accordance with the *Municipal Act, 2001*, notice of intention to pass a by-law for the expansion of the Port Credit BIA was sent to the board of management of the Port Credit BIA along with every property owner who pay commercial property taxes within the existing and the proposed expansion boundary area (Appendix 2).

Any property owner who receives notice is required to give a copy of the notice to each tenant of the property to which the notice relates who is required to pay all or part of the taxes on the property.

Comments

Upon completion of the 60 day notice period, no objections were received by the City Clerk from any persons who are entitled to notice in accordance with the *Municipal Act, 2001*.

In order for the by-law not to proceed, the *Municipal Act, 2001*, sets the following three part test:

Objections

3(a) written objections are received by the clerk of the municipality within 60 days after the last day of mailing of the notices;

(b) the objections have been signed by at least one-third of the total number of persons entitled to notice under subsection (1) and under clause (2) (a); and

(c) the objectors are responsible for,

- (i) in the case of a proposed addition to an existing improvement area:
 - (A) at least one-third of the taxes levied for purposes of the general local municipality levy on rateable property in all prescribed business property classes in the improvement area, or
 - (B) at least one-third of the taxes levied for purposes of the general local municipality levy on rateable property in all prescribed business property classes in the geographic area the proposed by-law would add to the existing improvement area, or
- (ii) in all other cases, at least one-third of the taxes levied for purposes of the general local municipality levy on rateable property in all prescribed business property classes in the improvement area. 2001, c.25, s.210 (3).

The required number of objections was not received and therefore the City is permitted to enact a by-law to update the Port Credit BIA boundary. A by-law establishing the expansion of the Port Credit BIA will come before Council for approval. Once the expanded BIA boundary is established, the Executive will prepare a budget for the BIA, subject to Council's approval.

Financial Impact

Not Applicable

Conclusion

Given that there were no objections to the expansion of the Port Credit BIA boundary and in accordance with the *Municipal Act, 2001*, the City Clerk deems that it is valid for City Council to enact a by-law to expand the Port Credit BIA within the proposed boundary area.

Attachments

- Appendix 1: Planning and Development Committee Corporate Report titled "Proposed Expansion to the Port Credit Business Improvement Area (BIA)", dated June 3, 2020
- Appendix 2: Notice of Intention to Expand the Port Credit BIA
- Appendix 3: Proposed Port Credit BIA Boundary Expansion Map



Gary Kent, CPA, CGA, ICD.D, Commissioner of Corporate Services and Chief Financial Officer

Prepared by: Angie Melo, Legislative Coordinator