

CITY OF BURNABY

BYLAW NO. 14077

A BYLAW to provide for payment of taxes and utilities before the due date

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY TAX AND UTILITIES PREPAYMENT BYLAW 2019.**
2. In this Bylaw:
 - (a) “**Collector**” means the Director Finance, being the City officer assigned responsibility as collector of taxes for the City;
 - (b) “**City**” means the City of Burnaby;
 - (c) “**due date**” means the day designated by Council in any year as the due date for payment of taxes or utilities, as applicable;
 - (d) “**pre-authorized debit plan**” means a plan for the prepayment of taxes and utilities, by means of a pre-authorized automatic debit arrangement with the taxpayer's financial institution;
 - (e) “**prime rate**” means the prime rate designated from time to time by the Royal Bank of Canada at its main branch in Vancouver, BC;
 - (f) “**taxes**” means property taxes and includes sewer parcel taxes and local service taxes (including business improvement area taxes); and
 - (g) “**utilities**” includes charges for flat rate water, sewer use, cross connection device and garbage disposal.
3. The Collector is hereby authorized to receive money for taxes and utilities before the due **date** on the terms set out in this Bylaw.

4. The owner or occupant of a property may apply to the **Collector** to enter into a **pre-authorized debit plan** by submitting to the **Collector** a completed application, in the form and with supporting documentation established by the **Collector**.
5. The **Collector** is authorized to accept and hold amounts paid as prepayment of **taxes** and/or **utilities** before the **due date** on the following terms:
 - (a) All monies paid in accordance with a **pre-authorized debit plan** will earn simple interest on the daily balance of the amount held in the property's account for instalment payments for **taxes** and **utilities**.
 - (b) Any prepayment of monies, other than as part of a **pre-authorized debit plan**, will earn interest only if paid to the property's account for **taxes**.
 - (c) Interest will not be paid for any prepayment of monies, other than as part of a **pre-authorized debit plan**, to a property's **utilities** account.
 - (d) The rate of interest payable will be equivalent to the **prime rate** less 2.5 percent, subject to a minimum interest rate of 0.5 percent
 - (e) No interest is payable each year during the period from May 1 to the **due date** for **taxes**.
 - (f) The interest rate will be updated on the 1st of each month, excluding the period from May 1 to the **due date** for **taxes**, after which the interest rate in effect as of April 30 will apply until the 1st day of the month after the **due date** for **taxes**.
6. Prepayments made to a **pre-authorized debit plan** are non-refundable. If the subject property is sold or otherwise transferred to another owner, the **Collector** will upon request provide a tax certificate verifying the total prepayments collected to date, including interest earned pursuant to this Bylaw.
7. A **pre-authorized debit plan** may be cancelled at any time by providing notice to the **City** at least ten (10) days prior to the date of the next pre-authorized payment. The

transfer of ownership of a property does not automatically cancel a **pre-authorized debit plan**.

8. Any prepayment of **taxes** and/or **utilities** or payment to a **pre-authorized debit plan** that fails to be honoured will be subject to a service fee in accordance with the Burnaby Financial Administration Fees and Charges Bylaw and only cash, debit card, money order, bank draft, certified cheque or online banking will be accepted for the replacement of the dishonoured payment. If there are two (2) or more dishonoured payments in a six (6) month period, the account for the property will be placed on a one (1) year probationary period, during which only payment by cash, debit card, money order, bank draft, certified cheque or online banking will be accepted for the account.
9. After two consecutive dishonoured payments the **pre-authorized debit plan** will be cancelled and the owner or occupant of the property will be required to re-apply to the **Collector** to enter into a new **pre-authorized debit plan** in accordance with Section 4 of this Bylaw.
10. Bylaw No. 9889, being Burnaby Tax Prepayment Bylaw, and all subsequent amendments are hereby repealed.

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| Read a first time this | day of | 2019 |
| Read a second time this | day of | 2019 |
| Read a third time this | day of | 2019 |
| Reconsidered and adopted this | day of | 2019 |

MAYOR

CLERK