



## Consolidated Bylaw No. 14077C

### Burnaby Tax and Utilities Prepayment Bylaw 2019 Bylaw No. 14077

Purpose: to provide for payment of taxes and utilities before the due date

The following document is a copy of the above-named parent Bylaw in which every current enforceable amendment made to that Bylaw has been **CONSOLIDATED FOR CONVENIENCE** only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

To view an amendment bylaw made to **Bylaw No. 14077**, click on the link below:

<https://heritageburnaby.ca/>

Burnaby Tax and Utilities Prepayment Bylaw 2019			
No.	Amendment Bylaw No.	Final Adoption Date	Description
1	14772	25-Nov-2025	Repeal and Replace Section 5(d), prime rates, and Section 8, pre-authorized debit plan.
Original	14077	04-Nov-2019	

**CITY OF BURNABY**

**BYLAW NO. 14077**

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

(Consolidated for Convenience with Bylaw 14772)

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-**

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**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 3.5 percent, subject to a minimum interest rate of 0.25 percent and a maximum interest rate of 4.0 percent. **(BYLAW 14772)**
  - (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 1<sup>st</sup> 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**.

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8. Any prepayment of **taxes** and/or **utilities** that fail to be honoured will be subject to a service fee in accordance with the Burnaby Consolidated Fees and Charges Bylaw. The **City** may cancel a **pre-authorized debit plan** if there are two (2) or more dishonoured payments in a six (6) month period. **(BYLAW 14772)**
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.

Read a first time this 28<sup>th</sup> day of October, 2019

Read a second time this 28<sup>th</sup> day of October, 2019

Read a third time this 28<sup>th</sup> day of October, 2019

Reconsidered and adopted by Council this 4th day of November, 2019

MAYOR

CLERK