

THE CORPORATION OF THE TOWN OF LINCOLN

BY-LAW NO. 2024-77

BY-LAW TO AMEND BY-LAW 2024-30, BEING A BY-LAW
FOR THE IMPOSITION OF DEVELOPMENT CHARGES
AND TO REPEAL BY-LAW 2018-93 AND 2022-30 (PARKS
AND RECREATION AND GROWTH STUDIES)

WHEREAS:

1. The Development Charges Act, 1997 c. 27 (hereinafter called "the Act") provides that the council of a municipality may by by-law impose development charges against land to pay for increased capital costs required because of increased need for services;
2. Section 19 of the Act provides for amendments to be made to Development Charges by-laws;
3. Subsections 19 (1.2) and 19 (1.3) of the Act permits a municipality to amend a Development Charges by-law, subject to conditions being met, that do not require the process for by-law amendments under subsection 19 (1) of the Act to be followed.

NOW THEREFORE THE COUNCIL OF THE TOWN OF LINCOLN ENACTS
AS FOLLOWS:

1. By-law 2024-30 is hereby amended as follows:
 - A. The title of the by-law is deleted and replaced with the following:

"A BY-LAW FOR THE IMPOSITION OF DEVELOPMENT
CHARGES AND TO REPEAL BY-LAWS 2018-93 AND 2022-30
(PARKS AND RECREATION AND GROWTH STUDIES)"
 - B. The Capital Cost Definition in Section 1 is deleted, and the following definition is substituted, therefore:

““Capital cost” means costs incurred or proposed to be incurred by the municipality or a local board thereof directly or by others on behalf of and as authorized by the municipality or local board;

 - i. to acquire land or an interest in land, including a leasehold interest;
 - ii. to improve land;
 - iii. to acquire, lease, construct or improve buildings and structures;
 - iv. to acquire, construct or improve facilities including:
 - a. furniture and equipment other than computer equipment;
 - b. materials acquired for circulation, reference or information purposes by a library board as defined in the Public Libraries Act; and
 - c. rolling stock with an estimated useful life of seven years or more;
 - v. to undertake studies in connection with any of the matters referred to in paragraphs (i) to (iv);

- vi. costs of the development charge background study required under section 10; and
 - vii. interest on borrowing for those expenditures under clauses (i) to (iv) above that are growth-related.”
- C. Section 2.1 of the by-law is deleted and substituted with the following:
- “The categories of services/class of services for which development charges are imposed under this by-law are as follows:
- (a) parks and recreation services; and
 - (b) growth studies.”
- D. Repeal the Mandatory Phase-in Section 7.1.
- E. Schedule “A” is deleted and replaced with Schedule “A” attached to this by-law.
- F. Schedule “B” is deleted and replaced with Schedule “B” attached to this by-law.
2. This By-law shall come into force and take effect on the date of its final passing.
3. Except as amended by this By-law, all provisions of By-law 2024-30, are and shall remain in full force and effect.

PASSED AND ENACTED on the 18th day of November 2024.

Original signed by:

MAYOR: SANDRA EASTON

Original signed by:

CLERK: JULIE KIRKELOS

SCHEDULE "A"
TO BY-LAW NO. 2024-30

DESIGNATED MUNICIPAL SERVICES/CLASSES OF
SERVICES UNDER THIS BY-LAW

Town-Wide Services/Classes of Services

- Parks and Recreation Services
 - Parkland Development
 - Park Vehicles and Equipment
 - Recreation Facilities
- Growth Studies
 - Services Related to a Highway
 - Fire Protection Services
 - Parks and Recreation Services
 - Library Services
 - Water Services
 - Wastewater Services
 - Stormwater Drainage and Control Services

SCHEDULE "B"
 TO BY-LAW NO. 2024-30
 RESIDENTIAL AND NON-RESIDENTIAL DEVELOPMENT CHARGE RATES

Service	RESIDENTIAL					NON-RESIDENTIAL (per sq.m of Gross Floor Area)			
	Single and Semi-Detached Dwelling	Multiples	Apartments - 2 Bedrooms +	Apartments - Studio and 1 Bedroom	Special Care/Special Dwelling Units	Primary	Commercial	Industrial	Institutional
Town-wide Services									
Parks and Recreation Services	9,645	7,981	6,825	4,423	3,697	5.70	34.12	14.21	25.30
Growth Studies	1,077	892	762	494	413	1.61	9.36	3.88	7.00
Total Town-wide Services	10,722	8,873	7,587	4,917	4,110	7.31	43.48	18.09	32.30