

THE CORPORATION OF THE TOWN OF IROQUOIS FALLS

TAX REBATE POLICY FOR ELIGIBLE CHARITIES

1. DEFINITIONS

- (1) “*Eligible charity*” means a registered charity as defined in subsection 248 (1) of the Income Tax Act (Canada) that has a registration number issued by the Canada Revenue agency;
- (2) “*Similar to eligible charity*” means a non-profit organization as defined in subsection 149 (1) of the Income Tax Act (Canada);
- (3) “*Eligible property*” means a property in one of the commercial classes or industrial classes, within the meaning of subsection 308 (1) of the Municipal Act, 2001, S.O., 2001, C. 25.
- (4) “*Eligible Rebate Amount*” means a rebate of 40%, or such other percentage as the Minister of Finance may prescribe, of the taxes or amounts on account of taxes paid by the eligible charity on an eligible property or portion of eligible property it occupies. If the eligible charity is required to pay an amount under section 367 or 368 of The Municipal Act, 2001, S.O. 2001, C. 25, the amount of the rebate shall be the total of the amounts paid by the eligible charity under those sections.

2. APPLICATION

- (1) The Treasury Department shall, on request, provide an eligible charity or similar organization with an application form for tax rebates on eligible properties.
- (2) The applicant shall submit a completed application for a taxation year at anytime during that year but no later than the last day of February of the following year. However, applications may be accepted after the deadline if, in the opinion of the municipality, extenuating circumstances justify the applicant being unable to make the application deadline.
- (3) An eligible charity or similar organization may make an application for a rebate for a taxation year based on an estimate of the taxes or amounts on account of taxes payable by the eligible charity on the eligible property it occupies.

3. REBATE & ADJUSTMENTS

Rebates that are greater than the prescribed eligible rebate amount may be provided for different eligible charities or similar organizations. These rebates may be for up to 100 per cent of the taxes paid by the eligible charity or similar organization.

All rebates to organizations similar to eligible charities and rebates greater than 40 per cent must be approved by Council.

- (1) The municipality shall pay one-half of the eligible rebate amount within 60 days after the receipt by the municipality of the application and the balance of the rebate shall be paid within 120 days of the receipt of the application.

For an organization similar to an eligible charity or where the application is for a rebate greater than 40 per cent, then the municipality shall pay one-half within 60 days after Council approval and the balance of the rebate shall be paid within 120 days of Council approval.

- (2) The municipality shall pay interest, at the same rate of interest that applies under subsection 257.11 (4) of the Education Act, on the amount of any rebate to which the eligible charity or similar organization is entitled if it fails to rebate or credit the amount within the time specified.

- (3) An eligible rebate on a property shall be shared by the municipality and school boards that share in the revenue from the taxes on the property in the same proportion as the municipality and school boards share in those revenues.
- (4) The municipality shall provide a written statement to an eligible charity or similar organization of the proportion of the costs of the rebate that is shared by the school boards.
- (5) If the assessment for an eligible property for a year changes, the rebate with respect to the year shall be recalculated using the new taxes on the property for the year based on the new assessment.
- (6) The municipality shall make a final adjustment to the eligible rebate amount after the taxes or amounts on account of taxes paid by the eligible charity or similar organization can be determined, in respect of the estimated rebate paid and the rebate to which the eligible charity or similar organization is entitled.
- (7) An eligible charity or similar organization shall repay any amounts by which the rebates the eligible charity or similar organization received for the year exceeds the rebates to which the eligible charity or similar organization is entitled.