

THE CORPORATION OF THE TOWN OF SHELBURNE

BY-LAW #02-2023

BEING A BY-LAW TO AUTHORIZE THE BORROWING OF \$9,655,515.00

WHEREAS pursuant to Section 407 (1), (2) and (3) of the Municipal Act, 2001, S. O. 2001, c25, as amended, the Council of the Corporation of the Town of Shelburne deems it necessary to borrow monies from time to time to meet, until the taxes are collected, the current expenditures for the year 2023 (hereinafter called "the year").

AND WHEREAS pursuant to the authority of this by-law the amount that may be borrowed at any one time, together with the total of any similar borrowings that have not been repaid, shall not exceed the sum of \$9,655,515.00.

AND WHEREAS the total amount of the estimated revenues of the Corporation as set forth in the estimate adopted for the (next preceding) year, not including revenues derivable or derived from the sale of assets, borrowings or issues of debentures or from surplus including proceeds from the sale of assets is \$12,874,021.00.

AND WHEREAS the amount of uncollected revenues of the Corporation for the year based on the estimated revenues for the (next preceding) year is 12,874,021.00.

AND WHEREAS 75% of such uncollected revenues, less the amount of similar borrowings that are still unpaid, is \$0 as calculated under subsection (2) of the Municipal Act:

- (a) 50% of the total estimated revenues from January 1 to September 30 in the year; and
- (b) 25% of the total estimated revenues from October 1 to December 31 in the year

NOW THEREFORE the Council of the Corporation of the Town of Shelburne hereby enacts as follows:

1. That the Head of Council and Treasurer are hereby authorized on behalf of the Corporation to borrow monies from time to time, by way of promissory note, from the Royal Bank of Canada, necessary to meet, until the taxes are collected, the current expenditures of the Corporation for the year, provided that the amount that may be borrowed at any one time, together with the total of any similar borrowings that have not been repaid, shall not exceed the sum of nine million, six hundred and fifty-five thousand, and five hundred and fifteen dollars \$9,655,515.00 and to give, on behalf of the Corporation, to the said Bank a promissory note or notes, sealed with the corporation seal and signed by the Head and Treasurer for the monies to be borrowed with interest at the Bank's prime interest rate which shall be as notified by the Bank to the Treasurer from time to time.
2. All sums borrowed pursuant to the authority of this by-law as well as all other sums borrowed in the year and all preceding years from the said Bank to meet current expenditures of the Corporation shall, with interest thereon, be a charge upon the whole of the revenues of the Corporation for the year and for all preceding years as and when such revenues are received.
3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of the taxes levied for the year and preceding years, or from any other source, which may lawfully be applied for such purpose.

READ A FIRST, SECOND AND THIRD TIME in Open Council, and finally passed this 9th day of January 2023.

MAYOR

CLERK