

# The Corporation of the Township of Pelee

## By-law No. 1601

Being a by-law to Authorize the Borrowing of Money  
to Meet Current Expenditures for the Year 2003

**WHEREAS** pursuant to the provisions of Section 407(1) of the Municipal Act, 2001, S.O. 2001, c.24 a council may at any time during a fiscal year, authorize temporary borrowing, until the taxes are collected and other revenues are received, of the amount council considers necessary to meet the current expenditures of the municipality for the year, including amounts required in the year for, sinking and retirement funds; principal and interest due on any debt of the municipality; school purposes; other purposed the municipality is required by law to provide for; and the amount of principal and interest payable by a person or municipality primarily liable for a debt, if the municipality has guaranteed the debt and the debt is in default;

**AND WHEREAS** pursuant to the provisions of Section 407(2) of the Municipal Act, 2001, S.O. 2001, c.24, the amount that may be borrowed at any one time for the purposes mentioned in subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed from January 1st to September 30th of the year 50 percent of the total estimated revenues of the municipality as set out in the budget adopted for the year; and from October 1st to December 31st, 25 percent of the total estimated revenues of the municipality as set out in the budget adopted for the year;

**AND WHEREAS** the Council deems it may be necessary to borrow \$750,000 in total for the current year;

**NOW THEREFORE**, the Council of the Corporation of the Township of Pelee (hereinafter called the Corporation) **HEREBY ENACTS AS FOLLOWS:**

**THAT** the Head and the Treasurer are authorized on behalf of the Corporation to borrow from time to time by way of promissory note, bankers' acceptance or business overdraft protection from the Canadian Imperial Bank of Commerce ("CIBC") a sum or sums not exceeding in the aggregate \$750,000 to meet, until taxes are collected, the current expenditures of the Corporation for the year (including the amounts required for the purposes mentioned in subsection 407(1) of the Act and to give to them a written guarantee, if required, sealed with the corporate seal of the Municipality and signed by the Head and the Treasurer for the sums borrowed plus interest at a rate to be agreed upon from time to time with the CIBC;

**AND THAT** all sums borrowed pursuant to this by-law, as well as all other sums borrowed pursuant to the Act in this year and in previous years from CIBC for any purpose will, with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year end and for all preceding years as and when this revenue is received;


**AND THAT** the Treasurer is authorized and directed to apply payment of all sums borrowed plus interest, all of the moneys collected or received on account in respect of taxes levied for the current year and preceding years or from any other source which may lawfully be applied for this purpose;


**AND THAT** the Treasurer is authorized to furnish to the CIBC a statement showing the nature and amount of the estimated revenues of the Corporation not yet collected and also showing the total of any amounts borrowed that have not been repaid;

**AND THAT** By-law number 1587 is hereby repealed.

**AND THAT** this by-law shall come into force and take effect on the 1st day of January 2003 and its short title shall be "2003 Borrowing By-Law".

Passed this 8th day of September, 2003.

  
Mayor

  
Clerk-Treasurer

**Clerk's Certificate**

I, Daphne Blais Rae, Clerk-Treasurer of the Township of Pelee, DO HEREBY CERTIFY the foregoing to be a true and complete copy of the By-law No. 1601 of the Township of Pelee in the Province of Ontario, duly passed at a meeting of the Council of the Corporation of the Township of Pelee, on the 8th day of September, 2003 and that this By-law is in full force and effect

CERTIFIED THIS \_\_\_\_ day of \_\_\_\_\_, 2003

\_\_\_\_\_  
Daphne Blais Rae, AMCT  
Clerk-Treasurer