

Policy: Policy on Tax Sale Tax Collection Limits

Date Originally Approved: March 29, 2001

Motion: "Council Committee recommends to Council the approval of the Policy on Tax Sale Tax Collection Limits, as presented." Motion carried.

This Policy is current as of: April 3, 2001

MUNICIPALITY OF THE COUNTY OF COLCHESTER

POLICY ON TAX SALE TAX COLLECTION LIMITS

It is the Policy of the Municipality that:

1. Properties in respect of which there are tax liabilities to the Municipality of less than \$1,000 shall not automatically be put up for a tax sale, and \$1,000 shall accordingly be the “tax collection limit” for purposes of Section 134(4)(b) of the Municipal Government Act and successor legislation.
2. Tax sale proceedings may nevertheless be initiated by the Municipality for properties with tax liabilities below the “tax collection limit” where, in the opinion of the Municipal Treasurer, it is in the best interests of the Municipality to proceed to put the property up for a tax sale. For example, and without limiting the Treasurer’s discretion, the Treasurer may determine that such tax sales should occur when:
 - (a) the property is one of several properties owned by a taxpayer in respect of which there are aggregate tax liabilities exceeding the “tax collection limit” and that the properties are best sold together;
 - (b) the Treasurer is of the opinion that selling the property by tax sale will eventually be required in order to effect tax collection and that the Municipality should use a tax sale to return the property to revenue generation more quickly than would otherwise occur;
 - (c) the previous history of tax liabilities with a taxpayer indicates that putting the property up for tax sale will be a cost effective method of collection, or is desirable to deter delay by that taxpayer in paying tax liabilities.
3. In this Policy, “tax liabilities” includes all liabilities in respect of “taxes” as defined in Section 3(bz) of the Municipal Government Act and successor legislation.