



GITWINKSIHLKW VILLAGE GOVERNMENT

FEES AND CHARGES ACT

Gitwinksihlkw Village Government enacted this law on _____

Signed by _____

Chief Ron Nyce
Chief Councillor of the Gitwinksihlkw Village Government

FEEES AND CHARGES ACT

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FEES AND CHARGES ACT**Interpretation**

1. In this Act:

“Law” means an act or regulation of the Nisga’a Village Government or the provisions of either of them;

“Nisga’a Village” means the Nisga’a Village of Gitwinksihlkw;

“Nisga’a Village Government” means the governing council of the Nisga’a Village; and

“Nisga’a Village Lands” means Nisga’a lands that are designated as Nisga’a Village Lands of the Nisga’a Village by the Nisga’a Lisims Government.

Application

2. This Act applies to all lands and persons within the jurisdiction of the Nisga’a Village.

Part 1 – Authority**Authority**

3. (1) The Nisga’a Village Government may impose a fee payable in respect of:
- (a) all or part of a service of the Nisga’a Village;
 - (b) the use of Nisga’a Village property; or
 - (c) the exercise of authority to regulate, prohibit or impose requirements.
- (2) Without limiting subsection (1), the Nisga’a Village Government may by regulation do one or more of the following:
- (a) base the fee on any factor specified in this Act and establish different rates or levels of fees in relation to different factors;
 - (b) establish fees for obtaining copies of documents that are available for public inspection;
 - (c) establish terms and conditions for the payment of a fee, including discounts, interest and penalties; and
 - (d) provide for the refund of a fee.

Part 2 – Fees and Charges**Nisga’a Village Fees**

4. (1) The fees to be charged for the documents and services listed in Column 1 of Schedule A shall be as set out in Column 2 of Schedule A, attached hereto and forming part of this Act.

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- (2) Every person shall pay the amount of the fees and charges specified in Schedule A of this Act.

Special Fees

5. (1) Special fees may be collected as property taxes for work done or services provided to land or improvements, for policing services in response to fire alarm systems and security alarm systems, or any other amounts that the Nisga'a Village is entitled to recover for work done or services provided to land or improvements by the Nisga'a Village under this Act or any other enactment that authorizes the Nisga'a Village to recover amounts in the event of default by a person.
- (2) An amount referred to in subsection (1):
- (a) may be collected in the same manner and with the same remedies as property taxes; and
 - (b) if it is due and payable by December 31 and unpaid on that date, is deemed to be taxes in arrears.

Special Fees that are Liens against Property

6. (1) An amount referred to in section 5(1):
- (a) is a charge or lien on the land and its improvements in respect of which the charge is imposed, the work done or services provided;
 - (b) has priority over any claim, lien, privilege or encumbrance of any person;
 - (c) does not require registration to preserve it.
- (2) An owner of land or real property aggrieved by the creation of a charge or lien under this section may, on 10 days written notice to the Nisga'a Village, apply to the Supreme Court for an order that the charge be removed or that the amount for which it was imposed be varied.
- (3) On an application under subsection (2), if the court is satisfied that any of the amount for which the charge or lien was created was imposed improperly, it may order that the charge or lien be removed or that the amount be varied, or make another order it considers appropriate.

Power to Make Regulations

7. (1) The Nisga'a Village Government may make regulations referred to in section 21 of the Nisga'a *Interpretation Act*, and any amendments thereto, replacements thereof or regulations made thereunder.
- (2) Without limiting section 7(1) of this Act, the Nisga'a Village Government may make regulations respecting the matters set forth in section 3(2) of this Act.

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Commencement

8. This Act comes into force on the date of adoption.

Fees and Charges Act Read a first time the ____ day of _____, 2014.

Fees and Charges Act Read a second time the ____ day of _____, 2014.

Fees and Charges Act Read a third time the ____ day of _____, 2014.

Fees and Charges Act Adopted the ____ day of _____, 2014.

Chief Councillor

Chief Executive Officer

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SCHEDULE A

Administrative and General Fees and Charges

Description	Fee (plus applicable taxes)
Column 1	Column 2
Nisga'a Village Government /committee minutes per page	\$0.25 per page
Acts and regulations	
1 – 9 pages	\$0.25 per page
10 – 24 pages	\$0.25 per page
25 – 49 pages	\$0.25 per page
50 pages plus	\$0.25 per page
Photocopies of bound reports (per page)	\$0.35 per page
Returned Cheques/payment	\$25.00 per returned cheque
Interest on Overdue Accounts Receivable	2% per month additional charge shall be added to the account unless a different penalty is specified in an enactment pertaining to the service provided.
Business License Reports	\$25.00
Official Community Plan	\$40.00
Contract Documents (Tenders)	\$40.00
Zoning Act	\$30.00
Zoning Map	\$10.00
Storage of chattels	\$10.00 per day
Site history review	\$20.00
Researching historical property related information	\$36.00 per hour
Requests for information requiring research into the Village's archival records, or for information dating back over 2 years; or for information requiring more than 15 minutes to locate will be charged at the stated	

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hourly rate, billable in 15-minute increments, plus applicable photocopying charges

Survey lot corners or sewer inverts	\$50.00
Blasting permit	\$50.00, for each seven (7) day period
Highway use permit	\$100.00
Movie filming deposit	\$1,000.00
Movie filming permit	\$150.00
Lane closure	\$50.00
Ditch crossing permit	\$50.00
Special event permit	\$25.00
Special event—noise permit	\$50.00
Parade or procession permit	\$10.00 per day
Roadside rescue - transport of persons	\$50.00 per person
Roadside rescue - vehicle towing	\$75 per vehicle
Police escort for Funeral Procession	\$50 per hour
Advertising loudspeaker permit	\$25.00 per day
Street vending permit	\$50.00
Fireworks permit	\$50.00
Newspaper box deposit (per box)	\$25.00
Newspaper box fee (per box)	\$20.00
Residential parking permit	\$25.00
Truck permit	\$25.00
Overload/oversize vehicle permit	\$50.00

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Access permit to alter existing access or construct new access	\$50.00
Other permits not expressly stipulated in this Act	\$50.00
Mortgage listings	\$25.00
Tax refund to mortgage companies	\$25.00
Mortgage company administration fee for payment of property taxes	\$5.00
Parcel Maps	\$20.00
Copies of property tax notices	
Provided to Owner	\$10.00 per copy
Other than Property Owner	\$15.00 per copy
Certificate of outstanding taxes	
Provided to Owner	\$10.00 per copy
Other than Property Owner	\$15.00 per copy
Building plans	\$30.00

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**Fees and Charges
Animal Control Act**

Description Column 1	Fee (plus applicable taxes) Column 2
Item	Amount
Dog License Fee:	
In respect of a male Dog	\$40.00 per year
In respect of a neutered male Dog	\$20.00 per year
In respect of a spayed female Dog	\$20.00 per year
In respect of an un-spayed female Dog	\$40.00 per year
Dog Tag Replacement Fee	\$3.00
Dog Impounding Fee	
Spayed or Neutered Dog	
First impoundment in a one year period	\$30.00 (licensed dog) \$60.00 (unlicensed dog)
Second and each additional impoundment in a one year period	\$40.00 (licensed dog) \$60.00 (unlicensed dog)
Not spayed or neutered	
First impoundment in a one year period	\$40.00 (licensed dog) \$60.00 (unlicensed dog)
Second and each additional impoundment in a one year period	\$60.00 (licensed dog) \$80.00 (unlicensed dog)
Pound fee for dogs and other animals	\$12.50 per day for dogs \$8.00 per day for cats and other animals
Destruction and disposal fee	\$125.00
Collection and disposal fee	\$100.00
Administration fee	\$20.00

(Note: The fee payable in respect of a female dog will be that prescribed for an un-spayed female dog under the heading "Dog License Fee" unless a letter from a person licensed to practice veterinarian medicine in the Province of British Columbia adequately identifying the dog and stating it is a spayed female is submitted with a Dog License Application of has been submitted with an earlier Dog License Application in respect of the same dog, in which case the fee will be that required for a spayed female dog.)

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**Fees and Charges
Business License Act**

Description	Fee (plus applicable taxes)
Column 1	Column 2
Type of Business	Amount
Food Preparation	\$50.00
Home Occupation	\$50.00
Salesperson	\$50.00
Seasonal	\$40.00
Other	\$50.00

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**Fees and Charges
Building Regulations Act**

Description	Fee (plus applicable taxes)
Column 1	Column 2
<u>Building Permit Fees</u>	
Fee to erect, alter, repair or place a building or structure	\$8.00 per \$1,000.00 or part thereof of the estimated value.
In addition, a non-refundable application fee will be submitted with every application for a permit under the Building Regulations Act	\$30.00 for any project with a value under \$5,000.00
	\$50.00 for any project with a value of \$5,000.00 or over
	Double the permit fee, up to a maximum of \$250.00, for any work undertaken on a project without a valid permit or approval.
Estimated value of fee established by the Building Official shall be determined using the following values as guidelines:	
Industrial and Commercial (use building area)	Frame construction, unfinished, concrete floor \$36.00/ft ²
	Frame construction, unfinished, no partitions \$42.00/ft ²
	Frame construction, finished, with partitions \$78.00/ft ²
	Masonry construction, unfinished, concrete floors \$42.00/ft ²
	Masonry construction, finished, with partitions \$47.00/ft ²
	Masonry construction, finished, with partitions \$84.00/ft ²

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Residential--Single or multi-family frame construction (use aggregate finished floor area):	Slab on grade/crawl space \$80.00/ft ²
	All second floors \$50.00/ft ²
	Unfinished basement area \$10.00/ft ²
	Finished basement area \$30.00/ft ²
	Attached garages \$30.00/ft ²
	Carports (post and beam) \$15.00/ft ²
	Detached garages/shops \$25.00/ft ²
	Decks \$10.00/ft ²
Residential using masonry construction	\$80.00/ft ²
Plan Review—where building permit is issued with no reliance upon certification of a registered professional	\$1.00 per \$1,000.00 of value.
Plan Review—where building permit is issued with reliance upon certification of a registered professional that the designs and plans comply with the <i>British Columbia Building Code</i>	\$0.50 per \$1,000.00 of value.
Administration Fee	\$350.00 for all projects where the construction value exceeds \$10,000.00.
Plumbing: Fee to install, alter, or repair any plumbing works	\$6.00 per fixture.
Sprinklers	\$6.00 for the first twenty-five (25) sprinkler heads plus \$2.00 for each additional sprinkler head thereafter.
Demolition: Fee to demolish a building or structure	\$50.00
Moving: Fee to move a building or structure	\$100.00
Re-inspection: Fee for the inspection of rejected work	\$100.00

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Travel: Fee for travel outside Village boundaries	\$150.00 plus expenses.
Paving Deposits:	\$1.25/ft ² for required paving.
Landscaping Deposits:	an amount equal to an acceptable quote for the required works from a qualified landscape contractor, acceptable to the Nisga'a Village.

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**Fees and Charges
Fire Prevention Act**

Description	Fee (plus applicable taxes)
Column 1	Column 2
<u>Burning</u>	
Burning permits – Class A	\$50.00
Burning permits – Class C	\$0
Inspection fee as per section 64 of this Act	\$100.00
<u>Oil Burning Appliances and Fuel Tanks</u>	
Heater or burner for domestic use	\$25.00 per inspection
Furnace for domestic use	\$25.00 per inspection
Furnace and tank for commercial use	\$25.00 per inspection
Each additional or other appliance	\$25.00 per inspection
Permit & inspection	\$25.00 per inspection
<u>Service Stations and Card-Lock Facilities</u>	
Gasoline and Diesel	
Each fuel pump	\$25.00 per inspection
Farm storage tanks aboveground	\$25.00 per inspection
Waste oil storage tanks aboveground	\$25.00 per inspection
Compressed Gas Systems – Propane Tank Installation	
Permit & site inspection	\$25.00 per inspection
Oxygen Cylinders	
Refills per cylinder	\$10.00
Portable Fire Extinguisher Training	

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Per participant	\$30.00
<u>Rescue , Incident, and Hazmat Responses</u>	
Incident Security	
Per hour/per member	\$25.00
Confined Space Rescue and Hazmat Response	
Confined space hole watch/rescue stand-by – per hour	\$300.00
Gitwinksihlkw Rescue 11 – per hour	\$600.00 (equipment replacement or rentals is not included in hourly rates)
Wildfire Interface Responses (Forestry – Mutual Aid)	
Per apparatus/per hour (set by Ministry of Forests)	400.00
Fire Protection Services (Other Nisga'a Villages – Mutual Aid)	
Per apparatus/per hour	400.00
Incident Responses (Contracted Apparatus/Personnel)	
Gitwinksihlkw Engine 1 (per hour)	\$650.00
Support Vehicle – Gitwinksihlkw Service 5 (per hour)	\$250.00
Support Vehicle – Gitwinksihlkw Fire Chief 11 (per hour)	\$250.00
Firefighters – per member/per hour	\$35.00
<u>Fire Inspection and Alarm Fees</u>	
Fire Safety Inspection Fees	
Per inspection	\$100.00 (if conducted outside of a regularly scheduled inspection)
Fire Alarm Systems – False Alarms	
Response Fee as per section 48 of this Act	\$100.00

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**Fees and Charges
Sign Act**

Description	Fee (plus applicable taxes)
Column 1	Column 2
Signs: fees to erect or alter signs	Free-standing sign \$150.00 Home occupation sign \$ 50.00 All other signs \$100.00