
**TIMING OF PAYMENT OF EDUCATION
DEVELOPMENT CHARGES:**

Education development charges are payable in full to the area municipality in which the development takes place on the date a building permit is issued in relation to a building or structure on land to which this education development charge by-law applies. In respect of a particular development or redevelopment an education development charge will be collected once, but this does not prevent the application of this by-law to future development or redevelopment on the same property.

BY-LAW INSPECTION:

The by-laws adopted by the Hamilton-Wentworth District School Board and the Hamilton-Wentworth Catholic District School Board are available for inspection during regular business hours, in each Board's office. The by-laws and related documentation are also posted on each Board's website.

The successor by-law EDC rates come into force on July 6, 2019.

Any inquiries with respect to the by-laws should be directed to Mr. John Volek of the Hamilton-Wentworth Catholic District School Board at volekj@hwcdsb.ca, or Mr. Robert Fex of the Hamilton-Wentworth District School Board at rfex@hwdsb.on.ca

Dated: June 30, 2019

HWDSB

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Hamilton-Wentworth
Catholic District School Board
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HAMILTON-WENTWORTH DISTRICT SCHOOL BOARD EDUCATION DEVELOPMENT CHARGES BY-LAW No. 19-1

Manny Figueiredo, Director of Education
Alex Johnstone, Chair of the Board

HAMILTON-WENTWORTH CATHOLIC DISTRICT SCHOOL BOARD EDUCATION DEVELOPMENT CHARGES BY-LAW No. 2019

David Hansen, Director of Education
Patrick Daly, Chair of the Board

This pamphlet summarizes the Education Development Charges imposed by the Hamilton-Wentworth District School Board and Hamilton-Wentworth Catholic District School Board. The information contained herein is intended only as a guide. Interested parties should review the approved By-laws and consult with the municipality in which the development approval is sought, to determine the applicable charges that may apply to specific development proposals.

HAMILTON-WENTWORTH DISTRICT SCHOOL BOARD
HAMILTON-WENTWORTH CATHOLIC DISTRICT SCHOOL
BOARD

EDUCATION DEVELOPMENT CHARGES

LEGISLATIVE AUTHORITY:

Division E of Part IX of the *Education Act* enables a district school board to pass by-laws for the imposition of education development charges against residential and/or non-residential development, if residential development in the area of jurisdiction of the Board increases education land costs and the development requires one or more of the actions set out below and described in Section 257.54 of the *Education Act*:

- the passing of a zoning by-law or an amendment to a zoning by-law under section 34 of the *Planning Act*;
- the approval of a minor variance under section 45 of the *Planning Act*;
- a conveyance of land to which a by-law passed under subsection 50(7) of the *Planning Act* applies;
- the approval of a plan of subdivision under section 51 of the *Planning Act*;
- a consent under section 53 of the *Planning Act*;
- the approval of a description under section 9 of the *Condominium Act*; or
- the issuing of a permit under the *Building Code Act, 1992* in relation to a building or structure.

Only one EDC is leviable for a development under the By-law provisions, even if more than one planning approval is required.

PURPOSE OF EDUCATION DEVELOPMENT CHARGES:

Education development charges are used to fund the acquisition of school sites, and related costs, to accommodate growth-related pupils.

EDUCATION DEVELOPMENT CHARGES BY-LAW PROCESS:

The Hamilton-Wentworth District School Board and the Hamilton-Wentworth Catholic District School Board held public meetings on May 13, 2019, and April 2, 2019 respectively. The HWDSB subsequently adopted an EDC by-law on June 17th and the HWCDSB on May 7th. The effective implementation date for both by-laws are July 6, 2019. The By-laws have a term of five years and will expire on July 5, 2024.

EDUCATION DEVELOPMENT CHARGE RATES:

The by-laws impose single, uniform **residential and non-residential** education development charge rates on development of all lands within the City of Hamilton, on the date that the building permit is issued as follows:

HAMILTON-WENTWORTH DSB EDC RATES:

The *residential* education development charge per dwelling unit shall be in the following amounts for the periods set out below:

- July 6, 2019 to July 5, 2020 - \$ 1,339.00
- July 6, 2020 to July 5, 2024 - \$ 1,573.00

The *non-residential* education development charge per square foot of non-residential gross floor area shall be in the following amounts for the periods set out below:

- July 6, 2019 to July 5, 2020 - \$ 0.41
- July 6, 2020 to July 5, 2021 - \$ 0.43
- July 6, 2021 to July 5, 2022 - \$ 0.45
- July 6, 2022 to July 5, 2023 - \$ 0.47
- July 6, 2023 to July 5, 2024 - \$ 0.50

HAMILTON-WENTWORTH CATHOLIC DSB EDC RATES:

The *residential* education development charge per dwelling unit shall be in the following amounts for the periods set out below:

- July 6, 2019 to July 5, 2024 - \$ 1,101.00

The *non-residential* education development charge per square foot of non-residential gross floor area shall be in the following amounts for the periods set out below:

- July 6, 2019 to July 6, 2024 - \$ 0.35

BY-LAW EXEMPTIONS:

The By-laws contains the following statutory and non-statutory exemptions:

- a municipality or a local board thereof;
- a board as defined in section 257.53(1) of the Act;
- a public hospital receiving aid under the *Public Hospitals Act*;
- a publicly-funded university, community college or a college of applied arts and technology established under the Ministry of Colleges and Universities Act, or a predecessor statute;
- Metrolinx, or a predecessor or successor corporation identified under the Metrolinx Act, 2006, C.16 as amended from time to time, save and except any portion of the development used for a retail use, in which case the non-residential education development charge shall apply to that part of the development;
- every place of worship that is used primarily as a place of public worship and land used in connection therewith, and every churchyard, cemetery or burying ground, if they are exempt from taxation under section 3 of the *Assessment Act*; or
- a non-residential farm building.