

PRICE: \$3.00



CONSOLIDATED FOR CONVENIENCE

**"ACCESS TO INFORMATION AND FEES AND
CHARGES BYLAW NO. 1724-2001"**

**(AND AMENDMENTS THERETO UP TO
& INCLUDING BYLAW #2155-2018)**

CONSOLIDATED FOR CONVENIENCE

All persons making use of this consolidated version of City of Terrace Bylaw No. 1724-2001 are advised that it has no legislative sanction; that the amendments have been embodied for convenience of reference only and that the original bylaw must be consulted for all purposes of interpreting and applying the law.

Subsections or sections of the original bylaw and/or amendments which have been repealed have not been included in this consolidation.

CITY OF TERRACE
CONSOLIDATED FOR CONVENIENCE
BYLAW NO. 1724-2001/1759-2002/1792-2003/1843-2005/
1929-2008/2076-2015/2155-2018

"A BYLAW OF THE CITY OF TERRACE CONCERNING ACCESS TO INFORMATION AND ESTABLISHING FEES AND CHARGES FOR ADMINISTRATIVE SERVICES."

WHEREAS *it is acknowledged that access should be available to public information;*

AND WHEREAS *it is recognized that public officials will require information from time to time from existing departmental files;*

AND WHEREAS *it is recognized that there is a need, in the interests of efficiency, to maintain Municipal files in a complete and orderly condition;*

Amended by #1843-2005 **AND WHEREAS** *Section 194 of the Community Charter allows Municipal governments to establish fees and charges to cover reasonable costs of providing administrative services to the public;*

AND WHEREAS *the City of Terrace has adopted a Freedom of Information and Protection of Privacy Bylaw to cover requests for information not governed by the City's Access to Information and Fees and Charges Bylaw.*

NOW THEREFORE *the Council of the City of Terrace in open meeting assembled, hereby enacts as follows:*

1. DEFINITIONS:

- (a) *Council Committee includes a Standing Committee of Council, a Select Committee of Council, a Committee of the Whole of Council, various Commissions appointed by Council, and the Board of Variance.*
- (b) *Corporation means the Corporation of the City of Terrace.*
- (c) *In-Camera Meeting means a meeting of Council or a Council Committee from which members of the public and/or Officers or Employees of the Corporation have been excluded for the purposes of discussing those matters provided for in the City's Council Proceedings Bylaw.*
- (d) *Staff means the Officers and Employees of the Corporation of the City of Terrace, including regular, part-time, casual and contracted.*

2. INFORMATION CONTROL:

- (a) *All Municipal and departmental files shall be retained in the Municipal offices under the control of the assigned File Clerk.*
- (b) *Copies of operational information and reference material may be retained at other physical locations under Municipal control.*
- (c) *Original files are not to be removed from the Municipal offices.*

3. COUNCIL ACCESS:

- (a) *An elected official may inspect or obtain a copy of any document in the custody of the Corporation of the City of Terrace. Such document shall be requested from and supplied by the appropriate Department Head and/or File Clerk, without unreasonable delay.*
- (b) *One copy of specific items contained within a particular file shall be made available, upon request of the elected official to the appropriate Department Head and/or File Clerk. Additional copies will be subject to the rates established in Schedule "A" attached hereto, and forming part of this Bylaw.*
- (c) *The staff person providing the file(s) for an elected official shall not be required to provide an interpretation of the material contained therein. Interpretation of material, reports and information contained within a particular file, shall be obtained from the author of the said documents or from the appropriate Department Head or Committee Chair.*
- (d) *Access to items filed within the locked vault cabinet may only be gained under the direct supervision of the Corporate Administrator or designate.*
- (e) *Any Council member may, under supervision, review his/her own personnel file.*

Amended by
#1843-2005

4. PUBLIC ACCESS:

Any interested person may, subject to the regulations of this Bylaw, inspect or obtain a copy of any document in the custody of the Corporation of the City of Terrace, including those listed in, but not limited to, Section 5 of this Bylaw. One copy of any qualifying document shall, upon request of the public, be made available without unreasonable delay, upon payment of the charge specified in Schedule A attached hereto, and forming part of this Bylaw.

5. DOCUMENTS AVAILABLE TO THE PUBLIC:

- (a) *Bylaws.*
- (b) *Minutes of any Council or Council Committee Meeting, including In-Camera Meetings, subject to 5(c) hereafter.*
- (c) *Matters relating to purchase, lease, rental or acquisition of Municipal property; salaries, conditions of service (excluding personnel file information), shall be available to the public, immediately upon execution of the binding contract relating thereto, the release of which would not be contrary to the provisions of the Freedom of Information and Protection of Privacy Act.*
- (d) *An agenda cover sheet of any meeting of Council.*
- (e) *Any document, the release of which would not be contrary to the provisions of the Freedom of Information and Protection of Privacy Act, which has been considered at a meeting of Council, or Council Committee, except an In-Camera Meeting (subject to 5(c)), including, but not limited to the following:*
 - i) *A staff report;*
 - ii) *A report from a Council-appointed Commission;*
 - iii) *External correspondence, petitions, consultants' reports;*
 - iv) *An application for rezoning, development variance permit, relief from the Board of Variance, subdivision approval or a building permit;*
 - v) *Engineering, building, architectural or subdivision plans or drawings accompanying any application referred to in the preceding paragraph, PROVIDED that no person may obtain a copy of any such document contrary to the provisions of the Freedom of Information and Protection of Privacy Act;*
 - vi) *Development permits, building permits, documents granting conditional or final approval of a subdivision plan;*
 - vii) *Decisions of the Board of Variance;*
 - viii) *Financial Plan and Budget;*

*Amended by
#1843-2005*

- ix) Municipal financial statements prepared under Section 167 of the Community Charter;*
- x) Financial information required to be filed pursuant to the Financial Information Act;*
- xi) Monthly revenue and expenditure reports;*
- xii) Cheque vouchers and accompanying invoices;*
- xiii) Information from Real Property Tax Assessment Rolls;*
- xiv) Tax Accounts - including Notice of Real Property Taxes;*
- xv) Utility Bills - meter reading sheets and receipted bills;*
- xvi) Administrative procedures and policies;*
- xvii) **DELETED BY BYLAW NO. 1929-2008;***
- xviii) Tenders and quotations (except actual unit prices) which have been opened in public and reviewed by Council;*
- xix) Factual records including the Census;*
- xx) **DELETED BY BYLAW NO. 1929-2008.***

*Amended by
#1843-2005*

*Amended by
#1843-2005*

6. DOCUMENTS NOT AVAILABLE:

Notwithstanding anything contained in this Bylaw and for greater certainty, no member of the public shall have the right to inspect or obtain a copy of any of the following documents:

- (a) Any document, the disclosure of which is prohibited by law or the Freedom of Information and Protection of Privacy Act.*
- (b) Any document, the disclosure of which would, in the opinion of the Municipality's Solicitor, compromise the position of the City in a legal case.*
- (c) Any document submitted to the Municipality on condition that it not be disclosed to the public.*

7. DOCUMENTS NOT LISTED IN SECTION 5:

Amended by
#1929-2008

Documents which are not listed in Section 5 may be available to the public at the discretion of the City's Freedom of Information Co-ordinator subject to City of Terrace Freedom of Information and Protection of Privacy Bylaw No. 1722-2000; provided, however, that any person who is aggrieved by a decision of the City's Freedom of Information Co-ordinator may appeal the decision through the Chief Administrative Officer, without unreasonable delay.

8. ADMINISTRATION:

- (a) All requests to inspect or obtain a copy of a document shall be made during regular office hours at the offices of the department having custody of the document.*
- (b) Subject to subsection 8(c) all copies of documents shall be made by staff.*
- (c) If, in the opinion of the staff member, the time required to photocopy the documents requested would be excessive, the staff member may permit the applicant to make the copies under the supervision of the staff member.*
- (d) Any dispute as to whether a particular document is made available to the public under this Bylaw shall be decided by the City's Freedom of Information Co-ordinator subject to the City of Terrace Freedom of Information and Protection of Privacy Bylaw No. 1722-2000, provided an applicant for information may appeal such decision through the Chief Administrative Officer, without unreasonable delay.*
- (e) A package composed of such documents which are to be discussed or provide background information for discussion at open Council or Council Committee meetings shall be made available to the media at or before the meeting, when adequate advanced requests are made.*
- (f) Any staff member may, under supervision, review his/her own personnel file.*

Amended by
#1929-2008

9. CHARGES:

- (a) Qualifying documents pursuant to Section 5 of this Bylaw, shall be made available in accordance with the rates set out in Schedule "A" attached hereto, and forming part of this Bylaw.*

- (b) *Qualifying documents, requiring research over fifteen (15) minutes, shall be made available at the hourly rate set out in Schedule A attached hereto, and forming part of this Bylaw.*
10. *This Bylaw repeals "Access to Information and Fees and Charges Bylaw No. 1348-1994" and amendments thereto.*
11. *This Bylaw may be cited as "**Access to Information and Fees and Charges Bylaw No. 1724-2001**".*

This Bylaw is consolidated for convenience only. If discrepancies exist between this consolidation and the original bylaw, the original bylaw shall prevail.

BYLAW #1724-2001 READ a first time this 11th day of December, 2000.

BYLAW #1724-2001 READ a second time this 11th day of December, 2000.

BYLAW #1724-2001 READ a third time this 11th day of December, 2000.

BYLAW #1724-2001 ADOPTED this 8th day of January, 2001.

ORIGINAL SIGNED BY "J. TALSTRA"

Mayor

ORIGINAL SIGNED BY "D. FISHER"

Clerk

SCHEDULE A

FEES AND CHARGES

1.0 PHOTOCOPYING CHARGES:

Amended by
#1843-2005 &
#1929-2008

- .1 *List of Electors*
(for candidates nominated in accordance with Section 73 of the Local Government Act)
First copy free of charge, additional copies:
- | | |
|-----------------------------|---------|
| - single-sided copy | \$0.25 |
| - double-sided copy | \$0.50 |
| Up to a maximum per List of | \$25.00 |
- .2 *Council Minutes*
- | | |
|---------------------|--------|
| - single-sided copy | \$0.25 |
| - double-sided copy | \$0.50 |
| No maximum charge | |
- .3 *Committee Minutes,
Minutes of Hearings,
Inquiries, Commissions,
Council Resolutions*
- | | |
|---------------------|--------|
| - single-sided copy | \$0.25 |
| - double-sided copy | \$0.50 |
| No maximum charge | |
- Amended by
#1843-2005
- .4 *Bylaws*
- | | |
|------------------------------|---------|
| - single-sided copy | \$0.25 |
| - double-sided copy | \$0.50 |
| Up to a maximum per Bylaw of | \$25.00 |
- Added by
#1843-2005
- .5 *Colour Copies*
- | | |
|---------------------|--------|
| - single-sided copy | \$1.00 |
| - double-sided copy | \$2.00 |
- .6 *All other documents referred to in Section 5 of this Bylaw shall be made available at a rate equal to the charges for reproduction of the document (\$0.25 per single-sided photocopy and \$0.50 per double-sided photocopy), plus the hourly rate for staff time for compiling and photocopying requiring more than fifteen (15) minutes.*

2.0 INFORMATION REQUIRING RESEARCH:

- .1 *Requests for information requiring research into the City's archival records; or for information dating back over two (2) years; or for information requiring more than fifteen (15) minutes to locate, will be charged at the hourly rate of \$36.00/hour (billable in 15-minute increments after the first fifteen (15) minutes), plus the applicable photocopying rate if copies are made.*

3.0 FAXING: DELETED BY BYLAW NO. 1929-2008

4.0 MAPPING DEPARTMENT:

Replaced by #1843-2005 & #1929-2008
Amended by #2076-2015

MAPPING/GIS DEPARTMENT FEES		
Printed Maps*:		
Size	Price	
8.5" x 11"	\$2.00 per theme	.pdf conversions for e-mail + \$5.00
11" x 17"	\$3.00 per theme	
17" x 22"	\$5.00 per theme	
24" x 36"	\$10.00 per theme	
34" x 44"	\$15.00 per theme	
38" x 30" (City proper to Bdy @ 1:7500)	\$20.00 per theme	
54" x 42" (City proper to Bdy @ 1:5000)	\$30.00 per theme	
* for maps that require extra set-up, time will be charged in 15 min. increments at staff cost.		

Orthophoto 2007:		
8.5" x 11"	\$5.00 + themes	
11" x 17"	\$10.00 + themes	
17" x 22"	\$20.00 + themes	
24" x 36"	\$30.00 + themes	
34" x 44"	\$50.00 + themes	
38" x 30" (City proper to Bdy @ 1:7500)	\$50.00 + themes	
54" x 42" (City proper to Bdy @ 1:5000)	\$100.00 + themes	
Themes Available:		
Parcel Fabric		
Dimensions		
Addresses		
Legal Text		
Street Name Text		
Zoning		
OCP (Schedules B – F)		
Contours		
Water Courses		
Water System		
Sanitary System		
Flood Plain		
Parks		
Engineering and Legal Plans	Photo Copies \$1.00/sq.ft.	
Custom Mapping		
Charged out at \$70.00/hour		

5.0 FINANCE DEPARTMENT AND TAX INFORMATION:

<i>Amended by #1843-2005 & #2076-2015</i>	.1	<i>Tax Certificate (written)</i>	\$20.00
		<i>Tax Search (verbal)</i>	\$0.00
		<i>N.S.F. Cheque Charges</i>	\$30.00

General Accounts Receivable be charged interest at 2% per month on accounts outstanding on the 25th day of the month following the billing date.

<i>Added by #1843-2005</i>	.2	<i>Mortgage Company Fee per folio per year (for processing mortgage list and changes)</i>	\$5.00
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6.0 BYLAW ENFORCEMENT:

Deleted by #1843-2005 – Unpaid Municipal Ticket

<i>Amended by #1759-2002</i>	.1	<i>Senior and Disability Parking Placards</i>	
		(a)	<i><u>Handicap/Disability Placard</u> DELETED BY BYLAW NO. 1929-2008</i>
		(b)	<i><u>Senior Placard</u></i>
<i>Amended by #1843-2005</i>		(i) <i>One Time Fee</i>	\$15.00
	(c)	<i><u>Replacement Placard</u></i>	
		(i) <i>Replacement Fee</i>	\$5.00

7.0 R.C.M.P.:

<i>Amended by #1929-2008</i>	.1	<i>Criminal Records Search*</i>	\$50.00
		<i>(*no municipal fee for volunteers with proof)</i>	
		<i>Waiver Packages (Finger Printing)</i>	\$50.00
		<i>Police Certificates (Records Search)</i>	\$50.00
<i>Amended by #1843-2005</i>	.2	<i>Insurance Inquiries</i>	\$20.00
		<i>Photocopies</i>	- single-sided copy \$0.25 - double-sided copy \$0.50
		<i>Photographs 3.5 x 5 each</i>	\$0.40
<i>Deleted by #2076-2015</i>		<i>Photographs 4 x 6 each</i>	\$0.75
		<i>Mechanical Inspection Report</i>	\$5.00
<i>Amended by #1929-2008</i>		<i>DVD or CD</i>	\$20.00

<i>Amended by</i> #1843-2005 & #1929-2008	.3	<i>Taxi Permits</i>	\$50.00
	.4	<i>Requests for research or photocopying requiring more than fifteen (15) minutes of staff time, will be charged at the hourly rate of \$36.00/hour (billable in 15-minute increments after the first fifteen (15) minutes), plus the applicable photocopying rate if copies are made.</i>	

8.0 PLANNING:

<i>Amended by</i> #1843-2005, #1929-2008 & #2076-2015	.1	<i>Official Community Plan Bylaw (Schedule A)</i>	\$25.00
<i>Added by</i> #2076-2015	.2	<i>Appendices to the Official Community Plan (per/each)</i>	\$15.00
<i>Amended by</i> #1843-2005	.3	<i>Zoning Bylaw</i>	\$25.00
<i>Amended by</i> #1929-2008	.4	<i>Signage Bylaw</i>	\$10.00
<i>Amended by</i> #1843-2005 & #1929-2008	.5	<i>Subdivision and Development Bylaw (main bylaw up to and including Schedule G)</i>	\$15.00
		<i>Schedule H – Design Criteria</i>	\$15.00
		<i>Schedule I – Standard Construction Specifications</i>	\$25.00
<i>Amended by</i> #1843-2005	.6	<i>Comfort Letters – Single Family Residential properties</i>	\$50.00
		<i>Comfort Letters – Multi Family, Commercial, Industrial and Institutional properties</i>	\$150.00
<i>Added by</i> #1929-2008	.7	<i>Grand Trunk Pathway Master Plan</i>	\$15.00

9.0 CERTIFICATION BY COMMISSIONER FOR TAKING AFFIDAVITS:

.1 *DELETED BY BYLAW NO. 1929-2008*

10.0 ADMINISTRATIVE CHARGE FOR INVOICING:

- | | | |
|----|---|--|
| .1 | For items costing less than \$20.00, a minimum charge of \$20.00 will be billed if the item is not paid for at the time of purchase and invoicing is required | Minimum Amount
per Invoice
\$20.00 |
|----|---|--|

11.0 ADMINISTRATIVE CHARGE FOR LOAN OF PARTS OR SUPPLIES:

- | | | |
|----|--|---------|
| .1 | For loan of parts or supplies, a minimum administrative charge will be applied, in the amount of | \$20.00 |
|----|--|---------|

Added by
#1788-2003
Amended by
#2155-2018

12.0 LIQUOR AND CANNABIS LICENSE APPLICATIONS:

- | | | |
|----|--|-------------------|
| .1 | Storefront Retail Cannabis License | \$1,500.00 |
| .2 | Liquor Primary License, New | \$500.00 |
| .3 | Liquor Primary License, Amendment
(Occupant load increase, winery endorsement, permanent hour extension) | \$300.00 |
| .4 | Food Primary License
(Hour extensions beyond midnight, patron participation entertainment) | \$300.00 |
| .5 | Liquor/Food Primary License, Temporary Amendment
(Special occasion hour extensions or temporary occupant load increase) | \$100.00 |
| .5 | Special Occasion Permit | \$25.00/per event |

Added by
#1843-2005

Added by
#1929-2008

13.0 FIRE DEPARTMENT:

- | | | |
|----|--|----------|
| .1 | EOC/Training Room (Community Group Rental – ½ day/4 hours) | \$15.00 |
| | EOC/Training Room (Community Group Rental – full day/8 hours) | \$25.00 |
| | EOC/Training Room (Business/Other Rental – ½ day/4 hours) | \$60.00 |
| | EOC/Training Room (Business/Other Rental – full day/8 hours) | \$100.00 |
| .2 | Inspection Report – Single Family Residential properties | \$50.00 |
| | Inspection Report – Multi Family, Commercial, Industrial
and Institutional properties | \$150.00 |

Amended by
#2076-2015