

M A N I T O B A) Order No. 210/02
)
THE PUBLIC UTILITIES BOARD ACT) December 9, 2002

BEFORE: G. D. Forrest, Chairman
S. Proven, Member
M. Girouard, Member

**THE TOWN OF NIVERVILLE
FIFTH AVENUE ESTATES SUBDIVISION
INITIAL WATER RATES
BY-LAW NO. 581-02**

WHEREAS The Town of Niverville serving Fifth Avenue Estates Subdivision has applied to The Public Utilities Board for approval of By-law No. 581-02 for establishment of water rates of the said Town, and after public notice of the application - no persons signifying their desire to make representation in the matter;

AND WHEREAS the Board notes that the utility rate study which accompanied the application provided for a sum of money to be placed in a utility reserve account, and the Board therefore desires to ensure that these moneys be expended in an appropriate fashion;

AND WHEREAS the Board deems it expedient to do so;

IT IS THEREFORE ORDERED THAT:

1. By-law No. 581-02 of The Town of Niverville serving Fifth Avenue Estates Subdivision BE AND THE SAME IS HEREBY APPROVED subject to amendment on final readings to agree with this Order and specifically Schedule "A" attached;
2. The water rates set forth in Schedule "A" hereto shall apply to all customers of the utility effective on the next billing in the normal course after the date of this Order.
3. This Order is subject to moneys being expended from the utility reserve fund only to support existing infrastructure, unless the Board has authorized the expenditure pursuant to Section 168 of The Municipal and Various Acts Amendment Act, c. 58.

Fees payable upon this Order - \$10.00

THE PUBLIC UTILITIES BOARD

"G. D. FORREST"
Chairman

"G. O. BARRON"
Secretary

Certified a true copy of
Order No. 210/02 issued by
The Public Utilities Board

Secretary

SCHEDULE "A"

TO BOARD ORDER NO. 210/02

THE TOWN OF NIVERVILLE

FIFTH AVENUE ESTATES SUBDIVISION

INITIAL WATER RATES

BY-LAW NO. 581-02

- 1.) COMMODITY RATE Effective March 31, 2003

Single-Step System		
Domestic Water Rate	\$3.25	Per thousand imperial gallons

- 2.) MINIMUM CHARGES PER QUARTER

2.1 Water Customers

Notwithstanding the commodity rate set forth in Section 1 hereof, all customers with water service shall pay the applicable minimum charge set out below, which include water allowance indicated;

Meter Size	Group Capacity Ratio	Minimum Quarterly Consumption	COMMODITY RATES		Minimum Quarterly Charge
			Service Charge	Water Rate	
5/8" (16mm)	1	3,000 IGAL	\$9.00	\$3.25	\$18.75

- 3.) BULK SALES RATE

There are no bulk sales off this system.

- 4.) SERVICE TO CUSTOMERS OUTSIDE TOWN LIMITS

The Council of the Town may sign agreements with customers for the provision of water service to properties located outside the boundaries of the public utility. Such agreements shall provide for payment of the appropriate rates set out in Commodity Rates of this schedule, as well as a surcharge set by resolution of Council and approved by The Public Utilities Board, which shall be equivalent to the frontage levy, general taxes and special taxes for the

utility purposes in effect at the time, or may be in effect from time to time and which would be levied on the property concerned if it were within these boundaries. In addition, all costs of connecting to the utility's mains and installing and maintaining service connections will be paid by the consumer.

5.) PENALTY FOR LATE PAYMENT

Where payment has not been received by the due date as set out in statement and demand for payment there may be levied a penalty equal to ten (10) per centum of the amount payable for water services supplied by the Town of Niverville to any and all users who fail to pay their respective water and sewer accounts with the Town of Niverville on or before the last day for payment as set out in each periodic billing therefore.

6.) DISCONNECTION

Service may be disconnected and discontinued immediately and without further notice in the event of non-payment of the account within 30 days after due date.

7.) RECONNECTION

Where any service is disconnected under the provisions of this By-law, it shall not be reconnected until all arrears, penalties and a reconnection fee of \$25.00 have been paid.

8.) OUTSTANDING ACCOUNTS

Pursuant to section 252(2) of the Municipal Act, the amount of all outstanding charges for water and sewer service are a lien and charge upon the land serviced, and shall be collected in the same manner in which ordinary taxes upon the land are collectible, and with like remedies.

9.) HYDRANT RENTALS

There are no hydrants currently connected to the system.

10.) WATER ALLOWANCES DUE TO LINE FREEZING

That in any case where, at the request of Council, a customer allows water to run continuously for any period of time to prevent the waterlines in the water system from freezing, the charge to the customer for the current quarter shall be the average of the billings for the last

two previous quarters to the same customer, or to the same premises if the occupant has changed.

11.) METER ACCURACY TESTING

That any customer may request that his water meter be tested for accuracy and before having the same tested by the Town, he shall deposit with the Secretary-Treasurer the sum of Twenty (\$20.00) Dollars shall be retained by the Town and if the meter shall be found to be accurate, the said sum of Twenty (\$20.00) Dollars shall be retained by the Town and if the meter is found to be inaccurate, the said sum of Twenty (\$20.00) Dollars will be returned to the customer.