

MANITOBA) **Order No. 17/16**
)
THE PUBLIC UTILITIES BOARD ACT) **February 1, 2016**

BEFORE: Susan Proven, P.H.Ec., Acting Chair
The Hon. Anita Neville, P.C., B.A. (Hons.), Member

RURAL MUNICIPALITY OF TACHÉ
L.I.D. Nos. 1 and 2 LORETTE
AMENDMENT TO BY-LAW No. 22-2012

Executive Summary

By this Order, the Public Utilities Board (Board) approves Schedule “A” to By-law No. 10-2015 to amend By-law No. 22-2012 for the Rural Municipality of Taché (RM), Local Improvement Districts Nos. 1 and 2- Lorette.

Rates were previously set in Board Order No. 129/13 approving Schedule “A” to By-law No. 22-2012. The RM requests this amendment to include the Meter Testing clause as follows:

13. Meter Testing

Any customer wishing to have a meter tested for accuracy will pay in advance a meter testing fee of \$50.00, plus any applicable meter testing costs.

In the event the meter testing report proves that the meter is inaccurately recording water flows or is defective, the meter testing fee and associated costs if applicable will be refunded to the customer and the customer’s account will be reviewed and adjusted to the average of the previous 2 quarters (6 months).

In the event the meter testing report proves that the meter is functioning as it should, the customer will be required to pay the meter testing report cost, being the costs charged to the Municipality by the meter testing service provider.

Board Findings

The Board approves By-law No. 10-2015 to amend Schedule “A” to By-law No. 22-2012 for the Rural Municipality of Taché (RM), Local Improvement Districts Nos. 1 and 2- Lorette.

Board decisions may be appealed in accordance with the provisions of Section 58 of *The Public Utilities Board Act*, or reviewed in accordance with Section 36 of the Board’s Rules of Practice and Procedure (Rules). The Board’s Rules may be viewed on the Board’s website at www.pub.gov.mb.ca.

IT IS THEREFORE ORDERED THAT:

1. By-law No. 10-2015 to amend Schedule "A" to By-law No. 22-2012 for the Rural Municipality of Taché (RM), Local Improvement Districts Nos. 1 and 2- Lorette as reflected in Schedule "A", BE AND ARE HEREBY APPROVED.
2. The RM of Taché - Local Improvement Districts Nos. 1 and 2- Lorette revise its water and sewer rate By-law to be consistent with the attached Schedule and submit a copy to the Board once it has received third and final reading.

Fees payable upon this Order are waived.

THE PUBLIC UTILITIES BOARD

"SUSAN PROVEN, P.H.Ec."
Acting Chair

"JENNIFER DUBOIS, CPA, CMA"
Acting Secretary

Certified a true copy of Order No. 17/16
issued by The Public Utilities Board

Acting Secretary

SCHEDULE "A"
THE RURAL MUNICIPALITY OF TACHÉ
Local Improvement District Nos . 1 and 2
LORETTE WATER & SEWER SYSTEM

1. Commodity rates per M3 -

	January 1, 2014	January 1, 2015
Water \$/per cubic meter	\$1.80	\$1.86
Sewer \$/per cubic meter	\$0.85	\$0.90
Total water and sewer/per cubic meter	\$2.65	\$2.70

2. Minimum Charges Quarterly -

Notwithstanding the Commodity rates set forth in paragraph 1 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

a) Water & Sewer Customers –January 1, 2014

Meter size	Water Included (cubic meter)	Service Charge	Water Charge	Sewer Charge	Total Quarterly Minimum
5/8"	15	\$22.50	\$27.00	\$12.75	\$62.25
1"	60	\$22.50	\$108.00	\$51.00	\$181.50
1 1/2"	140	\$22.50	\$252.00	\$119.00	\$393.50
2"	340	\$22.50	\$612.00	\$289.00	\$923.50

Water & Sewer Customers –January 1, 2015

Meter size	Water Included (cubic meter)	Service Charge	Water Charge	Sewer Charge	Total Quarterly Minimum
5/8"	15	\$23.20	\$27.00	\$13.50	\$63.70
1"	60	\$23.20	\$108.00	\$54.00	\$185.20
1 1/2"	140	\$23.20	\$252.00	\$126.00	\$401.20
2"	340	\$23.20	\$612.00	\$306.00	\$941.20

b) Sewer Only Customers

Residential equivalent units are determined based on Appendix A to the Report of Guidelines Used by The Public Utilities Board when Checking The Equity and Adequacy of Water and Sewer Rates Submitted for Approval. Where a sample customer is not provided in the guide, a conclusion must be reached by making a reasonable comparison to a similar volume customer, and the nature of the business.

January 1, 2014

Customers	Service Address	Residential Equivalent Units	Commodity Charge	Service Charge	Total Quarterly Charge
All Single Family Residences		1	\$34.25	\$22.50	\$56.75
Liquor Store	1256 Dawson Road	1	\$34.25	\$22.50	\$56.75
All Duplex Buildings		2	\$68.50	\$22.50	\$91.00
All Triplex Buildings		3	\$102.75	\$22.50	\$125.25
Gas Bar & Car Wash (2 wash racks)	1081 Dawson Road	3	\$102.75	\$22.50	\$125.25
All Fourplex Buildings		4	\$137.00	\$22.50	\$159.50
Apartment Complex	1343 Dawson Road	6	\$205.50	\$22.50	\$228.00
Apartment Complex	1234 Dawson Road	7	\$239.75	\$22.50	\$262.25

January 1, 2015

Customers	Service Address	Residential Equivalent Units	Commodity Charge	Service Charge	Total Quarterly Charge
All Single Family Residences		1	\$36.15	\$23.20	\$59.35
Liquor Store	1256 Dawson Road	1	\$36.15	\$23.20	\$59.35
All Duplex Buildings		2	\$72.30	\$23.20	\$95.50
All Triplex Buildings		3	\$108.45	\$23.20	\$131.65
Gas Bar & Car Wash (2 wash racks)	1081 Dawson Road	3	\$108.45	\$23.20	\$131.65
All Fourplex Buildings		4	\$144.60	\$23.20	\$167.80
Apartment Complex	1343 Dawson Road	6	\$216.90	\$23.20	\$240.10
Apartment Complex	1234 Dawson Road	7	\$253.05	\$23.20	\$276.25

In the event types of properties other than described in this section are serviced in the future, they shall be assigned units in accordance with the principles and specifics set out in this schedule.

3. Service to customers outside Local Improvement District Limits:

The Council of The Rural Municipality of Taché may sign agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries for the Municipality, or Local Improvement District. Such agreements shall provide for payment of the appropriate rates set out in section 1 of this schedule, as well as a surcharge, set by resolution of Council, which shall be equivalent to the frontage levy and from time to time, and would be levied on 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 customer.

4. **Connection Fees**

All costs of connecting to the utility's mains, and installing and maintaining service connections will be paid by the customer. Where a development agreement does not exist, the customer must pay the following connection fees:

<u>Meter Size</u>	<u>Fee</u>
5/8" & 3/4" water	\$1,000.00
1" water	\$2,000.00
1 1/2" water	\$3,000.00
2" water	\$4,000.00
Sewer	\$1,000.00

5. **Billings and Penalties**

A late payment charge of 1¼% shall be charged on the dollar amount owing after the billing due date. The due date will be at least fourteen days after the mailing of the bills.

6. **NSF Charge**

A charge of \$20.00 shall be added to the account when payment made by cheque or pre-authorized payment is returned due to insufficient funds or inability to trace the chequing account.

7. **Outstanding Bills**

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.

8. **Disconnections**

In the event that access to public utility equipment is denied by the customer, or in the event of non-payment of a utility account, the Public Utilities Board has approved the Conditions Precedent to be followed by the Municipality with respect to the disconnection of service for non-payment including, such matters, as notice and the right to appeal such action to the Public Utilities Board. A copy of the Conditions Precedent is available for inspection at the Municipality's office.

8. **Reconnection**

Any service disconnected due to non-payment of account shall not be reconnected until all arrears, penalties and a reconnection fee of \$55.00 have been paid.

10. **Hydrant Rentals**

A charge of \$150.00 per hydrant per year shall be made upon the General Fund of the Municipality for the provision of fire protection services in the Local Improvement District of Lorette.

11. **Conditions of Disrepair**

That in the event there are conditions of disrepair in the sewer and water works on a property that detrimentally affects the system as a whole and, upon the failure of the owner of the property to correct the condition within a reasonable time, the Municipality, or its agents, may enter upon the property, effect repairs and charge the cost thereof against the subject property as ordinary taxes.

12. **Sewage Surcharges**

(a) There may be levied annually, in addition to rates set forth above, a special surcharge on sewage having a Biochemical Oxygen demand in excess of 300 parts per million, to be set by resolution of Council.

(b) A special surcharge for substances requiring special treatment shall be charged based on the actual costs of treatment required for the particular sewage or industrial waste.

13. **Meter Testing**

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In the event the meter testing report proves that the meter is functioning as it should, the customer will be required to pay the meter testing report cost, being the costs charged to the Municipality by the meter testing service provider.