

SAMPLE WATER AND SEWER RATES BY-LAW

BY-LAW NO

BEING a by-law of . . . . . to establish sewer and water rates within the said . . . . .;

WHEREAS the . . . . . owns and operates a sewer and water facility within the limits of the said . . . . . ;

AND WHEREAS *The Municipal Act*, S.M. 1996, C58, states in part:

“232(1) A council may pass by-laws for municipal purposes respecting the following matters:

(l) public utilities;

232(2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division

(d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;”

NOW THEREFORE be it and it is hereby passed and enacted as a by-law of . . . . ., in council duly assembled as follows:

- i. THAT By-law No. . . . . enacted by . . . . . the . . . . . day of . . . . . 20.., is hereby repealed.
- ii. THAT all accounts for minimum quarterly charges for metered services as set forth in the Schedule of Quarterly Rates shall be billed quarterly in advance together with any excess charges for metered water and sewer services for the preceding quarter. Consumers shall pay for water and sewer service supplied to them by the . . . . . at the rates and terms set out in Schedule “A” attached hereto and forming part of this by-law.
- iii. THAT this by-law shall come into force and become effective on, from and after both approval by The Public Utilities Board and receipt of third and final reading thereof.

PASSED AND ENACTED by the . . . . ., in council duly assembled this . . . . . day of . . . . ., 20..

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Administrative Officer

First Reading . . . . .  
Second Reading . . . . .  
Third Reading . . . . .

SCHEDULE "A"

THE .....

WATER AND SEWER RATES

BY-LAW NO. ....

SCHEDULE OF QUARTERLY RATES:

1.	<u>Commodity rates per M.G.</u>	<u>Water</u>	<u>Sewer</u>	<u>Water &amp; Sewer</u>
	All water consumption	\$1.30	\$0.50	\$1.80
2.	<u>Minimum Charges, Quarterly</u>			

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 and Sewer Customers

<u>Meter Size</u>	<u>Group Capacity Ratio</u>	<u>Water Included Gallons</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	3,000	\$ 2.50	\$ 3.90	\$ 1.50	\$ 7.90
3/4"	2	6,000	2.50	7.80	3.00	13.30
1"	4	12,000	2.50	15.60	6.00	24.10
1 1/2"	10	30,000	2.50	39.00	15.00	56.50
2"	25	75,000	2.50	97.50	37.50	137.50

(b) Water Only Customers

Minimum charge will be the same for each meter size as shown, above, but the Sewer Commodity Charge will be excluded.

(c) Sewer Only for Residential Customers

The ..... do charge the owners or occupants of land serviced with sewer but no water the sum of \$ .....per quarter.

3. Bulk Sales Rate

All water sold in bulk by the .....shall be charged for at the rate of \$ ..... per 1,000 gallons on a pro-rated basis for all quantities greater than 500 gallons. For any quantity of 500 gallons or less the minimum charge will be \$ .....

4. Service to Customers Outside Municipality, Town, or L.I.D., Limits

The Council of the . . . . . may sign agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries of the . . . . . Such agreements shall provide for payment of the appropriate rates set out in the schedule, as well as a surcharge, set by resolution of Council, which shall be equivalent to the frontage levy, general taxes and special taxes for 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 customer.

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. Disconnection

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.

7. Reconnection

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

8. 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.

9. Hydrant Rentals

The . . . . . will pay to the utility an annual rental of \$ . . . . . for each hydrant connected to the system. In addition, the . . . . . will pay for water used for fire-fighting.

(Note: The last sentence may be deleted if the hydrant rental includes the cost of water used for fire-fighting.)

10. Water Allowance Due to Line Freezing

That in any case where, at the request of the Council, a customer allows water to run continuously for any period of time to prevent the water lines in the water system from freezing, the charge to that 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. 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 wastes.

NOTE: For those communities already assessing surcharges, the clause would be as indicated below:

11. Sewage Surcharges

- (a) There will 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 in the amount of . . . . . per 100 pounds of B.O.D.
- (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 wastes.

NOTE: THE BOARD REQUIRES FILING OF THREE COPIES, NOT ORIGINALS, AND AN ELECTRONIC VERSION OF THE RATE BY-LAW, CERTIFIED AS TO HAVING BEEN READ THE FIRST TIME ONLY PURSUANT TO SECTION 59(2) OF *THE PUBLIC UTILITIES BOARD ACT*.