

THE TOWN OF SNOW LAKE

BY-LAW NO. 907/12

Being a by-law of The Town of Snow Lake to establish sewer and water rates  
Within the said Town of Snow Lake.

WHEREAS the Town of Snow Lake owns and operates a sewer and water facility within the limits of the said Town;

AND WHEREAS Section 232 of The Municipal Act, LM 1996 c.58 states as follows:

232(1)(l) A Council may pass by-laws for municipal purposes respecting public utilities.

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

AND WHEREAS it is now desired to establish a new system of water and sewer rates reflecting changes in the utility system due to the actual expenditures vs. income received;

AND WHEREAS it is deemed expedient and in the best interests of the Town of Snow that a reasonable rate be set and levied for maintenance and operation against those utilizing the services of the Water Distribution and Sewer Collection System regulating the time or times and manner that such rental rates shall be paid;

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

1. THAT By-Law No. 865/07 enacted by the Town of Snow Lake on the 3rd day of July, 2007, By-Law No. 870/07 enacted by the Town of Snow Lake on the 17<sup>th</sup> day of September 2007, By-Law No. 883/08 enacted April 7, 2009 and By-Law No. 894/10 enacted on 15<sup>th</sup> day of June 2010 and 896/10 enacted on February 1, 2011 are hereby repealed as of and upon the final reading of this By-Law.
2. THAT all accounts for minimum quarterly charges for metered services as set forth in the Schedule of Quarterly Rates shall be billed quarterly 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 Town of Snow Lake at the rates and terms set out in Schedule "A" attached hereto and forming part of this by-law.
3. THAT the Town of Snow Lake, in response to a formal application shall provide, disconnect and/or removal of a water meter from a premise within the boundaries of the Town. If a customer elects to install a meter and later reverses their decision, then the customer will bear the cost of removing the meter plus a \$25.00 penalty fee. All consumers of water, other than residential, shall be required to install a

meter at their own expense and assume responsibility for repairs or replacement of the said meter.

4. THAT no reduction in minimum rates will be made because of the stoppage of water supply due to vacancy, frozen service lines or frozen pipes inside the premises of the owner of the property without just cause.
5. THAT, if a metered customer's service connection is subject to freezing, Council may allow him to bleed the service connection ahead of the meter into the sewer. Only those metered customers who are designated by resolution of Council may bypass the meter in this way and such connections shall be subject to inspection by the Town's Public Works Department.
6. THAT the Town of Snow Lake reserves the right to discontinue the supply of water for fountains, jets, hoses and sprinklers, or to limit the hours for use of the same, whenever, at the discretion of Council, it is in the best interest of the public.
7. THAT no person other than the Fire Chief or someone acting on his behalf, or a representative of the Town of Snow Lake, unless duly authorized in writing by the Chief Administrative Officer shall open or use any fire hydrant either for purposes of construction, street cleaning or any other purposes.
8. THAT no person shall wilfully or maliciously hinder or cause to hinder the Town of Snow Lake or its representatives in the exercise of their duties in relation to the operation and maintenance of the water and sewage systems.
9. THAT the meter and shut-off valve inside the premises shall be readily accessible and not used by the owner except for the protection of the premises. No person shall tamper with the meter or cause the water supply to bypass the meter. All pipes and valves inside the premises shall be kept in good repair by the owner or occupant. Any damage through neglect or otherwise by a contractor for the owner or occupant to the water service pipes from the street to the premises including the meter shall be the responsibility of the owner or the occupant.
10. THAT any person violating any provisions of this by-law shall:
  1. be guilty of an offence and, upon conviction thereof, liable to a fine not exceeding One Hundred Dollars (\$100.00 ) and costs for each violation;
  2. be liable to the Town of Snow Lake for any expense suffered by the Town as a result of the violation;
  3. be liable for the repairs and costs of repairs to the system as a result of the violation. If that person is in default of effecting the repairs, the Town may effect the repairs and charge the costs thereof to that person, or add the cost to the taxes and collect the same in the same manner as ordinary taxes.
11. THAT the aforesaid rates be calculated and levied on the basis of a "cubic meter".

12. THAT the service charge provided for herein shall be payable quarterly in advance. Non-metered customers shall pay for water and sewer at a flat rate at the rates and terms set out in Schedule "A" attached hereto and forming part of this by-law.
13. THAT this by-law will be effective on, from and after both approved by the Public Utilities Board and receipt of third and final reading thereof.

PASSED AND ENACTED by the Town of Snow Lake, in council duly assembled this 7<sup>th</sup> day of Feb, 2012.

Clarence Fisher  
Mayor

Jeff Brummett  
Administrator

READ a first time this 17<sup>th</sup> day of January, A.D., 2012.

READ a second time this 7<sup>th</sup> day of February, A.D., 2012.

READ a third time this, 7<sup>th</sup> day of February, A.D., 2012.

THE TOWN OF SNOW LAKE

SCHEDULE "A" TO BY-LAW NUMBER 907/12

WATER AND SEWER RATES (January 1, 2012)

A schedule of water and sewer rates for the properties in the Town of Snow Lake.

SCHEDULE OF QUARTERLY RATES:

	<u>Commodity Rates per Cubic Meter</u>		
<u>(C.M.)</u>	<u>Water</u>	<u>Sewer</u>	<u>Water &amp; Sewer</u>
Domestic All Water Sold	\$2.45	\$0.88	\$3.33

2. Minimum Charges, Quarterly

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

(a) Water and Sewer Customers

Meter Size	Group Capacity Ratio	Minimum Quarterly Consumption (C.M.)	Service Charge	Commodity Rate: Water	Commodity Rates: Sewer	Minimum Quarterly Charges
16mm – 5/8"	1	13.64	\$72.75	\$33.42	\$12.00	\$118.17
19mm – 3/4"	2	27.28	\$72.75	\$66.84	\$24.01	\$163.59
25mm – 1"	4	54.56	\$72.75	\$133.67	\$48.02	\$254.44
38mm – 1-1/2"	10	136.40	\$72.75	\$334.18	\$120.03	\$526.96
50mm – 2"	25	341	\$72.75	\$835.45	\$300.08	\$1208.28
75mm – 3"	45	613.80	\$72.75	\$1503.81	\$540.14	\$2116.70

3. Unmetered Customers

Based on a quarterly consumption of 135 cubic metres, non-metered sewer and water customers shall pay \$522.30 per quarter, which includes the quarterly service charge.

4. Service For Connecting Customers Outside of the Town Limits

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

5. Billing And Penalties

Accounts shall be billed quarterly, and shall be due and payable upon receipt by owner. A late payment charge of 1 ¼% 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 reconnection fee of \$50.00 have been paid. Any customer wishing to have billings discontinued due to vacancy of premises shall be required to pay a service disconnection fee of \$50.00 and to pay \$50.00 reconnection fee when service resumes.

8. Outstanding Bills

Pursuant to section 252(2) of the Municipal Act, the amount of all outstanding charges for water and sewer service may be collected by the municipality in the same manner as a tax may be collected or enforced under this Act.

9. Hydrant Rentals

The Town of Snow Lake shall pay to the utility an annual rental of \$150.00 for each hydrant connected to the system. This includes water for fire purposes.

10. Water Allowance Due To Line Freezing

That in any case where, at the request of the Council, the 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 previous quarter to the same customer, or to the same premises if the occupant has changed.

11. Sewer Surcharge

- a) There may be levied annually, in addition to the rates set forth above, a special surcharge on sewage having a Biochemical Oxygen Demand in excess of 300 mg/L, 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.

12. Tipping Fees

The rate of \$3.24 per cubic meter shall be charged for the dumping of septage by haulers.

13. Water Meters

- a) The Town shall supply and install an appropriate size water meter and remote read touch pad. The remote touch pad shall be located at a point easily accessible at all times and approved by the Town.
- b) The meter shall be protected from any type of damage including freezing.
- c) Costs for any damage and labour for repairs to the water meter and associated equipment shall be the responsibility of the property owner.
- d) A customer may request that their water meter be tested for accuracy and before having the same tested by the Town, he/she shall deposit with the Town of Snow Lake office the amount of \$200.00, and if the meter is found to be accurate within 3% the \$200.00 shall be retained by the Town and if the meter is found to be inaccurate beyond 3% the \$200.00 will be repaid to the customer.