

BY-LAW #05/12

OF THE

RURAL MUNICIPALITY OF ROCKWOOD

Being a By-Law of the Rural Municipality of Rockwood to establish WATER & SEWER RATES within the Townsite of Balmoral.

WHEREAS the Rural Municipality of Rockwood owns and operates a water and sewer facility within the limits of the boundaries of the Community of Balmoral;

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 matter:

(1) 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 the Rural Municipality of Rockwood, in Council duly assembled, as follows:

1. THAT By-Law #12/07, enacted by the Rural Municipality of Rockwood the 11th day of July, A.D., 2007, and By-Law #27/08, enacted by the Rural Municipality of Rockwood the 12th day of November, A.D., 2008, are hereby repealed.
2. 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 Rural Municipality of Rockwood at the rates and terms set out in Schedule “A” attached hereto and forming part of this By-law.
3. 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 Rural Municipality of Rockwood, in Council duly assembled this 22nd day of August, A.D., 2012.

THE RURAL MUNICIPALITY OF ROCKWOOD



JIM CAMPBELL, REEVE



L. GRANT THORSTEINSON, CAO

GIVEN First Reading this 25th day of January, A.D., 2012.
GIVEN Second Reading this 22nd day of August, A.D., 2012.
GIVEN Third Reading this 22nd day of August, A.D., 2012.

SCHEDULE "A"

TO

BY-LAW #05/12

THE RURAL MUNICIPALITY OF ROCKWOOD

THE BALMORAL WATER & SEWER UTILITY SYSTEM

SCHEDULE OF QUARTERLY RATES

1. COMMODITY RATES PER CUBIC METRE:

	WATER	SEWER	2010 DEFICIT RECOVERY
2012	\$1.10	\$1.85	\$0.70
2013	\$1.05	\$1.90	\$0.70
2014	\$1.05	\$1.90	\$0.70

2. MINIMUM QUARTERLY RATES:

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

WATER & SEWER CUSTOMERS:

2012:

Meter Size	Group Capacity Ratio	Minimum Quarterly Volume	Service Charge	Commodity Rates		2010 Deficit Recovery	Minimum Quarterly Charges
				Water	Sewer		
15 (5/8")	1	15	\$15.00	\$ 16.50	\$ 27.75	\$ 10.50	\$ 69.75
25 (1")	4	60	\$15.00	\$ 66.00	\$111.00	\$ 42.00	\$234.00

2013:

Meter Size	Group Capacity Ratio	Minimum Quarterly Volume	Service Charge	Commodity Rates		2010 Deficit Recovery	Minimum Quarterly Charges
				Water	Sewer		
15 (5/8")	1	15	\$15.50	\$ 15.75	\$ 28.50	\$ 10.50	\$ 70.25
25 (1")	4	60	\$15.50	\$ 63.00	\$114.00	\$ 42.00	\$234.50

2014:

Meter Size	Group Capacity Ratio	Minimum Quarterly Volume	Service Charge	Commodity Rates		2010 Deficit Recovery	Minimum Quarterly Charges
				Water	Sewer		
15 (5/8")	1	15	\$15.95	\$ 15.75	\$ 28.50	\$ 10.50	\$ 70.70
25 (1")	4	60	\$15.95	\$ 63.00	\$114.00	\$ 42.00	\$234.95

SCHEDULE "A"**TO****BY-LAW #05/12****THE RURAL MUNICIPALITY OF ROCKWOOD****THE BALMORAL WATER & SEWER UTILITY SYSTEM****3. BULK SALES:**

All water sold in bulk by the Rural Municipality of Rockwood shall be charged for at the following rates per cubic meter:

- i) 2012: \$3.20
- ii) 2013: \$3.10
- iii) 2014: \$3.15

plus a flat fee of \$50.00 per fill in order to cover wages and travelling costs associated with the fill.

4. SERVICE TO CUSTOMERS OUTSIDE THE BOUNDARIES:

The Council of the Rural Municipality of Rockwood may sign Agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries of the Community of Balmoral. 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 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 the Community boundaries. In addition, all costs of connecting to the Utility's mains, installing, and maintaining, the customer will pay service connections.

5. BILLINGS AND PENALTIES:

Accounts shall be billed quarterly and the due date shall be at least 14 days after the mailing of the bills.

A late payment charge of 1.25% per month shall be charged on the dollar amount owing after the billing due date.

6. DISCONNECTION:

The Public Utilities Board has approved the Conditions Precedent attached hereto as Appendix B, to be followed by the Municipality with respect to disconnection of service for non-payment including such matters as notice and the right to appeal such action to The Public Utilities Board.

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Any service disconnected due to non-payment of account shall not be reconnected until all arrears, penalties, and a reconnection fee of \$50.00 have been paid.

Upon written request and payment of the applicable fee to the Rural Municipality of Rockwood as noted hereunder, service may be:

- i) Disconnected - \$50.00 fee
- ii) Removed - \$50.00 fee
- iii) Reconnected - \$50.00 fee

8. OUTSTANDING BILLS:

Pursuant to Section 252(2) of *The Municipal Act*, the amount of all outstanding charges for water and sewer services 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 CHARGES:

The Rural Municipality of Rockwood shall pay to the Utility an annual hydrant charge of \$150.00 for each hydrant connected to the System, which includes the cost of water for fire fighting.

10. SEWER SURCHARGES:

- 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 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.

11. WATER ALLOWANCE DUE TO LINE FREEZING:

Where, at the request of Council, a customer is allowed to run water 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 billings for the last two quarters for the same customer, or the same premises if the occupant has changed.