

Austin Water and Sewer Rates

Municipality of North Norfolk

BY-LAW NO: 19/2016

BEING A BY-LAW of the Municipality of North Norfolk to revise Water and Sewer rates within the Local Urban District of Austin.

WHEREAS the Municipality of North Norfolk owns and operates a water and sewer facility within the Local Urban District of Austin;

AND WHEREAS under Section 232 (1) of the Municipal Act being the Statute of Manitoba, L.M. 1996, c.58 a municipality which operates a sewage system may, subject to the approval of the Public Utilities Board, pass by-laws for municipal purposes respecting public utilities;

AND WHEREAS under Section 232 (2) (d) the Municipal Act being the Statute of Manitoba, S.M. 1996 c.58 a municipality may, subject to the approval of the Public Utilities Board, pass by-laws to 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 the Council of the Municipality of North Norfolk deems it necessary and in the best interest of the municipality to amend the current water and sewer utility rates for the Local Urban District of Austin; and,

NOW THEREFORE BE IT AND IT IS HEREBY PASSED AND ENACTED as a by-law of the Municipality of North Norfolk in council duly assembled as follows:

1. **THAT** the consumers shall pay for water and sewer services supplied to them at the rates and under the terms set out in Schedule "A" attached hereto and forming part of this by-law. Connected customers shall be billed quarterly charges for metered services as set forth in Schedule "A" of charges for metered services as set forth in the Schedule of Quarterly Rates, together with any excess charges for metered water and sewer services for that same quarter. Bulk water customers shall be charged for metered services as set forth in the Bulk Sales paragraph of the said Schedule "A";
2. **THAT** the Municipality of North Norfolk 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 interests of the public to do so.
3. **THAT** no person, other than the Fire Chief or someone acting on his/her behalf, or a representative of the Municipality, unless duly authorized in writing by the Chief Administrative Officer, shall open or use any fire hydrant, either for the construction purposes, street cleaning, or any other purpose.

4. **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 occupant.
5. **THAT** no reduction of minimum rates will be made because of the stoppage of water supply due to frozen service lines or frozen pipes inside the premises of the owner of the property.
6. **THAT** no person shall willfully or maliciously hinder or cause to hinder the Municipality or its representatives in the exercise of their duties in relation to the operation and maintenance of the water system.
7. **THAT** the Municipality of North Norfolk will provide a copy of the water consumption invoice to the registered legal owner(s) of the property that is serviced at the request of a tenant or occupier.
8. **THAT** any person violating any provisions of this by-law shall:
 1. be guilty of an offence and, upon conviction, liable to a fine not exceeding five hundred dollars (\$500.00) and costs for each violation.
 2. be liable to the Municipality of North Norfolk for any expense, loss or damage suffered by the Municipality as a result of the violation.
 3. be liable for the repairs and costs of the repairs to the system as a result of the violation. If that person is in default of affecting the repairs, the Municipality may affect the repairs and charge the cost thereof to that person, or add the cost to the taxes and collect the same in the same manner as ordinary taxes.
9. **THAT** By-Law No: 760/2008 enacted by the Municipality of North Norfolk on the 12th day of November, 2008, be and is hereby repealed.
10. **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.

DONE AND PASSED as a by-law of the Municipality of North Norfolk duly assembled in MacGregor, in the Province of Manitoba this _____ day of _____, A.D. 2017.

Municipality of North Norfolk

Mayor

Chief Administrative Officer

Read a first time this	<u>8th</u>	day of	<u>June</u>	A.D.	<u>2016.</u>
Read a second time this	<u> </u>	day of	<u> </u>	A.D.	<u>2017.</u>
Read a third time this	<u> </u>	day of	<u> </u>	A.D.	<u>2017.</u>

MUNICIPALITY OF NORTH NORFOLK
AUSTIN WATER & SEWER UTILITY RATES BY-LAW NO. 19-2016
SCHEDULE "A"

1. Schedule of Commodity Rates

July 1, 2017

Rates per Cubic Meter	Water	Sewer	Water & Sewer
	\$3.17	\$.69	\$3.86

Quarterly Service Charge \$15.00

2. Minimum Charges per Quarter

Notwithstanding the rates set forth in paragraph 1, all customers will pay the applicable minimum charges per quarter set out below, which includes the water allowance as listed.

a. **Water & Sewer Customers**

	Group Capacity	Water Included	Customer Service	Water Commodity	Sewer Commodity	Water & Sewer Total Quarterly
<u>Meter Size</u>	<u>Ratio</u>	<u>Cubic Meters</u>	<u>Charge</u>	<u>Charge</u>	<u>Charge</u>	<u>Minimum</u>
5/8 inch	1	14	\$15.00	\$44.38	\$9.66	\$69.04
3/4 inch	2	28	\$15.00	\$88.76	\$19.32	\$123.08
1 inch	4	56	\$15.00	\$177.52	\$38.64	\$231.16
1 ½ inch	10	140	\$15.00	\$443.80	\$96.60	\$555.40
2 inch	25	350	\$15.00	\$1,109.50	\$241.50	\$1,366.00

b. **Water Only Customers**

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

c. **Sewer Only Customers**

The quarterly commodity charge, based on the average residential water consumption in the community of 34 C.M. shall be \$38.46

3. Bulk Sales

All water sold in bulk in each year shall be charged at a rate of \$16.00 per 1,000 gallons.

1. Schedule of Commodity Rates

January 1, 2018

Rates per Cubic Meter

Water	Sewer	Water & Sewer
\$3.40	\$.70	\$4.10

Quarterly Service Charge \$15.00

2. Minimum Charges per Quarter

Notwithstanding the rates set forth in paragraph 1, all customers will pay the applicable minimum charges per quarter set out below, which includes the water allowance as listed.

a. **Water & Sewer Customers**

	Group Capacity	Water Included	Customer Service	Water Commodity	Sewer Commodity	Water & Sewer Total Quarterly
<u>Meter Size</u>	<u>Ratio</u>	<u>Cubic Meters</u>	<u>Charge</u>	<u>Charge</u>	<u>Charge</u>	<u>Minimum</u>
5/8 inch	1	14	\$15.00	\$47.60	\$9.80	\$72.40
3/4 inch	2	28	\$15.00	\$95.20	\$19.60	\$129.80
1 inch	4	56	\$15.00	\$190.40	\$39.20	\$244.60
1 ½ inch	10	140	\$15.00	\$476.00	\$98.00	\$589.00
2 inch	25	350	\$15.00	\$1,190.00	\$245.00	\$1,450.00

b. **Water Only Customers**

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

c. **Sewer Only Customers**

The quarterly commodity charge, based on the average residential water consumption in the community of 34 C.M. shall be \$38.80

3. Bulk Sales

All water sold in bulk in each year shall be charged at a rate of \$17.15 per 1,000 gallons.

1. Schedule of Commodity Rates

January 1, 2019

Rates per Cubic Meter

Water	Sewer	Water & Sewer
\$3.63	\$.71	\$4.34

Quarterly Service Charge \$15.00

2. Minimum Charges per Quarter

Notwithstanding the rates set forth in paragraph 1, all customers will pay the applicable minimum charges per quarter set out below, which includes the water allowance as listed.

a. **Water & Sewer Customers**

	Group Capacity	Water Included	Customer Service	Water Commodity	Sewer Commodity	Water & Sewer Total Quarterly
<u>Meter Size</u>	<u>Ratio</u>	<u>Cubic Meters</u>	<u>Charge</u>	<u>Charge</u>	<u>Charge</u>	<u>Minimum</u>
5/8 inch	1	14	\$15.00	\$50.82	\$9.94	\$75.76
3/4 inch	2	28	\$15.00	\$101.64	\$19.88	\$136.52
1 inch	4	56	\$15.00	\$203.28	\$39.76	\$258.04
1 ½ inch	10	140	\$15.00	\$508.20	\$99.40	\$622.60
2 inch	25	350	\$15.00	\$1,270.50	\$248.50	\$1,534.00

b. **Water Only Customers**

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

c. **Sewer Only Customers**

The quarterly commodity charge, based on the average residential water consumption in the community of 34 C.M. shall be \$39.14

3. Bulk Sales

All water sold in bulk in each year shall be charged at a rate of \$17.15 per 1,000 gallons.

1. Schedule of Commodity Rates

January 1, 2020

Rates per Cubic Meter

Water	Sewer	Water & Sewer
\$3.86	\$.72	\$4.58

Quarterly Service Charge \$15.00

2. Minimum Charges per Quarter

Notwithstanding the rates set forth in paragraph 1, all customers will pay the applicable minimum charges per quarter set out below, which includes the water allowance as listed.

a. **Water & Sewer Customers**

	Group Capacity	Water Included	Customer Service	Water Commodity	Sewer Commodity	Water & Sewer Total Quarterly
Meter Size	Ratio	Cubic Meters	Charge	Charge	Charge	Minimum
5/8 inch	1	14	\$15.00	\$54.04	\$10.08	\$79.12
3/4 inch	2	28	\$15.00	\$108.08	\$20.16	\$143.24
1 inch	4	56	\$15.00	\$216.16	\$40.32	\$271.48
1 ½ inch	10	140	\$15.00	\$540.40	\$100.80	\$656.20
2 inch	25	350	\$15.00	\$1,351.00	\$252.00	\$1,618.00

b. **Water Only Customers**

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

c. **Sewer Only Customers**

The quarterly commodity charge, based on the average residential water consumption in the community of 34 C.M. shall be \$39.48

3. Bulk Sales

All water sold in bulk in each year shall be charged at a rate of \$17.15 per 1,000 gallons.

The following clauses take effect July 1, 2017:

4. Billings And Penalties

All connected customers shall be billed quarterly and payment shall be due and payable at least 20 days after the mailing of the water and sewer billing. A late payment charge of 1.25% (1 ¼%) per month shall be charged on the dollar amount owing after the billing due date and a notice to this effect shall be clearly printed on all bills sent to the customers.

5. Hydrant Charges

The Municipality of North Norfolk shall pay to the Utility an annual hydrant charge of \$165.00 for each hydrant connected to the System which includes the cost of water for fire fighting.

6. Disconnection

The Public Utilities Board has approved the Conditions Precedent 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. A copy of the conditions precedent is available for inspection at the Municipality's office.

7. Change of Water or Water & Sewer

That a charge for change of water or water and sewer to recover the cost of completing the change of user or service, for a service that has changed users or service shall be:

- a) during normal working hours - \$35.00
- b) outside of normal working hours - \$80.00"

8. Reconnection

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."

9. 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.

10. Meter Testing

Any customer wishing to have a meter tested for accuracy will pay in advance a fee of \$50, plus any applicable meter testing costs. In the event the meter tests prove that the meter is recording water flows in excess of actual flows, the meter testing fee and associated costs will be refunded to the customer and the customer's account will be reviewed and adjusted accordingly.

11. Service To Customers Outside LUD of Austin Limits

The Council of the Municipality North Norfolk may sign Agreements with customers for the provision of water and sewer services to properties located outside the boundaries of the LUD of Austin. 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 Municipality's boundaries. In addition, all costs of connecting to the Utility's mains, and installing and maintaining, will be paid by the customer.

12. Cross Connections

No customer or person shall connect, cause to be connected or allow to remain connected any piping, fixture, fitting, container or appliance in a manner which under any circumstances may allow water, wastewater or any harmful liquid or substance to enter the Municipality's water system.

If a condition is found to exist which, in the opinion of the Municipality, is contrary to the aforesaid, the Municipality may either:

Shut off the service or services; or

Give notice to the customer to correct the fault at his or her own expense within a specified time period.

13. 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.

14. Authorization For Officer To Enter Upon Premises

The Public Works Manager, or other employee authorized by the Municipality in the absence of the Public Works Manager, shall be authorized to enter upon any premise for the purpose of:

Affixing to any pipe, wire or apparatus connected with any such utility, a meter or any other measuring or testing device; or taking readings from, repairing, inspecting or removing any meter or apparatus belonging to the Municipality.