

RURAL MUNICIPALITY OF LAC DU BONNET

**Water and Wastewater Rates
CUSTOMER OF THE TOWN OF LAC DU BONNET**

BY-LAW NO. 4-15

BEING a by-law of the Rural Municipality of Lac du Bonnet to establish sewer and water rates within the RM of Lac du Bonnet and to repeal Bylaw No. 14-07;

AND WHEREAS the Town of Lac du Bonnet owns and operates a sewer and water facility within the Town of Lac du Bonnet and has fixed certain water and sewer rates with the approval of the Public Utilities Board by Board Order No. 17/14;

AND WHEREAS the Rural Municipality of Lac du Bonnet has agreed to purchase sewer and water services from the Town of Lac du Bonnet for the purpose of establishing a utility service to the Rural Municipality of Lac du Bonnet ratepayers;

AND WHEREAS Section 232 of The Municipal Act states in part that
A Council may pass by-laws for municipal purposes respecting the following matters:

(l) public utilities;

And;

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;”

AND WHEREAS Section 252 of The Municipal Act states in part that empowers a municipality, subject to the approval of The Public Utilities Board, to pass a By-Law to establish the amounts to be charged for the use of any sewer or for the sale and supply of water supplied to a customer and to make regulations with regards to the collection of amount charged and the adding of penalties to charges in arrears and for the enforcing the regulations set out in this Bylaw;

AND WHEREAS it is deemed expedient and in the best interest of the Rural Municipality of Lac du Bonnet that reasonable rates be set and levied for maintenance and operation against those utilizing the services provided by the Town of Lac du Bonnet Utility;

NOW THEREFORE the Council of the Rural Municipality of Lac du Bonnet, duly assembled, hereby enacts this By-law as follows:

1) THAT all accounts for minimum quarterly charges for metered services as set forth in **Schedule A** 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(s) supplied to them by the Utility of the Town of Lac du Bonnet but as a resident of the Rural Municipality of Lac du Bonnet at the rates and terms set out in **Schedule “A”** attached hereto and forming part of this by-law.

2) 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.

3) THAT each consumer connected to the sewer system but not connected to the water system shall pay a flat rate per year as set out in Scheduled “A”.

4) THAT by-law 14-07 and any other bylaw (s), schedules, and/or amendments be hereby repealed.

DONE, PASSED AND ENACTED by Council, duly assembled, in the Council Chambers of the Rural Municipality of Lac du Bonnet, in the Province of Manitoba this 30th day August, 2016


Loren Schinkel Reeve


Tannis Lodge, Chief Administrative Officer

READ A FIRST TIME:	September 15, 2015	Resolution # 2015 0447
READ A SECOND TIME:	August 30, 2016	Resolution # 2016 0418
READ A THIRD TIME:	August 30, 2016	Resolution # 2016 0419

THE RURAL MUNICIPALITY OF LAC DU BONNET

Schedule "A" By-Law 4-15

Year 2016

1.0 SCHEDULE OF QUARTERLY RATES

A schedule of rates per cubic meter (m³) per quarter

Commodity Rates	<u>Water</u>	<u>Sewer</u>	<u>Water & Sewer</u>
Domestic	\$1.96	\$1.38	\$3.34

2.0 MINIMUM QUARTERLY CHARGES

Notwithstanding the Commodity Rates set forth in paragraph 1.0 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, m³</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	14	\$24.55	\$27.44	\$19.32	\$71.31
3/4"	2	28	\$24.55	\$54.88	\$38.64	\$118.07
1"	4	56	\$24.55	\$109.76	\$77.28	\$211.59
1 1/2"	10	140	\$24.55	\$274.40	\$193.00	\$492.15
2"	25	350	\$24.55	\$686.00	\$483.00	\$1,193.55

b) Water Only Customers:

Total Quarterly Minimum charges will be the same as shown above for each meter size; however, the sewer commodity charge will be excluded.

c) Sewer Only Customers (unmetered):

Total Quarterly Minimum charges will be based on the average residential water consumption of 53m³ plus the service charge; however, the water charge will be excluded.

d) Tanco Crescent {RM Customers (unmetered)}

The annual commodity charge, based on the average quarterly residential water consumption of 53 m³, plus the service charge (which shall be charged 1 time only), shall be
\$24.55 + (53m³ X 4 X 1.38)

Year 2017**1.0 SCHEDULE OF QUARTERLY RATES**

A schedule of rates per cubic meter (m³) per quarter

Commodity Rates	<u>Water</u>	<u>Sewer</u>	<u>Water & Sewer</u>
Domestic	\$2.02	\$1.42	\$3.44

2.0 MINIMUM QUARTERLY CHARGES

Notwithstanding the Commodity Rates set forth in paragraph 1.0 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

a) Water & Sewer Customers

<u>Meter Size</u>	<u>Group Capacity Ratio</u>	<u>Water Included, m³</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	14	\$25.29	\$28.28	\$19.88	\$73.45
3/4"	2	28	\$25.29	\$56.56	\$39.76	\$121.61
1"	4	56	\$25.29	\$113.12	\$79.52	\$217.93
1 1/2"	10	140	\$25.29	\$282.80	\$198.80	\$506.89
2"	25	350	\$25.29	\$707.00	\$497.00	\$1,229.29

b) Water Only Customers:

Total Quarterly Minimum charges will be the same as shown above for each meter size; however, the sewer commodity charge will be excluded.

c) Sewer Only Customers: (unmetered)

Total Quarterly Minimum charges will be based on the average residential water consumption of 53m³ plus the service charge ; however, the water charge will be excluded.

d) Tanco Crescent {RM Customers: (unmetered)}

The annual commodity charge, based on the average quarterly residential water consumption of 53 m³, plus the service charge (which shall be charged 1 time only), shall be
\$25.29 + (53m³ X 4 X 1.42)

Year 2018**1.0 SCHEDULE OF QUARTERLY RATES**

A schedule of rates per cubic meter (m³) per quarter

Commodity Rates	<u>Water</u>	<u>Sewer</u>	<u>Water & Sewer</u>
Domestic	\$2.08	\$1.46	\$3.54

2.0 MINIMUM QUARTERLY CHARGES

Notwithstanding the Commodity Rates set forth in paragraph 1.0 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

a) Water & Sewer Customers

<u>Meter Size</u>	<u>Group Capacity Ratio</u>	<u>Water Included, m³</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	14	\$26.05	\$29.12	\$20.44	\$75.61
3/4"	2	28	\$26.05	\$58.24	\$40.88	\$125.17
1"	4	56	\$26.05	\$116.48	\$81.76	\$224.29
1 1/2"	10	140	\$26.05	\$291.20	\$204.40	\$521.65
2"	25	350	\$26.05	\$728.00	\$511.00	\$1,265.05

b) Water Only Customers:

Total Quarterly Minimum charges will be the same as shown above for each meter size; however, the sewer commodity charge will be excluded.

c) Sewer Only Customers (unmetered):

Total Quarterly Minimum charges will be based on the average residential water consumption of 53m³ plus the service charge ; however, the water charge will be excluded.

d) Tanco Crescent {RM Customers (unmetered)}

The annual commodity charge, based on the average quarterly residential water consumption of 53 m³, plus the service charge (which shall be charged 1 time only), shall be
 $\$26.05 + (53\text{m}^3 \times 4 \times 1.46)$

Year 2019**1.0 SCHEDULE OF QUARTERLY RATES**

A schedule of rates per cubic meter (m³) per quarter

Commodity Rates	<u>Water</u>	<u>Sewer</u>	<u>Water & Sewer</u>
Domestic	\$2.14	\$1.51	\$3.65

2.0 MINIMUM QUARTERLY CHARGES

Notwithstanding the Commodity Rates set forth in paragraph 1.0 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated:

a) Water & Sewer Customers

<u>Meter Size</u>	<u>Group Capacity Ratio</u>	<u>Water Included, m³</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	14	\$26.83	\$29.96	\$21.14	\$77.93
3/4"	2	28	\$26.83	\$59.92	\$42.28	\$129.03
1"	4	56	\$26.83	\$119.84	\$84.56	\$231.23
1 1/2"	10	140	\$26.83	\$299.60	\$211.40	\$537.83
2"	25	350	\$26.83	\$749.00	\$528.50	\$1,304.33

b) Water Only Customers:

Total Quarterly Minimum charges will be the same as shown above for each meter size; however, the sewer commodity charge will be excluded.

c) Sewer Only Customers (unmetered):

Total Quarterly Minimum charges will be based on the average residential water consumption of 53m³ plus the service charge ; however, the water charge will be excluded.

d) Tanco Crescent {RM Customers (unmetered)}

The annual commodity charge, based on the average quarterly residential water consumption of 53 m³, plus the service charge (which shall be charged 1 time only), shall be
\$26.83 + (53m³ X 4 X 1.51)

3.0 WATER AND SEWER CONNECTIONS

- i) Each customer or developer, as the case may be, applying for a new water connection to the mainline shall be assessed a water connection inspection fee in the amount of \$750.00. The assessed amount shall be paid as a lump sum fee.
- ii) Each customer or developer, as the case may be, applying for a new sewer connection to the mainline shall be assessed a sewer connection inspection fee in the amount of \$350.00. The assessed amount shall be paid as a lump sum fee.
- iii) Each customer or developer, as the case may be, installing a new water service connection to the water mainline shall be responsible for installing and connecting the water service line to the water main and to pay all charges. Conditions on Town property to be returned to its original state as before water line installations.
- iv) Each customer or developer, as the case may be, installing a new sewer service connection to the sewer mainline shall be responsible for installing and connecting the sewer service line to the sewer main and to pay all charges. Conditions on Town property to be returned to its original state as before sewer line installations.
- v) Each consumer applying for water turn on or turn off of service during any quarter, shall pay the proportionate part of the current minimum quarterly charge provided that in computing same a broken half month shall be considered as a full month. In all cases any excess water used will be charged at the rates set forth under Commodity Rates.
- vi) All costs for new connections and maintenance thereafter shall be paid by the users, customer or developer, as the case may be, and such connections are to be approved by the **Council of the Town of Lac du Bonnet**.
- vii) A service charge of Twenty Five (\$25.00) Dollars shall be paid before any water is turned on and shall be the responsibility of the owner.

4.0 HYDRANT RENTALS

The Rural Municipality of Lac du Bonnet will pay to the utility an annual rental fee of \$100.00 for each hydrant connected to the system.

5.0 SERVICES / RATES TO CUSTOMERS LOCATED OUTSIDE THE LIMITS OF THE TOWN OF LAC DU BONNET

- a) Customers located outside the Town of Lac du Bonnet **shall be required to sign agreements with the Town** which sets out the rights and obligations of each party. Such agreements shall include that the consumer shall pay;
 - i) An appropriate rate as set out in paragraph 1.0 and 2.0 hereof, based on the units allotted to the services;
 - ii) All costs of constructing and maintaining all connection pipes and other items required to allow service to be used;
 - iii) A surcharge to cover all tax amounts for utility purposes, which they would be required to pay if located in the Town from the date of connection.
- b) The Rural Municipality of Lac du Bonnet shall pay, to the Town of Lac du Bonnet to cover services provided to residences in the **Tanco Crescent Subdivision**.
 - i) The Utility rates set forth in paragraph 1.0 and 2.0 hereof;
 - ii) Any additional surcharge sufficient to cover all taxes for the sewage lagoon which it would be required to pay if such residences were located in the Town.
- c) The above levies are due and payable July 1st of the year in which they are levied.

6.0 BILLINGS AND PENALTIES

- i) All accounts shall be billed after the end of each quarter. Bills will be due and payable as per due date as stated on the bills presented. A late payment penalty of 1.25% per month will apply on late payments.
- ii) Pursuant to section 252 of the Municipal Act. L.R.M.1996, c. 58, the amount of all outstanding charges, including penalties, for water and sewer service are a lien and charge upon that land, and

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- ii) Pursuant to section 252 of the Municipal Act. L.R.M.1996, c. 58, the amount of all outstanding charges, including penalties, for water and sewer service are a lien and charge upon that land, and shall be collected in the same manner in which ordinary taxes on the land are collectable, and with like remedies.
- iii) If any account is not paid within three (3) months after the due date, the service may be subject to disconnection without further notice. Any service so disconnected shall not be reconnected until all arrears, penalties and a reconnection fee of fifty (\$50.00) dollars has been paid.

7.0 COMPLAINTS AND ADJUSTMENTS

If a consumer believes that his/her meter reading is in error, he/she may present his/her claim in writing to the Corporation's Office before the bill becomes delinquent, 30 days from the billing date.

Such claim, if made after the bill has come delinquent, shall not be effective in preventing discontinuance of service. The consumer may pay such bill under protest and said payment shall not prejudice his/her claim.

8.0 METERS

- i) That all water connections be metered. The meter is to be supplied by and is to remain the property of the Utility. The cost of the meter shall be paid by the customer.

Meter Repairs

- ii) Where a Town of Lac du Bonnet water meter is damaged as a result of negligence of a user, such user shall pay the cost of repairing the damaged meter and the said amount will immediately become a debt due and owing to the Town of Lac du Bonnet within ten (10) days of the demand of same, the water service of the said user may be disconnected. A fee of fifty (\$50.00) Dollars shall be charged for a re-connection of the service disconnected under this paragraph.

Meter Testing

- iii) Any consumer who desires and requests that his/her water meter be tested for accuracy, shall deposit a sum of Fifty (\$50.00) Dollars with the Town of Lac du Bonnet and if the meter when tested shall be found to register in excess of the allowable limits, the deposit shall be refunded and the consumer's account adjusted for the preceding four month's use.

Meter Fees

- iv) Fees for the disconnection, removal or reconnection of water meters shall be Twenty-five (\$25.00) Dollars.

Meter Tampering

- v) Any consumer who tampers with the meter seal is to pay a meter reinstatement fee of Twenty-five (\$25.00) Dollars to have the meter resealed. The quarterly billings for the year prior to resealing of the meter will have the volumes readjusted according to the two quarters after the resealing of the meter if the volumes are greater than 10% lower than the two quarters after resealing of the meter then the difference in volume for each of the previous four quarters will be adjusted to reflect the increase and will be invoiced to the consumer. Any consumer who tampers with the meter subsequent to the first tampering will pay a fine of One Hundred and Fifty (\$150.00) Dollars for each occurrence.

Meter Circumventing

- vi) Any consumer who circumvents the water meter by installing a bypass line around the meter or by a dual line from the water main so as to illegally draw water that has not been metered shall pay a fine of \$1,000.00 plus a charge for un-metered water consumed for each occurrence. The consumer will upon discovery by the Town immediately cease the use of the bypass line and remove the bypass line within 24 hours of discovery. The Town has the right to terminate all water services to the consumer in the event of failure to eliminate the bypass and pay the fine and water charges.

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Annual Meter Reading

- ii) On an annual basis or on a schedule determined by the Town, the consumer will provide access to the Town meter reader to record the water meter reading and to inspect the meter. In the event that the consumer is not home or does not grant access, the consumer will be notified that they must arrange a time and date for an appointment with the water utility to have the meter reading recorded and inspected within 30 days of the water utility notice. Failure to arrange and provide access to the water utility within 30 days of the notice will result in a \$50.00 fine. After a period of 60 days from the water utility notice and a failure to arrange and provide access to the water utility, the water service may be shut off. Fees for disconnection and reconnection according to section 8.0 will apply.

9.0 METER READINGS

Quarterly Meter Readings

- i) Except for remote meter reading, the Town will read the consumer meter quarterly for quarterly billing purposes. In the event that the consumer is not home or does not grant access, a meter reading card will be provided to the consumer for consumer self- read meter reading and recording. The consumer is responsible for reading and recording the current meter reading for each quarter on the provided meter reading card and returning the card to the Town administration office. Failure to provide the current meter reading for billing purposes will result in estimated quarterly charges based on consumer average consumption for metered service being billed.

10. AUTHORIZATION FOR OFFICERS TO ENTER PREMISES

The Public Works Manager and/or designate may be authorized by Resolution of Council to enter upon any premises for the purpose of

- i) affixing to any pipe, wire, or apparatus connected with any such utility, a meter of any other measuring or testing device;
- ii) inspections on any wire, pipe, appliance or thing connected with, or intended to be connected with, any waterworks or other systems operated by the municipality;
- iii) taking readings from, repairing, inspecting, or removing any meter or apparatus belonging to the municipality

11. CROSS CONNECTIONS AND BACKFLOW PREVENTION

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 solid or liquid or substance to enter the Rural Municipality of Lac du Bonnet’s Water Resources or System.

If a condition is found to exist and in the opinion of the Designated Officer is contrary to this bylaw, the Designated Officer may either:

- a) shut off the service or
- b) give notice to the customer to correct the fault at his own expense within a specified time period. If the customer fails to comply with such notice, the Designated Officer shall proceed in accordance with clause a) above

12. CONNECTION FEES

Volumetric Usage of the Town’s Water Treatment Plant:

5/8” water line.....	\$ 700.00
½” water line.....	\$1,400.00
1” water line.....	\$7,000.00
1 ½” water line.....	\$17,500.00

BY-LAW NO. 4-15**13. CONNECTION FEES FOR FUTURE CUSTOMERS**

Paid at the time of connection to the municipal system

Volumetric Usage of the Town's Water Treatment Plant set out in Clause 11
Capital Cost Contribution (40% of \$37,867.00)

14. 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.

15. RECONNECTION

Any service disconnected due to non-payment of account shall not be reconnected until all arrears, penalties, fees, and a reconnection fee of \$25.00 plus costs have been paid in full.

16. WATER ALLOWANCE DUE TO LINE FREEZING

That in any case where, at the request of 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

17. SEWER SURCHARGE

- a) There may be levied annually, in addition to rates set forth above, a special surcharge on sewage having a Biochemical Oxygen Demand (BOD) 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:

- a) There will be levied annually, in addition to rates set forth above, a special surcharge on sewage having a Biochemical Oxygen Demand (BOD) in excess of 300 parts per million in the amount ofper 100 pounds of BOD.