

The Corporation of the Town of South Bruce Peninsula

By-Law Number 15-2018

**Being a By-Law to Establish and Impose Prices and Time of Payment for the Use of Municipal Water and/or Sanitary Sewer Services**

**Whereas** Section 1(1) of the Municipal Act, 2001, Chapter 25, as amended, provides that a public utility is defined as a system providing water and sewage services to the public;

**And whereas** Section 11 of the Municipal Act, 2001, Chapter 25, as amended, provides that a lower-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public including passing by-laws respecting public utilities within their sphere of jurisdiction;

**And whereas** Section 391(1) of the Municipal Act, 2001, Chapter 25, as amended, permits a municipality to impose fees or charges on persons for services or activities provided or done by or on behalf of it;

**And whereas** Section 398(1) of the Municipal Act, 2001, Chapter 25, as amended, provides that fees and charges imposed by a municipality on a person constitutes a debt of the person to the municipality;

**And whereas** Section 398(2) of the Municipal Act, 2001, Chapter 25, as amended, provides that the treasurer of a municipality may add fees and charges to the tax roll of the property to which the public utility was supplied and collect them in the same manner as municipal taxes;

**And whereas** properties serviced by the Warton Water and Sanitary Sewer Systems shall be bound and responsible for service rates for use of municipal water and sanitary sewer services;

**And whereas** properties serviced by the Amabel Water System shall be bound and responsible for service rates for use of municipal water services;

**And whereas** the Council of the Corporation of the Town of South Bruce Peninsula deem it desirable to establish and impose prices and time of payment for the use of municipal water and sanitary sewer services;

**Now therefore the Corporation of the Town of South Bruce Peninsula enacts as follows:**

**1. Short Title**

That the short title for this by-law shall be "Water and Sewer Rates By-Law".

## 2. Definitions

For the purposes of this by-law, the following definitions shall apply:

### *Amabel Water System*

Shall mean the water systems served by the Foreman, Huron Woods, Oliphant, and Amabel-Sauble water treatment plants

### *Frostline Property*

Shall mean a property serviced by a water service connection less than 1.2 metres deep where the owner has been requested by the Town to leave a tap dripping between December 1 and March 31 to prevent waterline freezing

### *Serviced Property*

A property with the potential to connect to a water service connection or connected to a water service connection and/or sanitary lateral connection

### *Town*

Shall mean the Corporation of the Town of South Bruce Peninsula

### *Water Meter*

Shall mean the device supplied and owned by the Town to measure the quantity of water used by the consumer

### *Water Service Connection*

Shall mean a pipe connected to municipal water, terminating at the property line

### *Warton Water System*

Shall mean the water treatment plant and the water supply system located in the community of Warton


### *Warton Sanitary System*

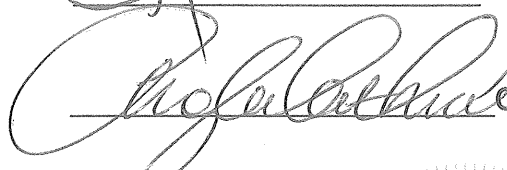
Shall mean the sanitary sewer collection system and the Warton Wastewater Treatment Plant located in the community of Warton

3. That Schedule "A", Warton Water and Sanitary Sewer Rates, as attached hereto, be adopted for the former Town of Warton.
4. That Schedule "B", Amabel Water Rates, as attached hereto, be adopted for the former Township of Amabel.
5. That billing for water will be made on a monthly basis and non-payment of the monthly billing on the due date specified therein shall result in a penalty of 1.25 percent being added and, thereafter, a penalty of 1.25 percent will be added on the first day of each and every month the default continues.

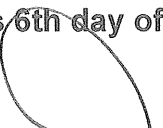
6. That rates as prescribed in Schedule "A" and Schedule "B" shall come into effect on the 1<sup>st</sup> day of January, 2018.
7. That Schedules "A" and "B" may be updated annually based on the Water and Sewer Rate Study that was completed in 2014.
8. That any other by-laws inconsistent with this by-law are hereby rescinded.
9. That this by-law shall come into full force and effect upon the final passing thereof.

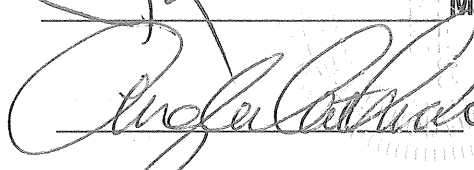
Read a first and second time this 6th day of March, 2018.

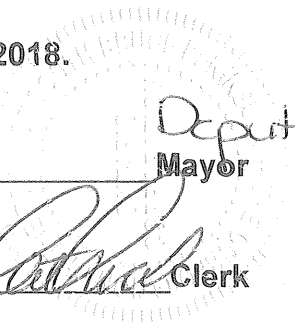
  
\_\_\_\_\_  
Deputy Mayor

  
\_\_\_\_\_  
Clerk

Read a third time and finally passed this 6th day of March, 2018.

  
\_\_\_\_\_  
Deputy Mayor

  
\_\_\_\_\_  
Clerk





Sewer Flat Rate – No Municipal Water Service      \$48.00 / month

Town-Approved Frostline Properties      Average of October & November  
Winter Rate (December 1 - March 31)      consumption billed every month  
from December to March

