



THE RURAL MUNICIPALITY OF ALEXANDER

BY-LAW 05/19

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ALEXANDER TO ESTABLISH WATER AND SEWER RATES FOR THE GREAT FALLS WATER AND SEWER UTILITY.

WHEREAS the Rural Municipality of Alexander owns and operates the Great Falls Water and Sewer Utility;

AND WHEREAS the Rural Municipality of Alexander will own and operate the Great Falls Water Treatment Plant and has undertaken a review of water and sewer utility rates that indicates rates require to be increased;

AND WHEREAS, subject to The Public Utilities Board Act, Section 232(1) provides that a council may pass by-laws for municipal purposes respecting the following matters:

- 1) public utilities.

AND WHEREAS, Section 232(2) provides that 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 it is deemed advisable to provide rates for January 1, 2020, and thereafter to be paid by persons to whom water and sewer services are supplied by the Great Falls Water and Sewer Utility and to provide for the collection thereof;

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE RURAL MUNICIPALITY OF ALEXANDER IN SESSION DULY ASSEMBLED, HEREBY ENACTS A BY-LAW AS FOLLOWS:

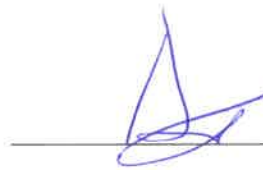
- 1) THAT all accounts for minimum quarterly charges for metered services for the Great Falls Water and Sewer Utility as set forth in the Schedule of Quarterly Rates shall be billed quarterly. Consumers shall pay for water and sewer service supplied to them by the Utility at the rates and terms set out in Schedule "A" attached hereto and forming part of this by-law.
- 2) THAT the Rural Municipality of Alexander 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 Rural Municipality of Alexander duly authorized in writing by the Chief Administrative Officer, shall open or use any fire hydrant, either for construction purposes, street cleaning, or any other purpose.
- 4) THAT the meter shut off valve inside premises serviced with water by the Rural Municipality of Alexander's Great Falls Utility, 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 person shall wilfully or maliciously hinder or cause to hinder the Rural Municipality of Alexander or its representative in the exercise of their duties in relation to the operation and maintenance of the water or sewer system.

- 6) THAT any person violating any provision of this by-law shall:
- a) be guilty of an offence and, upon conviction, liable to a fine not exceeding one thousand dollars (\$1,000) and costs for each violation;
 - b) be liable to the Rural Municipality of Alexander for any expense, loss or damage suffered by the Municipality as a result of the violation;
 - c) 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 effecting the repairs, the Municipality may affect the repairs and charge the cost thereof to that persons, or add the cost to property taxes and collect those property taxes in the same manner as other property taxes.
- 7) This By-law and rates for January 1, 2020 and thereafter, shall come into force and be effective on, from and after both approval of the Public Utilities Board of Manitoba and receipt of third and final reading thereof.
- 8) That By-law No. 05/15 of the Rural Municipality of Alexander be repealed as of January 1, 2020 and upon final approval of this By-law by the Public Utilities Board of Manitoba.

Passed and enacted by the Rural Municipality of Alexander in Council duly assembled this 10th day of December, 2019.



Reeve



Chief Administrative Officer

Read a first time this 8th day of October, 2019

Resolution No. 2019 455

Read a second time this 10th day of December, 2019

Resolution No. 2019 562

Read a third time 10th day of December, 2019

Resolution No. 2019 563

3. Bulk Water Sales

All water sold in bulk by the Great Falls Water and Sewer Utility shall be charged for at the rate of \$31.40 per 1,000 gallons on a prorated basis for all quantities greater than 500 gallons. For any quantity of 500 gallons or less the minimum charge will be \$15.70.

The following clauses take effect January 1, 2020:

4. Service to Customers Outside Utility's Limits

- a) The Council of the Rural Municipality of Alexander may sign Agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries of the Unincorporated Community of Great Falls. 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 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.
- b) All costs of connecting to the Utility's mains, and installing and maintaining service connections, will be paid by the customer.

5. Billings and Penalties

Accounts shall be billed quarterly and shall be due and payable the last working day of the month following the month in which the bills are issued. A late payment penalty charge of 1.25% compounded monthly shall be charged on the dollar amount owing after the billing due date.

6. Disconnection

- a) 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.
- b) Service may be disconnected upon request of the property owner following a payment of \$50.00 for said disconnection service.

7. 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.

8. Outstanding Bills

Pursuant to Section 252 (2) of the Municipal Act, the amount of all outstanding charges for water and sewer services, including fines and penalties, are a lien and charge upon the land serviced, and may be collected in the same manner in which ordinary taxes upon the land are collectible, and with like remedies.

9. Hydrant Charges

The Unincorporated Community of Great Falls will pay to the Utility an annual rental fee of \$100.00 for each hydrant connected to the system.

10. Water Allowance Due to Line Freezing

That in any case where, at the request of the Municipality, 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.

11. 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.

12. Water Meters

- a) All customers of the Utility, connected to the Water Utility, shall be metered.
- b) Any new residential customer shall be required to have the meter installed by a qualified plumber certified by the Province of Manitoba, at their sole cost. The certified plumber shall be responsible to:
 - i. Install the meter plus the appropriate Meter Reading mechanism as provided by the Utility; and
 - ii. Ensure that the installation is inspected by the Utility's representative and secured in such a manner as established by the Utility.
- c) Ownership, inspection and maintenance of meters shall remain the responsibility of the Utility System. Commercial meter maintenance will be the responsibility of the Utility System but will be billed to the Commercial User.
- d) Upon inspection, if it is found that the security mechanism has been altered in any manner, the owner of the property shall be assessed a fee of \$100.00 to ensure an accurate reading, inside meter and outside reader plus re-securing the meter.

13. Meter Testing Charges

- a) Any consumer desiring and requesting that a meter be tested for accuracy shall deposit with the Rural Municipality of Alexander the sum of \$25.00 which shall be retained by the Municipality if the meter, when tested, is found to register within the allowable limits of variation from accuracy. If the meter shall be found to register in excess of allowable limits the deposit shall be refunded and the consumer's account adjusted.
- b) The allowable limit of variation shall be 4% of average flow.



THE RURAL MUNICIPALITY OF ALEXANDER

BY-LAW 05/19

SCHEDULE "A"

**RURAL MUNICIPALITY OF ALEXANDER
GREAT FALLS WATER AND SEWER UTILITY
WATER & SEWER UTILITY RATES BY-LAW NO.
SCHEDULE "A" SCHEDULE OF QUARTERLY RATES**

1. Schedule of Commodity Rates &
Quarterly Service Charge

January 1, 2020

Rates per 1,000 Gallons

1,000 Gallons per quarter

Water	Sewer	Water & Sewer
\$31.40	\$10.65	\$42.05

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

	Water Included	Customer Service Charge	Water Commodity Charge	Sewer Commodity Charge	Water & Sewer Total Quarterly Minimum
<u>Meter Size</u>	<u>Gallons</u>				
5/8 inch	3,000	\$15.00	\$94.20	\$31.95	\$141.15
3/4 inch	6,000	\$15.00	\$188.40	\$63.90	\$267.30
1 inch	12,000	\$15.00	\$376.80	\$127.80	\$519.60

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