RURAL MUNICIPALITY OF ST. ANDREWS

By-Law No. 4350

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ST. ANDREWS TO ESTABLISH WASTEWATER RATES FOR THE ST. ANDREWS SOUTH WASTEWATER UTILITY.

WHEREAS the Rural Municipality of St. Andrews owns and operates the St. Andrews South Wastewater Utility;

AND WHEREAS The Rural Municipality of St. Andrews has undertaken a wastewater rate study for the newly created St. Andrews South Utility to establish initial wastewater rates;

AND WHEREAS Section 232 (1) and (2) and 252 (1) of The Municipal Act, S.M. 1996, c. 58, provides in part as follows:

> 232(1) A council may pass by-laws for municipal purposes respecting the following matters:
> (l) 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;
>
> 252(1) A municipality exercising powers in the nature of those referred to in clauses 250(2)(b), (c) and (e) may set terms and conditions in respect of users, including
> (a) setting the rates or amounts of deposits, fees and other charges, and charging and collecting them;

AND WHEREAS it is deemed advisable to provide initial rates to be paid by persons to whom wastewater collection is supplied by the St. Andrews South Utility and to provide for the collection thereof;

NOW THEREFORE THE COUNCIL OF THE RURAL MUNICIPALITY OF ST. ANDREWS IN SESSION DULY ASSEMBLED, HEREBY ENACTS A BY-LAW AS FOLLOWS:

1) THAT all accounts for minimum quarterly charges for metered services for the St. Andrews South Utility as set forth in the Schedule of Quarterly Rates shall be billed quarterly. Consumers shall pay for wastewater 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) No person shall tamper with the water meter. Any damage through neglect or otherwise, by a contractor for the owner or occupant, to the water meter shall be the responsibility of the owner or occupant.

3) THAT no person shall wilfully or maliciously hinder or cause to hinder The Rural Municipality of St. Andrews or its representative in the exercise of their duties in relation to the operation and maintenance of the wastewater system.

4) 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 St. Andrews 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.

5) This by-law and rates established by this by-law, 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.

PASSED AND ENACTED BY THE RURAL MUNICIPALITY OF ST. ANDREWS IN COUNCIL DULY ASSEMBLED THIS 25th day of May, 2021.

Mayor	Chief Administrative Officer

Read a first time this 8th day of December, 2020.
Read a second time this 11th day of May, 2021.
Read a third time 25th day of May, 2021.

RURAL MUNICIPALITY OF ST. ANDREWS
SOUTH ST. ANDREWS WASTEWATER UTILITY
SCHEDULE "A" TO WASTEWATER UTILITY RATES BY-LAW NO. 4350
SCHEDULE OF QUARTERLY RATES

1. Schedule of Commodity Rates & Quarterly Service Charge

Wastewater Rate per Cubic Meter	$3.57
Quarterly Customer Service Charge	$80.82

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) Wastewater Customers - Residential

Meter Size	Wastewater Included C.M.	Customer Service Charge	Wastewater Commodity Charge	Wastewater Total Quarterly Minimum
5/8 inch	14	$80.82	$49.98	$130.80
3/4 inch	28	$80.82	$99.96	$180.78
1 inch	56	$80.82	$199.92	$280.74
1 ½ inch	140	$80.82	$499.80	$580.62
2 inch	350	$80.82	$1,249.50	$1,330.32
3 inch	630	$80.82	$2,249.10	$2,329.92
4 inch	1,260	$80.82	$4,498.20	$4,579.02

b) Wastewater Customers – Commercial, Industrial or Other Non-residential Property

For each property that is a commercial, industrial or other non-residential property, a charge equal to $284.46 for each $500,000 dollars or portion thereof of Developed Assessed Market Value as defined in the Service Sharing Agreement between the RM of St. Andrews and the City of Winnipeg.

3. Billings and Penalties

Accounts shall be billed quarterly based on water used and are payable within 30 days of the billing date. A late payment penalty charge of 1 ¼% compounded monthly shall be charged on the dollar amount owing after the billing due date.

4. Disconnection and Reconnection

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.

5. Liability for Charges

Pursuant to Section 252 (2) of the Municipal Act, the amount of all outstanding charges for Wastewater 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.