



SEWER FEES AND CHARGES BYLAW NO. 915, 2010

CONSOLIDATED VERSION FOR CONVENIENCE ONLY

Includes Amendment Bylaw:

937, 2011

DISTRICT OF CHETWYND

BYLAW NO. 915, 2010 – CONSOLIDATED VERSION

Being a bylaw to impose fees and charges for the use of the Municipal sewer system within the District of Chetwynd

WHEREAS pursuant to the *Community Charter* Council may regulate, prohibit and impose requirements with respect to municipal services;

AND WHEREAS the municipality has established a system for the collection and transmission of domestic sewage;

NOW THEREFORE the Council of the District of Chetwynd, in open meeting lawfully assembled hereby enacts as follows:

1. CITATION

This bylaw may be cited as the “District of Chetwynd Sewer Fees and Charges Bylaw No. 915, 2010”.

2. DEFINITIONS

“**Council**” means the Council of the District of Chetwynd;

“**Director**” means the Director of Engineering and Public Works appointed by the Council or that person’s designate;

“**Metered Users**” means households provided with water meters for the purpose of providing and charging for municipal water service;

“**Municipality**” means the District of Chetwynd;

“**Owner**” means, in respect of real property,

- (a) the registered owner of an estate in fee simple,
- (b) the tenant for life under a registered life estate,
- (c) the registered holder of the last registered agreement for sale,
- (d) the holder or occupier of land held in the manner referred to in Section 228 [*taxation of Crown land used by others*] or Section 229 [*taxation of municipal land used by others*] of the *Community Charter*, and
- (e) an Indian who is an owner under the letters patent of a municipality incorporated under Section 12 [*incorporation of reserve residents as a village*] of the *Local Government Act*;

“Sewer” means the sewage collected by the District of Chetwynd; and

“Sewer System” means the sewage collection system of the District of Chetwynd.

3. GENERAL PROVISIONS

- 3.1. This bylaw regulates sewer use and sets sewer user fees and charges for residential, commercial, industrial and institutional users.

Without limiting the generality of the foregoing the following users may include:

- (a) Residential – single family dwelling, duplex, multi-family dwellings, apartment, townhouse, row housing (per dwelling or self-contained units), trailer or modular home, lodging house or rooming house, and other similar dwellings not listed.
- (b) Commercial – stores or business premises include such businesses as: bakeries, banks, barbers/hair dressers, car sales, clothing stores, dog kennels, dry cleaners, flower sales, hardware stores, liquor stores, meat markets, post offices, shoe stores, warehouses and other similar businesses not listed.
- (c) Industrial –asphalt (blacktopping) plants, autobody shops, concrete/cement finishing, equipment dealers, garage (repairs), machine shops, welding/fabricating shops, warehouses and other similar enterprises not listed.
- (d) Institutional – schools, colleges, universities, hospital, care facilities, churches and other similar institutions not listed.

- 3.2. The District is hereby authorized to establish a method for collection of fees and charges for the use of and connection to the Municipality’s sewage collection system.

4. FEES AND CHARGES

- 4.1. All fees and charges as set forth in this bylaw shall be payable to the District of Chetwynd at the Municipal Hall, located at 5400 North Access Road, P.O. Box 357, Chetwynd, British Columbia, V0C 1J0 or to a person(s) or institution as may be authorized by the municipality to act as collection agents for the municipality.
- 4.2. The fees and charges levied or imposed under the provisions of this bylaw are a special charge upon the lands or real property in respect of which the sewer service is supplied or used. All fees and charges under the provisions of this bylaw, in addition to any other remedies, may be levied, collected and recovered from the owner in the same manner and subject to the same incidents as taxes upon land and improvements.

- 4.3. Where an owner has requested a service connection as generally prescribed in Schedule “A” of this bylaw, there are hereby imposed and levied sewer user fees against the owner or occupier of real property connected to the sewer collection system in an amount as set out in Schedule “B” of this bylaw and a sewer connection charge against the owner of real property for the cost of providing a sewer connection to the property line from the sewer main in an amount as set out in Schedule “B” of this bylaw.
- 4.4. The sewer user charge shall commence on the date the sewer connection is made. Fees for use of the sewer system shall be charged at the metered rate or prorated in accordance with the non-metered rates set out in Schedule “B” of this bylaw.
- 4.5. Billings for the use of the municipal sewer system shall be based on the metered water volume supplied to a property and charged at the rates set in Schedule “B” of this bylaw or charged at the non-metered water rates as set out in Schedule “B” of this bylaw, whichever is applicable to a property.
- 4.6. Any person liable for fees and charges for usage of the municipal sewer system shall be liable for the continuing and accruing rates therefore until he or she has given written notice to the Director of his or her desire to discontinue using such sewer and a charge shall be made up to the date of receipt of such notice.
- 4.7. Billings for **metered** users shall be as follows:
 - (a) Billed quarterly in accordance with Schedule “B” of this bylaw;
 - (b) Billing periods are January 1 to March 31, April 1 to June 30, July 1 to September 30, and October 1 to December 31 in each year;
 - (c) Billings are due and payable immediately upon receipt;
 - (d) Billings will be mailed to the address of the owner as identified on the most recent version of the B.C. Assessment Roll;
 - (e) Water meters will be read once per quarter as a minimum and usage of the sewer system will be based on a percentage of actual water consumption;
 - (f) Where a water meter has been installed on any premises to measure the quantity of water used on the said premises, there shall be charged and assessed against the owner of such premises an amount for use of the municipal sewer system, computed in accordance with the charges under metered fees and charges set out in Schedule “B” of this bylaw;
 - (g) Where a Participant pays the total amount of the quarterly billing within fifteen (15) days following the billing date, a 5% discount will be applied;
 - (h) A 10% penalty will be applied to any amount outstanding at the end of a quarterly billing period;
 - (i) Sewer use for sewer connections made or disconnected during the designated billing periods shall be pro-rated on a monthly basis and shall be billed accordingly;
 - (j) Fees and charges under the provisions of this bylaw remaining unpaid on the 31st day of December shall be deemed to be taxes in arrears and shall be entered on the real property tax roll in respect of the property.

- 4.8. Billings for **non-metered** users shall be as follows:
- (a) Billed quarterly in accordance with Schedule “B” attached hereto and forming part of this bylaw;
 - (b) Billing quarters are January 1 to March 31, April 1 to June 30, July 1 to September 30, and October 1 to December 31 in each year;
 - (c) Billings are due and payable immediately upon receipt;
 - (d) Billings will be mailed to the address of the property owner as identified on the most recent version of the B.C. Assessment Roll;
 - (e) Where a Participant pays the total amount of the quarterly billing within fifteen (15) days following the billing date, a 5% discount will be applied;
 - (f) A 10% penalty will be applied to any outstanding amount at the end of a quarterly billing period;
 - (g) Sewer use for sewer connections made or disconnected during the designated billing periods shall be prorated on a monthly basis and shall be billed accordingly;
 - (h) Fees and charges under the provisions of this bylaw remaining unpaid on the 31st day of December shall be deemed to be taxes in arrears and shall be entered on the real property tax roll in respect of the property.

5. ENFORCEMENT

The Director may at all reasonable times, enter upon any real property, where a sewer connection is supplied by the municipality, for the purpose of inspecting sewer pipes, connections, fixtures and any other apparatus used in connection with such sewer collection.

6. LIABILITY

- 6.1. The municipality shall not be under any liability to furnish a continuous or any connection of sewer to any premises. The municipality shall not be liable for the failure of the sewer collection system in consequence or any action or damage to the works or because of any temporary stoppage thereof on account of alterations or repairs or on any account whatsoever, whether such failure arises from the negligence of any person in the employ of the municipality or otherwise, but, in the event of such failure or stoppage continuing for a period of more than ten (10) consecutive days, an equitable reduction will be made on all fees and charges for services affected thereby. It shall be lawful for the municipality, without notice, to disconnect or block up the connection of or stop the use of any sewer to any building or premises where it is deemed to be advisable.
- 6.2. The municipality shall not be liable or responsible for damages caused by the blockage of a sewer on the owner’s side of the property line or for damages caused by the freezing of such pipes on the municipal side of the property if the freezing is caused by prior freezing on the owner’s side of the service connection. The costs of any necessary thawing service shall be the responsibility of the owner and the work shall be performed by a qualified individual approved by the municipality.

7. OFFENCE AND PENALTY

- 7.1. Every person, firm or corporation who violates any of the provisions of this bylaw, or who causes, suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects or refrains from doing anything required to be done by any of the provisions of this bylaw, or who carries out or who suffers, causes or permits to be carried out any work in a manner prohibited by or contrary to any of the provisions of this bylaw or who fails to comply with any order, direction or notice given under this bylaw shall be deemed to be guilty of an offence against this bylaw and shall be liable on summary conviction to a fine not to exceed the sum of ten thousand (\$10,000) dollars, and in any case the penalty shall not be less than five hundred (\$500.00) dollars.
- 7.2. Each day that any violation of a provision of this bylaw continues shall be deemed to be a separate offence.

8. SEVERABILITY

If any portion of this bylaw is for any reason held to be invalid by a Court of competent jurisdiction, the invalid portion shall be severed without affecting the remainder of the bylaw.

9. EFFECTIVE DATE

This bylaw shall come into full force and effect upon its adoption.

10. REPEAL

The following bylaws are hereby repealed:

- “Sewer Rental Charges Bylaw No 17, 1963” and;
- “Sewer Rental Charges Amendment Bylaw No. 844/UTIL/06”.

Read a First time this	19 th	day of	January,	2010
Read a Second time this	19 th	day of	January,	2010
Read a Third time this	19 th	day of	January,	2010
Reconsidered and Adopted by Council this	29 th	day of	January,	2010

Mayor

Director of Corporate Administration

**DISTRICT OF CHETWYND
SEWER FEES AND CHARGES BYLAW NO. 915, 2010 – CONSOLIDATED VERSION**

SCHEDULE “A”

APPLICATION FOR SEWER SERVICE CONNECTION

I hereby make application for (please mark an ‘x’ where applicable):

- a new application
 a reconnection
 a disconnection

for sewer service to property located at:

Address: _____

Roll Number: _____

Legal Description: Lot: _____ Block: _____ Plan: _____

Estimate of Costs: _____

I hereby acknowledge the above estimate of costs and make this application fully understanding the cost could be higher than estimated and further agree to pay all costs associated with this application.

Signature of Applicant

Date

Name of Applicant [*please print*]

Address of Applicant

Telephone No.

Cell No.

FOR OFFICE USE ONLY:

Fee Paid: \$ _____

Date Received: _____

Comments: _____

**DISTRICT OF CHETWYND
SEWER FEES AND CHARGES BYLAW NO. 915, 2010 – CONSOLIDATED VERSION**

Bylaw No. 937, 2011

SCHEDULE “B”

FEES AND CHARGES

1. **METERED USERS’ RATE** per cubic meter \$ 0.5814 \$5.00 per month minimum
2. **BULK SEWER DUMP STATION** per cubic meter \$ 3.8148
3. **NON METERED USERS’ RATES:**

RESIDENTIAL	MONTHLY	QUARTERLY	ANNUALLY
Single Family	\$ 10.00	\$ 30.00	\$ 120.00
Duplex dwelling, per unit	\$ 10.00	\$ 30.00	\$ 120.00
Multi family/Apartments, per unit	\$ 6.66	\$ 19.98	\$ 72.92
Rooming House, per room	\$ 5.55	\$ 16.65	\$ 66.60

COMMERCIAL			
Campsite, RV park - per pad	\$ 5.55	\$ 16.65	\$ 66.60
Car wash - per bay	\$ 34.80	\$ 104.40	\$ 417.60
Garage, Repair shop	\$ 45.91	\$ 137.73	\$ 550.92
Hospitals	\$ 240.66	\$ 721.98	\$ 2887.92
Laundromat, Dry cleaners	\$ 199.92	\$ 599.76	\$ 2399.04
Motel / Hotel / Inn:			
- manager's unit	\$ 6.66	\$ 19.98	\$ 79.92
- each additional unit	\$ 5.55	\$ 16.65	\$ 66.60
Office / Retail Stores, Wholesale / Service Outlets, up to and including 100 m ² gross floor area	\$ 6.66	\$ 19.98	\$ 79.92
Office / Retail Stores, Wholesale / Service Outlets, each additional 100 m ² gross floor area	\$ 3.34	\$ 10.02	\$ 40.08
Other industrial users	\$ 45.91	\$ 137.73	\$ 550.92
Public Hall, Theater, Bowling Alley - per washroom	\$ 10.00	\$ 30.00	\$ 120.00
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour and Licensed Club - up to 30 seats	\$ 10.00	\$ 30.00	\$ 120.00
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour and Licensed Club - 31 - 60 seats	\$ 19.99	\$ 59.97	\$ 239.88
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour and Licensed Club - more than 60 seats	\$ 29.99	\$ 89.97	\$ 359.88
Schools, per classroom	\$ 10.00	\$ 30.00	\$ 120.00
Water resale business	\$ 10.00	\$ 30.00	\$ 120.00

4. CONNECTION, DISCONNECTION AND/OR RECONNECTION AND INSPECTION FEES

Standard Connection, Disconnection and/or Reconnection and Inspection fees shall be \$100.00.

In cases where the connection is not a standard connection, the fees shall be the actual cost of the connection.

5. LAYING OF SERVICE PIPES

Charges for laying of sewer service pipes are as follows and are payable prior to commencement of work.

CONNECTION SIZE	CONNECTION CHARGE	
<i>Single Family, Multi Family, Industrial, Commercial</i>	<i>Base Rate</i>	<i>Price Per Meter of Service Pipe</i>
100 mm (4") diameter	\$ 325.00	\$ 240.00
150 mm (6") diameter	\$ 374.00	\$ 245.00
200 mm (8") diameter	\$ 383.00	\$ 256.00

In cases where a sewer service of a greater diameter than 200 mm (8") is required, the municipality will estimate the cost of such sewer service and the owner shall be required to pay such amount, prior to commencement of work.

In cases where the required service will cross a paved street, the actual cost to cross the paved street and to repair (asphalt, curb and gutter, sidewalk and other material required for the repair of the street) the street shall be levied and paid by the owner to the municipality. An estimate of costs will be provided to the applicant and the applicant must pay the estimated costs prior to any excavation or work performed to install the service pipes. The owner shall be refunded the unused portion of the estimate or invoiced for any additional charges.

6. CONNECTION OF A LARGER SEWER SERVICE LINE

In the case where an owner requests a connection of a larger sewer service line, the owner shall pay the actual costs of the larger sewer service line, plus a 10% administration fee.