



**WATER FEES, CHARGES &
REGULATIONS
BYLAW NO. 916, 2010**

CONSOLIDATED VERSION FOR CONVENIENCE ONLY

Includes Amendment Bylaw:

938, 2011

DISTRICT OF CHETWYND

BYLAW NO. 916, 2010 – CONSOLIDATED VERSION

A bylaw to regulate and impose fees and charges for the use of water 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 of supply and distribution of water;

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 Water Fees, Charges and Regulations Bylaw No. 916, 2010”.

2. DEFINITIONS

“Backflow” means the reversal of the normal direction of flow between the District of Chetwynd water system and its water users;

“Backflow prevention device” means a unit that prevents backflow;

“Building Inspector” means the person appointed by the Council as Building Inspector for the municipality or that persons designate;

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

“Cross Connection” means any actual or potential physical arrangement whereby the District’s water supply system is connected, directly or indirectly, with a non-potable or un-approved private water supply system, sewer drain, conduit, well, pool, on-site irrigation system, storage reservoir, plumbing fixture, or any other device which contains, or may contain, contaminated water, liquid, gases, sewage, or other wastes, of unknown or unsafe quality which may be capable of imparting contamination to the District’s treated water system as a result of backflow;

“Curbstop” means the curbstop approved under the provisions of the District of Chetwynd Subdivision Servicing Bylaw;

“Customer” means every owner or occupier of real property to which the waterworks system is provided;

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

“Municipality” means the District of Chetwynd;

“Metered Connection” means a connection to the municipal water system made through a meter provided by the municipality;

“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*;

“Pressure Reducing Valve” means a valve that automatically reduces water pressure between the municipal water system and the inside plumbing in a building;

“Property Tax System” means the system of collection of property taxes for the municipality;

“Water” means the water supplied by the District of Chetwynd;

“Water Main” means a pipe or network of pipes and appurtenances used by the municipality for the transmission and distribution of municipal water;

“Water Meter” means an apparatus for measuring and recording the quantity of water passing through it and shall include all accessory materials required for the installation and operation of the meter;

“Water Service” means a pipe including all valves, connections, taps, meters and all appurtenances connecting a building or property to municipal water system; and

“Waterworks System” means the waterworks system of the District of Chetwynd.

3. AUTHORITY OF DIRECTOR

3.1. The Director is hereby authorized to enforce and carry out the provisions of this bylaw.

- 3.2. The Director is hereby authorized to suspend or stop the supply of water to any or all Customers or to limit the hours for using the same when repairs or alterations are required or when he or she deems it necessary in the public interest.
- 3.3. The Director is authorized to place restrictions upon the usage of water. The Director is authorized to fix certain hours during which it shall be unlawful to sprinkle, irrigate or to otherwise use in any manner whatsoever, the water supplied by the municipality upon any lawns; or restrict the use for purposes other than normal internal domestic use and it shall be deemed to be an offence against this bylaw where any person contravenes the provisions of the restrictions so imposed.

4. GENERAL PROVISIONS

- 4.1. The District is hereby authorized to establish a method of collection of fees and charges for the use of and connection to the municipality's waterworks system.

- 4.2. Classifications

This bylaw regulates water use, water connections and disconnections, and sets water connection and 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.

- 4.3. Connections – General

- 4.3.1. The owner of any premises situated within the boundaries of the municipality may make application to the Director on the form generally prescribed in Schedule “A” of this bylaw and pay the prescribed fees in Schedule “B” of this bylaw for the installation of a new water service connection.

- 4.3.2. Where there are combined uses of a building, individual fees and charges may apply to each use.
- 4.3.3. No person shall connect to a water service from a water main by any means other than a metered connection for the purpose of serving any residential, commercial, industrial or institutional establishment.
- 4.3.4. All new connections will be subject to the requirements under the District of Chetwynd bylaws and regulations.

4.4. Water Meters

- 4.4.1. All new water service connections require water meters to be installed in accordance with the regulations of the municipality.
- 4.4.2. The Director must review the connection size requested and shall determine the appropriate meter type and size for the intended use in accordance with the District of Chetwynd Engineering Standards. Plans may be requested as part of the plumbing permit application and must indicate the meter size and type. The plans for the proposed installation must indicate the expected range of flows (high and low consumptions), average expected flow, and the peak flow.
- 4.4.3. It is the responsibility of the owner or their agent to prepare a setting for the water meter. Dimensions for the meter setting for positive displacement meters are as follows:

METER SIZE	METER SETTING WIDTH
16 x 19 mm (5/8" x 3/4")	190 mm
19 mm (3/4")	229 mm
25 mm (1")	273 mm
38 mm (1 1/2")	330 mm
50 mm (2")	432 mm

For all other meters not listed, including compound meters, the owner or their agent shall refer to the manufacturer's directions and specifications.

- 4.4.4. Installation of the meter shall not occur prior to the approval of the Director. The initial water meter will be provided by the municipality at no charge.
- 4.4.5. All meters shall be sealed by the municipality or its agent to prevent tampering.

- 4.4.6. All meters must be installed inside a dwelling unit and at a location approved by the Director and accessible to municipal staff in case of any servicing of the meter or inspection. If a meter must be installed under a trailer it must be under the trailer unit at a location accessible to the municipal staff in case of any servicing of the meter or inspection. The meter must also be installed in such a manner as to prevent the water meter from freezing. It is the owner's responsibility to protect the water meter from freezing or other damage and, in those cases where damage results from the owner's neglect, the owner shall be responsible for the cost of replacing the water meter as set out in Schedule "B".
- 4.4.7. No person shall tamper with or bypass a water meter.
- 4.4.8. Where a water meter has been tampered with or bypassed, the owner will be:
- (a) charged the amount of service charges and repairs to reinstate the water meter;
 - (b) charged a water utility rate based on three times the highest quarterly usage during the twelve (12) months preceding the tampering or bypass; and
 - (c) liable for any penalties and fines under the provisions of this bylaw.
- 4.4.9. Where an owner refuses to allow the municipality to install a water meter to service a property, the owner shall be charged three times the non-metered rate for that classification of property.
- 4.4.10. The Director may direct that a non-metered rate be applied to a property in cases where the municipality is not able to install, access or maintain a water meter.
- 4.4.11. When a water meter is out of order and fails to register the correct amount of water supplied, it shall be lawful to charge and collect an amount based on the previous monthly consumption records or the non-metered rate for that classification if such records are not available.
- 4.4.12. Water intended for fire sprinkler systems, fire hose stations, or site fire hydrants should not be metered and must be kept completely isolated from metered domestic water distribution systems.

4.5. Testing of Water Meters

- 4.5.1. The Director shall, upon written request and the payment of a deposit as set out in Schedule "B" of this bylaw by a Customer, test a water meter for accuracy.

- 4.5.2. The Director shall refund to the Customer the deposit along with any overcharge for water use relating to the period of one (1) year prior to the test if the test indicates an overcharge in excess of 2%.
- 4.5.3. In no other circumstances, other than those set out in Section 4.5.2 above, will the deposit be refunded.
- 4.5.4. The Customer shall be liable for any undercharges for water use for a period of one (1) year prior to the test if the test reveals an undercharge in excess of 2%.

4.6. Abatement of Noises and Pressure Surges

- 4.6.1. No person shall connect or allow to remain connected, or operate an apparatus, fitting, or fixture which will cause noise, pressure surges or other disturbances which may, in the opinion of the Director, result in annoyance to other Customers, damage to their water system or damage to the District's water system.
- 4.6.2. The Director may, if any such condition exists, give notice to the Customer to correct the fault within 96 hours or such lesser period as may be specified in the notice.
- 4.6.3. Where a Customer fails to comply with the notice, the Director may shut off the water service until such time as the fault has been corrected.

4.7. Connections – New Water Main

- 4.7.1. Where a new water main has been installed or extended past a property which is presently not connected to the municipal waterworks system, the owner must connect to the new water main within twelve (12) months of the installation or extension of the new water main.
- 4.7.2. If the owner of the property does not connect to the new water main within the time established in 4.7.1 of this bylaw, the owner shall be billed and is liable for the payment of the water fees and charges under the provisions of this bylaw as if the owner were connected to the water main. The owner will be charged the unmetered water fees and charges in Schedule "B" of this bylaw.
- 4.7.3. All connections to new water mains will be subject to the requirements under the District of Chetwynd bylaws and regulations.

4.8. Back-flow Prevention Device

- 4.8.1. It is the responsibility of the owner to ensure that no piping, fixtures, fitting, container, meter, appliance or other device would, under any circumstance, allow any part of the water distribution system or a private service to become contaminated.
- 4.8.2. The municipality may order a backflow prevention device to be installed on any service. Such installation shall be done in accordance with the Cross Connection Control Policy Manual and shall be at the expense of the owner.
- 4.8.3. Where the municipality or its agent determines that a connection or cross connection exists which has the potential of contaminating any part of the water system, the Director may give written notice to the owner to correct the connection or cross connection within 72 hours. The cost of such correction is to be at the expense of the owner.
- 4.8.4. A new water service connection shall not be turned on at the curbstop until such water service has been inspected by the municipality or its agent and all waterworks on the property meet the requirements of this bylaw.
- 4.8.5. Where a backflow device is required, every owner shall, upon the installation of a testable backflow prevention device and annually thereafter, or more often as required by the Director, arrange for the inspection and testing of the device by a certified tester. The results of all inspections and testing shall be submitted to the municipality within 30 days of the inspection and testing.
- 4.8.6. The backflow prevention device shall be installed on the consumer's side of the property inside a building or structure sufficient to protect the device from freezing.
- 4.8.7. All double check valve assembly, reduced pressure principle backflow prevention devices, vacuum breakers and air gaps shall be installed in accordance with the practice recommended in the Cross Connection Control Policy Manual.
- 4.8.8. The water service pipe shall not be turned on at the property line for occupancy use until the private plumbing system has been inspected and approved by the Building Inspector. This shall not prohibit the use of a water service for construction purposes for a limited time pursuant to Section 4.11, provided the Director is satisfied that adequate provision is made to prevent backflow into the municipal water system.

4.8.9. In addition to the requirements made by the municipality or its agent for the installation of backflow prevention devices within the private plumbing system, a backflow prevention device may be required by the Director on the water service pipe should inspection on private property be restricted, or should, in the Director's opinion, a health hazard imposed on the water system warrant premise isolation.

4.9. Pressure Reducing Valves

4.9.1. All premises served by the municipal water supply will be required to be served through a pressure reducing valve, under the provisions of the District of Chetwynd Subdivision Servicing Bylaw, unless otherwise approved by the Director. The cost and maintenance of this installation will be the responsibility of the property owner.

4.9.2. Existing serviced premises that have no pressure reducing valve prior to the final adoption of this bylaw shall be required to have pressure reducing valves installed whenever a reconnection to municipal services is required, and/or whenever a major change or addition to the existing system is required, unless otherwise approved by the Director. The cost and maintenance of this installation will be the responsibility of the property owner.

4.10. Laying of Service Pipes

4.10.1. All applications for laying of service pipe for the purpose of receiving water from the waterworks system to or from any premises shall be made in writing in the form approved by the municipality and signed by the owner of the premises, or his duly authorized agent.

4.10.2. No person shall lay any pipe for the purpose of receiving water from the waterworks system by connecting therewith except under the 'Specifications for the Construction of Water Service Lines' of the municipality's Subdivision Servicing Bylaw, and where permission has been granted in writing by the Director.

4.10.3. The applicant shall notify the Director when any water connection or other work carried out under the provisions of this bylaw is ready for inspection and no water connection or such other work shall be covered until it has been inspected and approved by the Director. If any such water connection or other work has been covered without first having been inspected and approved by the Director, the applicant shall when requested by the Director, have such water connection or other work uncovered forthwith so that it may be inspected and the application fee shall be doubled.

4.11. Temporary Water Service

Temporary water service shall be provided for premises under construction and the fees for temporary water service shall be the fees and charges established for users in accordance with Schedule “B” of this bylaw.

4.12. Discontinuance of Connection

The owner of any real property supplied with water from the municipal waterworks system, and who is desirous of disconnecting the use thereof, shall give written application to the municipality on the form generally prescribed in Schedule “A” of this bylaw. Water user charges will apply to the real property until such notice is given or the water turned off, and base rate charges will continue to apply notwithstanding the water use has been discontinued.

4.13. Reconnections

4.13.1. The owner of any premises situated within the boundaries of the municipality may make application on the form generally prescribed in Schedule “A” of this bylaw for the reconnection of a water service.

4.13.2. All fees must be paid in accordance with Schedule “B” of this bylaw prior to the reconnection of the water service and the onus shall be upon the property owner to prove previous full payment of the connection fee required at the time of original installation.

4.13.3. Where a property owner requests a connection of a larger water service line than that which was previously installed and connected, the property owner shall pay the fees in accordance with Schedule “B” of this bylaw for the new service line so installed.

4.13.4. All reconnections will be subject to the requirements under the District of Chetwynd bylaws and regulations.

4.13.5. All reconnections will be subject to the requirements of section 4.7.2 of this bylaw.

4.14. Fixtures

4.14.1. All toilets installed in any building in the municipality shall be designed in such a manner that no more than seven (7) litres of water per flush is used.

4.14.2. All shower heads installed in any building in the municipality shall be designed to limit the flow rate to ten (10) litres per minute or less.

4.14.3. All sink faucets installed in any residential use building in the municipality shall be designed to limit the rate of flow to nine (9) litres per minute or less.

4.15. Owner's Responsibilities

4.15.1. All owners shall keep their service pipes, curbstop and other fixtures on their own premises in good order and repair and protected from frost and damage at their own expense, and when a house is vacated, the curbstop on the inside of the property shall be turned off and a tap opened for a vent.

4.15.2. It shall be unlawful for any person to make any alterations, additions, extensions, new branches or bypasses to the existing water service on any premises without first making application to the municipality and obtaining a permit thereof. It shall be unlawful for any person to cover up any alteration, additions, extensions, new branches or bypasses to the existing water service on any premises until same has been inspected by the Director or duly authorized employee of the municipality.

4.15.3. It shall be the owner's responsibility to pay the costs of repairs for any damage caused by the owner.

4.16. Disconnections

4.16.1. In addition to any other penalty herein described, the municipality, through its lawful representative is hereby authorized and empowered to cause the disconnection of water service to any building or premises, without notice:

- (a) where there is evidence of tampering with any municipal owned parts of the water system; or
- (b) where any condition of the building plumbing system, the water service pipe or the building sewer is required to be repaired, altered, replaced, or rectified and such condition is not repaired, altered, replaced or rectified; and

there shall be no claim against the municipality for any damages arising from the disconnection of water services to any building or premises made under the provisions of this section.

4.16.2. The Director may, when it is deemed necessary, shut off any water main without notice to the owners.

4.16.3. Where an unauthorized disconnection has been made, the owner shall be charged the non-metered rate for the previous twelve (12) months for the use of unknown quantities of water.

4.16.4. In the case of a water leak between the curbstop and meter on the Customer's property, such owner shall be notified by the Director and given a reasonable amount of time to make the necessary repairs. Where the owner neglects or refuses to make necessary repairs to fix the leak, the Director may turn the water off and bill the owner at three times the non-metered rate for that classification of property.

4.17. Turn On and Turn Offs

4.17.1. All applications for the turning on or the turning off of water must be in writing, signed by the owner or his agent, and must be delivered to the office of the Director not less than two (2) working days before the same is required. The work will be performed during the regular work week as soon as scheduling allows.

4.17.2. A water turn on or shut off charge as outlined in Schedule "B" of this bylaw shall be made for each and every water turn on or shut off.

4.17.3. No person other than a municipal employee shall turn on or off any hydrant, valve, curbstop, water meter or other fixture of the waterworks system without the written authorization of the Director.

4.17.4. The water user fee shall terminate on the date the shut off is made and recorded. Fees for use of water shall be charged at the metered rate or prorated in accordance with the non-metered rates set out in Schedule "B" of this bylaw.

4.17.5. The Director may, when it is deemed necessary, shut off any water main without notice to the owners.

4.17.6. There shall be no claim against the municipality for any damages arising from the turning off of water services to any building or premises made under the provisions of this section.

4.18. Construction and Inspection

4.18.1. At the time of Building Permit application, for purposes of this bylaw, the owner or developer or authorized representative must submit to the Director as part of the Building Permit Application, a schedule setting out the water utility uses for the proposed building construction, including the basis of consumption for each of the uses in accordance with the utility use categories in this bylaw.

- 4.18.2. A plumbing permit from the municipality is required for water service connections. All water service connections must be made in accordance with all relevant Provincial Codes and Regulations and all relevant municipal bylaws and regulations. Prior to back filling, a water service connection must be inspected by the Director.
- 4.18.3. All service pipes, fittings and appurtenances which may be required for water service connections shall be constructed and laid from the water main to the property line by the municipality at the expense of the owner, and the municipality shall be solely responsible for keeping the same in repair.
- 4.18.4. All service pipes, fittings and appurtenances which may be required from the property line to the premises shall be constructed and laid by the owner, or his duly authorized agent, to the approval of the Director and at the expense of the owner, including water connection charges and the owner shall be solely responsible for keeping the same in repair and protected from frost.

4.19. Changes in Use of Water

- 4.19.1. If for any reason the uses of the property change during any calendar year such that the amount set out in Schedule “B” of this bylaw would change, the owner shall notify the Director forthwith. Any new user fees that result from the change in use of the property will become effective at the date of the change in use.
- 4.19.2. Where a property owner requests a connection of a larger water service line than that which was previously installed and connected, the property owner shall pay the cost of the larger water service line and the fees in accordance with Schedule “B” of this bylaw for the new service line so installed.

4.20. Refuse to supply water

The Council may refuse to connect and/or supply water to any owner or to any premises.

4.21. Interruption of Water Supply

The Director may, when it is deemed necessary, interrupt or shut off the water supply without notice to owners.

4.22. Sprinkling Restrictions

The Director may from time to time place restrictions upon the usage of municipal water for purposes other than normal internal domestic use and it shall be deemed to be an offence against this bylaw where any person contravenes the provisions of the restrictions so imposed.

5. FEES AND CHARGES

- 5.1. 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.
- 5.2. 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 water 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.
- 5.3. There is hereby imposed and levied a water user fee against the owner or occupier of real property connected to the water system in an amount as set out in Schedule "B" of this bylaw and a water connection charge against the owner of real property for the cost of providing a water connection to the property line from the water main in an amount as set out in Schedule "B" of this bylaw.
- 5.4. The water user charge shall commence on the date the water is turned on. Fees for use of water shall be charged at the metered rate or prorated in accordance with the non-metered rates set out in Schedule "B" of this bylaw.
- 5.5. Every owner having meter service shall pay for the full amount of water as registered by the meter according to the fees and charges applicable to the service and no deduction shall be allowed on account of any waste of water.
- 5.6. Any person liable for fees and charges for usage of municipal water 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 water and a charge shall be made up to the date of receipt of such notice.
- 5.7. **Billings**
 - 5.7.1. 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 property owner as identified on the most recent version of the BC Assessment Roll;
- (e) Meters will be read once per quarter as a minimum and usage of water will be the actual usage;
- (e) Where a 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 computed in accordance with the charges under metered fees and charges in accordance with Schedule “B” of this bylaw;
- (f) Where a Customer pays the total amount of the quarterly billing within fifteen (15) days following the billing date, a 5% discount will be applied;
- (g) A 10% penalty will be applied to any outstanding amount at the end of a quarterly billing period;
- (h) Water consumption for water connections turned off or turned on during the designated billing periods shall be billed at the actual amount used during the billing period;
- (i) 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.

5.7.2. Billings for **non-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 property owner as identified on the most recent version of the BC Assessment Roll;
- (e) Where a Customer 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) Water consumption for water connections turned off or turned on during the designated billing periods shall be prorated on a monthly basis and shall be billed or credited to the tax account 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.

6. PROHIBITIONS

- 6.1. The domestic water supply shall not be used for irrigating of parcels in excess of ½ acre.
- 6.2. No device designed to introduce another substance into the water in the connection between the building and the municipal main shall be installed unless a permit is obtained from the Director.
- 6.3. No person, except the duly authorized agent of the municipality shall in any way obstruct, interfere or tamper with any hydrants, valve, curbstop, pipe or other waterworks appliances outside of his/her own premises, nor shall he/she interfere in any way with any meter or pipe leading to such meter, whether inside or outside of his/her premises, nor shall he/she make any additions or alterations to the water service in the street or road, nor make any connection with the water mains, or turn off or turn on any municipal curbstop.
- 6.4. No person may resell water obtained from the municipality, except as may be expressly permitted in writing by the municipality.
- 6.5. No person shall interfere with any act or thing being done under authority of the Director in charge of the waterworks in the exercise of any power therein contained.
- 6.6. Any person contravening this section shall be assessed the full costs of any repair, replacement or removal required by reason of their actions and a fine of up to ten thousand (\$10,000.00) dollars, and in any case shall not be less than Five Hundred (\$500.00) dollars.

7. EXEMPTIONS

The provisions of this bylaw are exempt where water is applied to the fighting of fires or where water is applied by municipal employees, or their agents for municipal purposes.

8. ENFORCEMENT

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

9. LIABILITY

- 9.1. The municipality shall not be under any liability to furnish a continuous or any supply of water to any premises. The municipality shall not be liable for the failure of the water supply 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 decrease the supply or use of any water to any building or premises where it is deemed to be advisable.
- 9.2. The municipality shall not be liable or responsible for damages caused by the freezing of water pipes on the owner's side of the curbstop or for damages caused by the freezing of such pipes in the municipal side of the curbstop if the freezing is caused by prior freezing on the owner's side of the stop and drain. 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.
- 9.3. Subject to the provisions of section 9.2, the municipality will be responsible for frozen pipes on the street side of a curbstop and will provide thawing service for such pipes without charge to the owner but the municipality shall not be liable for any delay in rendering the service provided for in this section.
- 9.4. The owner shall be responsible to damage caused by the owner to the curbstop and the owner is responsible to pay for work to repair or replace the curbstop and the work shall be performed by a qualified individual approved by the Director .
- 9.5. The District does not guarantee pressure or continuous supply of water, nor does it accept responsibility at any time for the maintenance of pressure on its line or for increases or decreases in pressure. The municipality reserves the right at any and all times, without notice, to change operating water service for the purposes of making repairs, extensions, alterations or improvements or for any other reason, and to increase or reduce pressure at any time. Neither the municipality, its officers, employees or agents shall incur any liability of any kind whatever by cessation in whole or in part of water pressure or water supply, or changes in operations pressures, or by reason of the water containing sediments, deposits or other foreign matter.

10. OFFENCE AND PENALTY

- 10.1. 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.
- 10.2. Each day that any violation of a provision of this bylaw continues shall be deemed to be a separate offence.

11. 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.

12. EFFECTIVE DATE

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

13. REPEAL

The following bylaws are hereby repealed:
 “Water Connection Charge and Regulation Bylaw No. 34, 1964”,
 “Water User Rates Bylaw No. 35, 1964”,
 “Water User Rates Amendment Bylaw No. 801/UTIL/04” and
 “Water Connection Charge and Regulation Amendment Bylaw No. 632/UTIL/95.

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
WATER FEES, CHARGES AND REGULATION AMENDMENT BYLAW NO. 938, 2011
CONSOLIDATED VERSION
SCHEDULE "B"**

Bylaw No. 938, 2011

FEES AND CHARGES

1. **METERED USERS' RATE** per cubic meter \$ 1.3340 \$10.00 per month minimum

2. **BULK WATER FILL STATION** per cubic meter
 - Residential (2 inch hose)** \$ 2.5000
 - Commercial (3 inch hose)** \$ 4.6500

3. **Wells (non potable water)** per cubic meter \$ 3.7500

4. **NON METERED USERS' RATES:**

RESIDENTIAL	MONTHLY	QUARTERLY	ANNUALLY
Single Family	\$ 23.63	\$ 70.89	\$ 283.56
Duplex dwelling, per unit	\$ 23.63	\$ 70.89	\$ 283.56
Multi family/Apartments, per unit	\$ 15.75	\$ 47.25	\$ 189.00
Rooming House, per room	\$ 15.75	\$ 47.25	\$ 189.00

COMMERCIAL

Campsite, RV park - per pad	\$ 13.12	\$ 39.36	\$ 157.44
Car wash - per bay	\$ 82.22	\$ 246.66	\$ 986.64
Garage, Repair shop	\$ 108.50	\$ 325.50	\$ 1,302.00
Hospitals	\$ 568.75	\$ 1,706.25	\$ 6,825.00
Laundromat, Dry cleaners	\$ 472.50	\$ 1417.50	\$ 5,670.00
Motel / Hotel / Inn:			
- manager's unit	\$ 15.75	\$ 47.25	\$ 189.00
- each additional unit	\$ 13.12	\$ 39.36	\$ 157.44
Office / Retail Stores, Wholesale / Service Outlets, up to and including 100 m ² gross floor area	\$ 15.75	\$ 47.25	\$ 189.00
Office / Retail Stores, Wholesale / Service Outlets, each additional 100 m ² gross floor area	\$ 7.88	\$ 23.64	\$ 94.56
Other industrial users	\$ 108.38	\$ 325.14	\$ 1,300.56
Public Hall, Theater, Bowling Alley - per washroom	\$ 23.63	\$ 70.89	\$ 283.56
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour, Licensed Club-up to 30 seats	\$ 23.63	\$ 70.89	\$ 283.56
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour and Licensed Club (31-60 seats)	\$ 47.25	\$ 141.75	\$ 567.00
Restaurant, Coffee shop, Dining Rooms, Cocktail Lounge, Beer Parlour, Licensed Club - more than 60 seats	\$ 70.88	\$ 212.64	\$ 850.56
Schools, per classroom	\$ 23.63	\$ 70.89	\$ 283.56
Water resale business	\$ 212.63	\$ 637.89	\$ 2,511.56

5. WATER METER TESTING CHARGE

The municipality will charge to the Customer a deposit of \$75.00 to test a water meter for accuracy, when such testing is requested in writing by the Customer. This deposit is refundable if the water meter is determined to be faulty.

6. WATER METER REPLACEMENT

The following flat rate amounts will be charged for replacement of water meters. The fee is based upon meter replacement value and labour costs.

METER SIZE	METER TYPE	REPLACEMENT FEE
16 x 19 mm (5/8" x 3/4")	Displacement	\$ 343.75
19 mm (3/4")	Displacement	\$ 343.75
25 mm (1")	Displacement	\$ 531.25
38 mm (1 1/2")	Displacement	\$ 937.50
50 mm (2")	Displacement	\$ 1,187.50

For 50 mm (2") compound meters and greater, the municipality will provide a cost at the time an application is made for a water service connection and the owner shall be required to pay such amount..

7. WATER SERVICE TURN ON AND TURN OFF FEES

- (a) The municipality will charge, to the property owner, a flat rate of twenty-five (\$25.00) dollars per occurrence for each water service turn on and shut off during normal working hours of the municipal employees.
- (b) At all times, other than normal working hours of the municipal employees, the municipality will charge, to the property owner a flat rate of one hundred (\$100.00) dollars per occurrence for each water service turn-on and shut off.

8 CONNECTION AND/OR RECONNECTION AND INSPECTION FEES

Standard Connection 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.

9 LAYING OF SERVICE PIPES

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

CONNECTION SIZE	CONNECTION CHARGE	
	Base Rate	Price Per Meter of Service Pipe
<i>Single Family, Multi Family, Industrial, Commercial</i>		
19 mm (3/4") diameter	\$ 499.00	\$ 242.00
25 mm (1") diameter	\$ 544.00	\$ 248.00
38 mm (1 1/2") diameter	\$ 759.00	\$ 257.00
50 mm (2") diameter	\$ 834.00	\$ 263.00

In cases where a water service of a greater diameter than 50 mm (2") is required the municipality will estimate the cost of such water 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.

10 CONNECTION OF A LARGER WATER SERVICE LINE

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

11 TEMPORARY USE

An owner may apply for temporary use of water service for construction purposes. There shall be no charge for temporary use of water. Temporary use permits will be granted for two (2) week periods and may be renewed at the discretion of the Director.