

THE CORPORATION OF THE CITY OF BROCKVILLE

By-Law Number 030-2009

Being a By-Law to regulate the water rates for the City of Brockville and certain areas of the Township of Elizabethtown-Kitley

WHEREAS the, *Municipal Act*, 2001, S.O. 2001, c. 25 permits a municipality to pass by-laws imposing fees or charges for services and activities provided.

WHEREAS it is deemed desirable to establish a schedule of fees and charges for certain municipal services; and

THEREFORE the Council of the Corporation of the City of Brockville hereby enacts as follows:

1. In this by-law:
 - a) "water works" means any works for the collection, production, treatment, storage, supply or distribution of water, or any part of any such works
 - b) "water works rate" may include under the *Municipal Act*, 2001 S.O.2001 C2, Section 391, Subsection (3) "The costs included in a fee or charge may include costs incurred by the municipality or local board related to administration, enforcement and the establishment, acquisition and replacement of capital costs.
2.
 - a) There is imposed a water rate upon the owners or occupants of the lands who derive or will or may derive a benefit. These rates are set out in "Schedule A".
 - b) Section 398, Subsection (2) of the *Municipal Act*, 2001 c. 25 states that;

"The treasurer of a local municipality may, and upon the request of its upper-tier municipality, if any, or of a local board whose are of jurisdiction includes any part of the municipality shall, add fees and charges imposed by the municipality, upper-tier municipality or local board, respectively, to the tax roll for the following property in the local municipality and collect them in the same manner as municipal taxes:

 1. In the case of fees and charges for the supply of a public utility, the property to which the public utility was supplied.
 2. In all other cases, any property for which all of the owners are responsible for paying the fees and charges."

3. No property is exempt from a water works or water works rate imposed under Section 390, Subsection (1) the *Municipal Act*, 2001 c. 25 by reason only that it is exempt from taxation under the Assessment Act, but the Council of a local municipality may by by-law exempt any property or class of property from all or part of the rate based on the amount of service received or the amount of benefit derived or derivable from the construction of the water works.
4. Penalties for nonpayment will apply to all accounts on the first day of default at a rate of 5% of the current charges. Default is defined as the day after the "due date" shown on the bill.
5. The proceeds net of operating water works expenditures of the water works rate charges authorized by this by-law shall be deemed to be a reserve fund known as the "Water Management Reserve Fund".
6. Council may, from time to time, develop policies, procedures or special arrangements for the purposes of monitoring and billing non-standard water users.
7. THAT By-Law 033-2008 be repealed in its entirety.

GIVEN UNDER THE SEAL OF THE CORPORATION
OF THE CITY OF BROCKVILLE AND PASSED THIS
10th DAY OF MARCH, 2009.



MAYOR
David Henderson



CLERK

Schedule A**Monthly Water Rates
Residential, Businesses and Industries****Minimum Bill**

| | | |
|-------------|----------------------------------|-------------------------|
| 5/8"..... | \$11.08 includes 2,000 gal. | (9 m ³) |
| 3/4"..... | \$16.63 includes 3,000 gal. | (14 m ³) |
| 1"..... | \$27.71 includes 5,000 gal. | (23 m ³) |
| 1 1/2"..... | \$55.41 includes 10,000 gal. | (45 m ³) |
| 2"..... | \$110.87 includes 20,000 gal. | (91 m ³) |
| 3"..... | \$249.46 includes 45,000 gal. | (205 m ³) |
| 4"..... | \$443.50 includes 80,000 gal. | (364 m ³) |
| 6"..... | \$997.85 includes 180,000 gal. | (819 m ³) |
| 8"..... | \$1,773.96 includes 320,000 gal. | (1,456 m ³) |

Metric Measure

| | |
|--|----------------------------|
| First 227 m ³ over minimum..... | \$0.644 per m ³ |
| Next 909 m ³ | \$0.415 per m ³ |
| Balance..... | \$0.330 per m ³ |

Multiple Use of Water is \$5.55 per unit

Monthly Flat Rate Charges

| | | |
|------------------|------------------|-----------------|
| 4 Rooms \$16.65; | 5 Rooms \$19.40; | 6 Rooms \$22.15 |
| 7 Rooms \$24.95 | 8 Rooms \$27.70 | |