

# THE CORPORATION OF THE CITY OF ROSSLAND

## BYLAW #2622

### A BYLAW TO ESTABLISH WATER SERVICE RATES

WHEREAS section 194 of the *Community Charter* (RS Chapter 26) authorizes the Council of the City of Rossland to establish a scale of charges payable for the treatment, distribution and sale of water, and

WHEREAS the Council of the City of Rossland has adopted a policy pursuant to which water services shall be provided on a user-pay basis,

NOW THEREFORE the Council of the City of Rossland, in open meeting assembled, ENACTS AS FOLLOWS:

### SHORT TITLE

1. (1) This Bylaw may be cited as the "WATER RATE BYLAW (2017 - 2019)"

### DEFINITIONS

2. (1) In this Bylaw, unless the context otherwise requires:

"Multi-Unit" shall mean two or more separate units within a residential building.

"Municipal Water Line" shall mean any water line, including but not limited to a main trunk line or an individual service line, that is not a *Private Water Service* line as defined in this section and shall include those water lines that traverse private property for which the City of Rossland holds an easement.

"Non-Residential Unit" shall mean a self-contained dwelling, building or structure or portions thereof intended for use other than for a residential dwelling.

"Private Water Service" shall mean a water line which serves a single service connection from the point where the line ends or enters a building to the curb stop (water shut off valve).

"Property" shall include a parcel of land held in fee simple or under strata title.

"Residential Dwelling Unit" shall mean a self-contained dwelling, consisting of one or more rooms forming a single unit that is used or intended to be used as a residence and contains cooking, eating, sleeping and sanitary facilities (including manufactured homes and mobile homes) either as a single family home or part of a multi-family building, not including those dwellings defined as a secondary suite.

"Secondary Suite" shall mean a self-contained, accessory dwelling unit located within a single detached dwelling or in an accessory building. A secondary suite has its own separate cooking, sleeping and bathing facilities. It has direct access to outside without passing through any part of the principal unit. This use does not include townhouses, duplex housing or apartment housing.



“Senior Citizen” shall mean an individual 65 years of age or older.

- (2) For the purpose of this Bylaw, the City of Rossland shall be deemed to be the owner of all Municipal Water Lines, and shall have the duties, responsibilities and liabilities associated with the ownership of an asset.
- (3) For the purposes of this Bylaw, every ratepayer, unless otherwise exempt, must install a water meter and remote reader and the following rates shall apply.

**USER RATES**

- 3. (1) The 2017 - 2019 user rates for treatment, distribution and sale of water shall be those established in Schedule “A” attached to and forming part of this Bylaw.
- (2) The 2017 - 2019 rates for the installation of new water services or maintenance to private water services shall be those established in Schedule “B” attached to and forming part of this Bylaw.
- (3) In the event of non-payment of any rates or charges invoiced pursuant to this Bylaw, any outstanding balance shall be collected pursuant to section 258 of the *Community Charter*.

**ENACTMENT**

- 4. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) Bylaw #2605 and any of its amendments are hereby repealed.
- (3) This Bylaw shall come into full force and effect upon the adoption thereof.

READ A FIRST TIME  
 READ A SECOND TIME  
 READ A THIRD TIME  
 RECONSIDERED AND FINALLY ADOPTED

this 11<sup>th</sup> day of October, 2016  
 this 11<sup>th</sup> day of October, 2016  
 this 24<sup>th</sup> day of October, 2016  
 this 14<sup>th</sup> day of November, 2016

  
 \_\_\_\_\_  
 Mayor

  
 \_\_\_\_\_  
 Corporate Officer

THE CORPORATION OF THE CITY OF ROSSLAND

**BYLAW #2622**

**SCHEDULE "B"**

**NEW WATER SERVICE OR WATER SERVICE MAINTENANCE FEES**

1. New Water Service or Water Service Maintenance fees:
  - (a) The charge for the installation of a new water service or any maintenance work performed on a private water service by the City shall include the cost of labour, materials, and equipment plus an overhead charge for the actual costs incurred in the work.
  - (b) Where the City is requested to provide service work outside of regular working hours, being Monday to Friday, 7:00 AM to 3:30 PM, except statutory holidays, a basic call out charge shall be invoiced in addition to all other charges defined in this section.
  - (c) A deposit may be required prior to the commencement of the work.
  - (d) The City shall not perform service work on a private water service, unless the owner or a person acting on behalf of the owner has first signed an authorization as prescribed by the City.
  
2. All fees in this schedule are subject to federal and provincial taxes as required.

BYLAW 2605 Effective for 2016		BYLAW 2622 Effective January 1st, 2017	
Schedule A		Schedule A	
2016		2017	
<b>Section 1</b>	<b>NON METERED Fixed Residential FLAT Rate</b>	<b>Section 1</b>	<b>NON METERED Fixed Residential FLAT Rate</b>
	Single Family		Single Family
	100%		100%
	Annual Flat Fee		Annual Flat Fee
	\$ 406.00		\$ 446.50
	Multi-family 2+ units \$/unit		Multi-family 2+ units \$/unit
	70%		70%
	Annual Flat Fee		Annual Flat Fee
	\$ 284.20		\$ 312.50
	Non-Profit Multi-unit 2+ units \$/unit		Non-Profit Multi-unit 2+ units \$/unit
	50%		50%
	Annual Flat Fee		Annual Flat Fee
	\$ 203.00		\$ 223.25
	Secondary Suites		Secondary Suites
	25%		25%
	Annual Flat Fee		Annual Flat Fee
	\$ 101.50		\$ 111.75
			Additional Fee for non-compliance to be levied quarterly \$100/unit in March, June, Sep, Dec
<b>Section 2</b>	<b>NON METERED Fixed Rate Non Residential Water Service</b>	<b>Section 2</b>	<b>Annual NON METERED Fixed Rate Non Residential Water Service</b>
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	\$ 406.00		\$ 446.50
	\$ 690.00		\$ 759.00
	\$ 1,230.00		\$ 1,353.00
			Additional Fee for non-compliance to be levied quarterly \$100/unit in March, June, Sep, Dec
<b>Section 3</b>	<b>METERED Residential and Non Residential BASE Rates per unit (consumption additional)</b>	<b>Section 3</b>	<b>METERED Residential and Non Residential BASE Rates per unit plus consumption per month</b>
	Single Family		Residential Dwelling & Non Residential Base Rate
	100%		100%
	Multi-unit residential/non residential 2+ units \$/unit		Residential Multi-unit 2+ units \$/unit
	70%		70%
	Non-Profit Multi-unit 2+ units \$/unit		Non-Profit Residential Multi-unit 2+ units \$/unit
	50%		50%
	Secondary Suites		Residential Secondary Suites
	25%		25%
	Annual Flat Fee		Annual Flat Fee
	\$ 17.50		\$ 18.00
	\$ 12.25		\$ 12.50
	\$ 8.75		\$ 9.00
	\$ 4.38		\$ 4.50
<b>Section 4</b>	<b>METERED Residential and Non Residential Consumption Rates (in addition to BASE)</b>	<b>Section 4</b>	<b>METERED Residential and Non Residential Consumption Rates (in addition to BASE)</b>
	\$ per cubic meter monthly		\$ per cubic meter monthly
	</= 30 m3		</= 30 m3
	>30 m3 </=100 m3		>30 m3 </= 60 m3
	> 100 m3		>60 m3 </= 100 m3
	0.26		0.28
	0.42		0.45
	0.63		0.68
	1.00		1.00



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Section 5	Other Fees:	Section 5	Other Fees:
	Bulk Hydrant Use: \$ 50.00 per day		Bulk Hydrant Use: \$ 50.00 per day
	Water Turn Off / Turn On \$ 50.00 each		Water Turn Off / Turn On \$ 60.00 each
	Water Turn Off / Turn On Fine for unauthorized use \$ 200.00 occurrence		Water Turn Off / Turn On Fine for unauthorized use \$ 200.00 occurrence
	Meter Repair Fee: \$ 25.00 per month		Meter Repair Fee: \$ 25.00 per month
	First Notice: Door or Letter notifying that access is required to check the meter due to failed meter read		First Notice: Door or Letter notifying that access is required to check the meter due to failed meter read
	Second Notice: Letter/email sent out at 30 days due to no response		Second Notice: Letter/email sent out at 30 days due to no response
	Third Notice: Letter/email sent at 60 days due to no response and Meter Repair Fee levied monthly until access is given		Third Notice: Letter/email sent at 60 days due to no response and Meter Repair Fee levied monthly until access is given
Section 6	Paper billing fee \$ 3.25 per quarter	Section 6	Paper billing fee \$ 3.50 per quarter
Section 7	Late Payment Penalty	Section 7	Late Payment Penalty
	Non-metered accounts: A penalty of 15% (fifteen percent) shall be imposed upon the balance that is unpaid after 60 days from the billing date.		Non-metered accounts: A penalty of 15% (fifteen percent) shall be imposed upon the balance that is unpaid after 60 days from the billing date.
	Metered accounts: A penalty of 2.2% (two point two percent) per month shall be imposed upon the balance that is unpaid 60 days after the billing date.		Metered accounts: A penalty of 2.2% (two point two percent) per month shall be imposed upon the balance that is unpaid 60 days after the billing date.
Section 8	Arrears	Section 8	Arrears
	A water service account balance which is due and payable on December 31 in any year, including an account relating to service work as defined in this schedule, shall be transferred to the tax account of the property being serviced by such water service account on that date. <i>Community Charter 258(2)(b)</i>		A water service account balance which is due and payable on December 31 in any year, including an account relating to service work as defined in this schedule, shall be transferred to the tax account of the property being serviced by such water service account on that date. <i>Community Charter 258(2)(b)</i>
Section 9	Refunds	Section 9	Refunds
	Service fees invoiced and paid pursuant to sections 1 to 4 inclusive of this schedule shall not be refunded.		Service fees invoiced and paid pursuant to sections 1 to 4 inclusive of this schedule shall not be refunded.