

RIVERDALE MUNICIPALITY BY-LAW 2022-08

**BEING A BY-LAW OF THE RIVERDALE MUNICIPALITY TO ESTABLISH WATER
AND WASTEWATER RATES WITHIN RIVERS**

WHEREAS Riverdale Municipality owns and operates a sewer and water facility within the limits of Rivers;

AND WHEREAS *The Municipal Act, S.M. 1996, C58*, states in part;

“232(1) A council may pass by-laws for municipal purposes respecting the following matters:
(1) 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;”

NOW THEREFORE be it and it is hereby passed and enacted as a by-law of Riverdale Municipality, in Council duly assembled as follows:

i. **THAT** By-law No. 2021-04 enacted by Riverdale Municipality on the 8th day of March 2022, is hereby repealed.

ii. **THAT** Rivers water and wastewater users shall pay for water and wastewater services supplied to them at the rates and under the terms set out in Schedule “A” attached hereto and forming part of this by-law. Connected customers shall be billed monthly charges for metered services as set forth in Schedule “A”. Bulk water customers shall be charged as set forth in the Bulk Sales paragraph of the said Schedule “A”.

iii. **THAT** this by-law shall come into force and become effective on, from and after both approval by The Public Utilities Board and receipt of third and final reading thereof.

DONE AND PASSED by the Council of Riverdale Municipality, in meeting duly assembled, at Rivers, in Manitoba, this 6th day of September A.D. 2022.

Original signed by T. Gill

Mayor – Todd Gill

Original signed by K. Bridgeman

Chief Administrative Officer

Read a first time this	<u>16th</u>	day of	<u>August</u>	A.D.	<u>2022</u>
Read a second time this	<u>16th</u>	day of	<u>August</u>	A.D.	<u>2022</u>
Read a third time this	<u>6th</u>	day of	<u>September</u>	A.D.	<u>2022</u>

SCHEDULE "A"

**RIVERDALE MUNICIPALITY
RIVERS WATER AND WASTEWATER UTILITY
WATER & WASTEWATER UTILITY RATES BY-LAW NO. 2022-08**

SCHEDULE OF MONTHLY RATES

August 1, 2022

1. <u>Rates per 1,000 gallons</u>		<u>1,000 gallons per month</u>	
	Water	Wastewater	Total Water & Wastewater
Rates	\$17.74	\$ 2.72	\$20.46
Debenture Surcharge	\$ 7.86	\$11.05	\$18.91
Deficit Rate Rider Charge			\$ 6.01
 Monthly Service Charge	 \$15.25		

Deficit Rate Rider Effective August 1, 2022 until July 31, 2025 or until deficits are fully recovered (\$404,127) whichever comes first.

2. Minimum Charges per Month

Notwithstanding the rates set forth in paragraph 1 all customers will pay the applicable monthly minimum charges set out below, which includes the water allowance as listed.

a) WATER & WASTEWATER CUSTOMERS

Meter Size (Inches)	Group Capacity Ratio	Minimum Monthly Consumption	Service Charge	Water	Waste water	Rate Rider	Minimum Monthly Charges
5/8	1	1,000	\$15.25	\$20.46	\$18.91	\$6.01	\$60.63
3/4	2	2,000	\$15.25	\$40.92	\$37.82	\$12.02	\$106.01
1	4	4,000	\$15.25	\$81.84	\$75.64	\$24.04	\$196.77
2	12.5	12,500	\$15.25	\$320.00	\$172.13	\$75.13	\$582.50
3	45	45,000	\$15.25	\$920.70	\$850.95	\$270.45	\$2,057.35

- Includes Board Order No. 85/18 (\$7.31) per 1,000 gallons and 106/20 (\$0.55 per 1,000 gallons) for water & 106/20 (\$11.05 per 1,000 gallons) for wastewater

b) WATER ONLY CUSTOMERS:

The minimum charge will be the same for each meter size as shown above but the Wastewater Commodity Charge will be excluded.

c) WASTEWATER ONLY FOR RESIDENTIAL CUSTOMERS:

Riverdale Municipality will charge a flat rate monthly amount of \$29.02 to the owners or occupants of land services with Wastewater but no water. (Wastewater Rate \$2.72 + Service Charge \$15.25 + Debenture Surcharge \$11.05)

3. BULK SALES:

All un-treated water sold in bulk by Riverdale Municipality will be charged at the rate of \$15.00 per 1,000 gallons on all quantities. For any quantity of less than 1,000 gallons, the minimum charge will be \$10.00.

**** For UNTREATED WELL USE FOR OUT OF MUN PROJECTS/CONTRACTORS****

4. SERVICE TO CUSTOMERS OUTSIDE TOWN LIMITS:

The Council of Riverdale Municipality may sign Agreements with customers for the provision of water and wastewater services to properties located outside the legal boundaries of Rivers. Such Agreements shall provide for payment of the appropriate rates set out in the Schedule, as well as a surcharge, set by Resolution of Council, which shall be equivalent to the frontage levy, general taxes, and special taxes for the Utility purposes in effect at the time or may be in effect from time to time, and which would be levied on the property concerned if it were within the Community boundaries. In addition, all costs of connecting to the Utility's mains, and installing and maintaining, will be paid by the customer.

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5. BILLINGS AND PENALTIES:

Accounts shall be billed monthly and the due date shall be at least 14 days after the mailing of the bills.

A late payment charge of 1.25% per month shall be charged on the dollar amount owing after the billing due date.

6. DISCONNECTION:

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 Municipal office.

7. RECONNECTION:

Any service disconnected due to non-payment of account shall not be reconnected until all arrears, penalties, and a reconnection fee of \$50.00 have been paid.

8. OUTSTANDING BILLS:

Where charges and penalties pursuant to this by-law are not paid within ninety (90) days from the date in which they were incurred, said charges and penalties shall be added to the taxes on the property and collected in the same manner as other taxes as per authority of Section 252(2) of The Municipal Act. Each occurrence will be charged a \$50.00 administrative fee; equivalent to a re-connection fee.

9. HYDRANT CHARGES:

Riverdale Municipality shall pay to the Utility an annual hydrant charge of \$150.00 for each hydrant connected to the System. In addition, Riverdale Municipality will pay for water used for firefighting.

10. WATER ALLOWANCE DUE TO LINE FREEZING:

Where, at the request of Council, a customer is allowed to run water continuously for any period of time to prevent the water lines in the water system from freezing, the charge to that customer for the current month shall be the average of billings for the last three months for the same customer, or the same premises if the occupant has changed.

11. WASTEWATER SURCHARGES:

- a) There may be levied annually, in addition to the rates set forth above, a special surcharge on sewage having a Biochemical Oxygen Demand in excess of 300 parts per million, to be set by Resolution of Council.
- b) A special surcharge for substances requiring special treatment shall be charged based on the actual costs of treatment required for the particular sewage or industrial waste.
- c) Septic Waste Disposal Fee = \$2.22/1000 gallons

12. CROSS CONNECTIONS

No customer or person shall connect, cause to be connected or allow to remain connected any piping, fixture, fitting, container or appliance in a manner which under any circumstances may allow water, wastewater or any harmful liquid or substance to enter the Municipality's water system.

If a condition is found to exist which, in the opinion of the Municipality, is contrary to the aforesaid, the Municipality may either:

- 1) Shut off the service or services; or
- 2) Give notice to the customer to correct the fault at his or her own expense within a specified time period.

13. DAMAGE AND/OR TAMPERING

- i) Costs for any damage and labour for repairs to the water meter and associated equipment shall be the responsibility of the property owner

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- ii) The charge to remove a meter for testing at the request of a customer shall be equal to any charges incurred for the testing of said meter. Should the meter test indicate that the meter is faulty, the charges will be waived.
- iii) Where there is evidence of meter tampering, a minimum charge of \$500.00 will be applied to any account plus the value of the estimated unmetered water consumed.
- iv) Where there is damage to a meter resulting in negligence on the property owners' part (ie not protected from freezing); the property owner will be responsible for the cost to replace the meter. The cost to the property owner will be the cost of the meter plus 10% for installation

14. AUTHORIZATION FOR OFFICER TO ENTER UPON PREMISES

The Utility operator in charge, or any other employee authorized by the Municipality in the absence of the Utility operator in charge, shall be authorized to enter upon any premise for the purpose of:

Affixing to any pipe, wire or apparatus connected with any such utility, a meter or any other measuring or testing device; or taking readings from, repairing, inspecting or removing any meter or apparatus belonging to the Municipality.