



## The Corporation of the Township of Nairn and Hyman

### BY-LAW # 2009-11

#### **BEING A BY-LAW TO REGULATE THE SUPPLY OF WATER AND THE PRICE THEREOF FROM THE MUNICIPAL WATER WORKS SYSTEM, PURSUANT TO SECTIONS 8, 12 AND 28 OF THE PUBLIC UTILITIES ACT, CHAPTER P.52, R.S.O. 1990.**

**WHEREAS** the Corporation of the Township of Nairn and Hyman has authorized the establishment, construction, maintenance and operation of a water works for the provision of water service to a portion of the municipality;

**AND WHEREAS** Section 8, 12 and 28 of the Public Utilities Act, R.S.O. 1990 authorizes a municipality to pass by-laws to regulate the supply of water and fix the price to be paid therefore, and every matter or thing related to or connected therewith;

#### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF NAIRN AND HYMAN HEREBY ENACTS AS FOLLOWS:**

1. A water service rate is hereby imposed upon the owners of lands which are supplied with water to pay for the operation, repair and maintenance of the water works which may include a charge for depreciation, deferred maintenance or a reserve fund for any such purpose.
2. The minimum water service rate shall be charged at the rate as set out in Schedule "A" attached hereto.
3. The water service rate established in Schedule "A" of this by-law shall be billed and collected periodically as part of the charge for the supply of water to each user and if billed more often than annually the minimum charge shall be divided by the appropriate amount.
4. Payment for the supply of water shall be due when billed.
5. Water rates shall be billed in advance and each bill shall indicate the following:
  - a) The regular applicable rate(s) as per schedule "A" attached to this by-law.
  - b) The discount rate of 10% for users submitting the total billed amount before the end of the billing month.
6. Water customers in arrears for a period of thirty (30) days may be sent one (1) outstanding notice by regular mail. If the rates are not paid in full within fifteen (15) days of this notice the service will be disconnected. The said service shall not be turned on again until the full amount of the indebtedness plus the turn on/off service charge has been paid in full. The CAO may use any further method of securing payment of the amount owing as provided in the Public Utilities Act.
7. A service charge shall be levied for turning on or off any water service and shall be charged at the rate as set out in Schedule "A" attached hereto.



8. Water customers are permitted a yearly one time only grace period for late payments of water service rates as follows:
  - a) Customers will be allowed one yearly late payment of their water billings without penalty provided that their water bills are paid to the municipal office within three normal business days from the due date of the billing.
  - b) That the one yearly grace period granted per customer will take effect from January 1<sup>st</sup> to December 31<sup>st</sup> of every year.
9. A vacant building without a water meter and with no inhabitants are required to pay the full water service rate.
10. This by-law shall come into force and take effect retro-active to January 1, 2009.
11. That this by-law rescinds by-law numbers 2008-23 and any other by-law inconsistent of the of the provisions thereof.

READ A FIRST, SECOND AND THIRD  
TIME AND FINALLY PASSED IN OPEN  
COUNCIL THIS 2<sup>ND</sup> DAY OF NOVEMBER, 2009.

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MAYOR

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CLERK

THE CORPORATION OF THE  
TOWNSHIP OF NAIRN AND HYMAN



SCHEDULE "A"  
TO  
BY-LAW # 2009-11

1. WATER CONSUMPTION FOR NON METERED ACCOUNTS

<u>CLASSIFICATION</u>	<u>MONTHLY RATE FOR EACH UNIT</u>
Residential	\$62.06
Apartments	\$62.06

2. WATER CONSUMPTION FOR METERED ACCOUNTS

- a) For water consumed up to 500 cubic meters, as indicated by the meter reading, the water rate shall be \$2.34 cents per cubic meter.
- b) For water consumed in excess of 500 cubic meters, as indicated by the meter reading, the water rate shall be \$1.88 cents per cubic meter.
- c) A minimum monthly charge of \$124.12 shall be levied on each metered account.

3. SERVICE CHARGES

Service charges for turning on and/or shutting off a water service shall be levied as follows:

- a) Shutting off water service during the months of May 1 to October 31 of any year: \$25.00.
- b) Shutting off water service during the months of November 1 to April 30 of any year: \$50.00.
- c) If a request is filed to the municipality to turn on or turn off a water service and the service valve is not visible, the municipality will levy a service charge to locate and identify the water service valve at a cost of: \$ 50.00.
- d) Turning on water service during the months of May 1 to October 31 of any year: \$25.00 plus \$50.00 minimum per hour for a licenced water operator to inspect and turn on the water, plus \$48.00 for each sampling and testing, plus \$20.00 per trip for mileage expense.
- e) Turning on water service during the months of November 1 to April 30 of any year: \$50.00 plus \$50.00 minimum per hour for a licenced water operator to inspect and turn on the water, plus \$48.00 for each sampling and testing, plus \$20.00 per trip for mileage expense.