

R.M. of ELLICE – ARCHIE
BY-LAW #04-2019
McAULEY PUBLIC UTILITY
WATER & SEWER RATES

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ELLICE-ARCHIE TO ESTABLISH WATER AND SEWER RATES FOR THE VILLAGE OF McAULEY.

WHEREAS the Rural Municipality of Ellice Archie owns and operates a sewer and water facility within the limits of the said Village of McAuley;

WHEREAS The Rural Municipality of Ellice Archie qualifies for the Simplified Rate Application Process Public Utility Board's Order No. 86/17 for the Village of McAuley that indicates water and sewer rates can be increased with inflation upon application approval;

AND WHEREAS, subject to The Public Utilities Board Act, Section 232(1) provides that a council may pass by-laws for municipal purposes respecting the following matters:

- 1) public utilities.

AND WHEREAS, Section 232(2) provides that 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 passed and enacted as a bylaw of the Rural Municipality of Ellice Archie in Council duly assembled as follows:

- 1) THAT all accounts for minimum quarterly charges for metered services as set forth in the Schedule of Quarterly Rates shall be billed quarterly. Consumers shall pay for water and sewer service supplied to them by the Village of McAuley at the rates and terms set out in Schedule "A" attached hereto and forming part of this by-law.
- 2) This by-law and rates and terms shall come into force and be effective on, from and after both approval of the Public Utilities Board of Manitoba and receipt of third and final reading thereof.
- 3) That By-law No. 1520 be repealed upon final approval of this By-law by the Public Utilities Board of Manitoba.

PASSED AND ENACTED BY RURAL MUNICIPALITY OF ELLICE ARCHIE IN COUNCIL DULY ASSEMBLED THIS 12th day of July, 2019.


Barry Lowes, Reeve


Trisha Huberdeau, CAO

Read a first time this 8th of February, 2019.

Read a second time 12th day of April, 2019.

Read a third time 12th day of July, 2019.

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SCHEDULE “A”

SCHEDULE OF QUARTERLY RATES

1. BASIC COMMODITY (For Minimum Calculations) PER C.M. (cubic meter)

<i>Water</i>	<i>Sewer</i>	<i>Water & Sewer</i>
\$2.82	\$1.41	\$4.23

BASIC COMMODITY RATES PER C.M. (cubic meter)

<i>Water</i>	<i>Sewer</i>	<i>Water & Sewer</i>
\$1.44	\$0.41	\$1.85

2. MINIMUM CHARGES PER QUARTER

Notwithstanding the Commodity Rates set forth in paragraph (1), all customers will pay the applicable minimum charges set out below, which includes the water allowance as indicated:

(a) Water & Sewer Customers

<i>Meter Size</i>	<i>Water Included (C.M.)</i>	<i>Service Charge</i>	<i>Water Commodity Charge</i>	<i>Sewer Commodity Charge</i>	<i>Water & Sewer Minimum Charge</i>
5/8”	14	\$15.45	\$39.45	\$19.70	\$74.60
3/4”	28	\$15.45	\$78.95	\$39.50	\$133.90
1”	56	\$15.45	\$157.90	\$78.95	\$252.30

(b) Water Only Customers

Minimum charge will be the same for each meter, but the Sewer Commodity Charge will be excluded.

(c) Sewer Only Customers

There currently are no sewer only customers in McAuley.

(d) Unmetered Properties

All properties that do not have meters, but yet have the public utility infrastructure available for immediate service shall be charged a flat service charge of \$15.45 quarterly.

3. BULK SALES RATE

All water sold in bulk shall be charged at a rate of \$12.80 per 1,000 gallons (\$0.0128 per gallon) on a pro-rated basis for all quantities greater than 400 gallons. For any quantity, less than 400 gallons during the billing quarter, the minimum charge shall be \$5.15.

4. BILLING, PENALTIES & ADMINISTRATION FEES

(a) **BILLING:** Accounts shall be billed quarterly: March, June, September and December; and shall be due and payable 30 days thereafter.

(b) **PENALTIES:** A late payment charge of 1.25% per month shall be charged on the dollar amount owing after the billing due date.

(c) **ADMINISTRATION FEES:** a customer will be charged an administration fee of \$10.00 to cover the cost of adding outstanding utility accounts to the tax roll.

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5. SERVICE TO CUSTOMERS OUTSIDE MUNICIPALITY OR VILLAGE LIMITS

The Council of the RM of Ellice – Archie may sign agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries of the municipality. 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 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 these boundaries. In addition, all costs of connecting to the utility's main and installing and maintaining service connections will be paid by the customer.

6. NON-WORKING METERS

When a meter ceases to function and a correct reading cannot be recorded, the charge to that customer for the current quarter shall be the average of the billings for the last two quarters to the same customer or to the same premises if the occupant has changed.

7. DISCONNECTION & RECONNECTION

The Public Utilities Board has approved the Conditions Precedent to be followed by the Village with respect to the 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.

Any service disconnected due to non-payment of account shall not be reconnected until all arrears, penalties and a reconnection fee of \$25.00 has been paid.

8. OUTSTANDING BILLS

Pursuant to Section 252(2) of The Municipal Act, the amount of all outstanding charges for water and sewer services are a lien and charge upon the land serviced, and shall be collected in the same manner in which ordinary taxes upon land are collectible, and with like remedies. Administration fees set out in 4. (c) are applicable.

9. WATER ALLOWANCE DUE TO LINE FREEZING

That in any case where, at the request of the Council, a customer allows water to run 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 quarter shall be the average of the billings for the last two previous quarters to the same customer, or to the same premises if the occupant has changed.

Requests for this water allowance must be issued to council in writing and approved at the next scheduled council meeting.

10. WATER METER HOOK-UP FEE

A \$50.00 service charge will be levied when a water meter is connected and service is provided.