

THE TOWN OF BEAUSEJOUR

By-law No. 1647/10

BEING A BY-LAW OF THE TOWN OF BEAUSEJOUR TO ESTABLISH SEWER AND WATER RATES PLUS BASIC OPERATING REGULATIONS FOR THE TOWN OF BEAUSEJOUR WATER AND SEWER UTILITY

And whereas Clause 232(1) (l) of the Act provides that a municipality may pass by-laws for municipal purposes respecting public utilities;

And whereas Clause 232(2) (d) and (e) of the Act provides that a municipality may 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 is hereby passed and enacted as a by-law of the Town of Beausejour in council duly as follows:

SECTION 1 – SHORT TITLE

1.0 This By-Law may be referred to as the "Town of Beausejour Water and Sewer Rate By-law".

SECTION 2 – INTERPRETATION

2.0 All accounts for minimum quarterly charges for metered services as set forth in the Schedule of Water and Sewer Quarterly Rates shall be billed quarterly in advance together with an excess charges for metered water and sewer service supplied to them by the Town of Beausejour at the rates and terms set out in Schedule “A” attached hereto and forming part of this by-law.

SECTION 3 – LIST OF SCHEDULES

3.0 Attached to and forming part of this by-law is the following schedule:

Schedule “A” Water & Sewer Rates

SECTION 4 – EFFECTIVE DATE OF IMPLEMENTATION

4.0 This by-law shall come into force and become effective on, from and after the approval of the Public Utility Board and receipt of third and final reading thereof.

SECTION 5 – REPEAL

5.0 By-law No. 1624/08 and all amendments thereto are hereby repealed.

PASSED AND ENACTED by the Town of Beausejour, in council duly assembled this_____day of_____, 2011.

MAYOR

ADMINISTRATOR

Read for the first time the 25th day of May , 2010
Read for the second time the day of , 2011
Read for the third time the day of , 2011

Schedule "A"

**PUBLIC UTILITIES BOARD ORDER NO. 81/11
By-law 1647/10
The Town of Beausejour
Water and Sewer Rates**

SCHEDULE OF QUARTERLY RATES:

1. Commodity Rates Per M.G. (1,000 Gals)

	<u>Water</u>	<u>Sewer</u>	<u>Water & Sewer</u>
All Water Consumption	\$5.63	\$3.60	\$9.23

2. Quarterly Minimum Charges

Notwithstanding the Commodity rates set forth in paragraph 1 hereof, all customers will pay the applicable minimum charges set out below, which will include water allowances indicated.

(a) Water & Sewer Customers

<u>Meter Size</u>	<u>Group Capacity Ratio</u>	<u>Water Included (Gallons)</u>	<u>Customer Service Charge</u>	<u>Commodity Charges</u>		<u>Total Quarterly Minimum</u>
				<u>Water</u>	<u>Sewer</u>	
5/8"	1	3,000	\$22.57	\$ 16.89	\$ 10.80	\$ 50.26
3/4"	2	6,000	\$22.57	\$ 33.78	\$ 21.60	\$ 77.95
1"	4	12,000	\$22.57	\$ 67.56	\$ 43.20	\$ 133.32
1 1/2"	10	30,000	\$22.57	\$135.12	\$ 86.60	\$ 244.10
2"	25	75,000	\$22.57	\$270.24	\$172.80	\$ 465.61

(b) Water Only Customers

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

(c) Sewer Only for Residential Customers

The minimum charge will be the same for each meter size, as shown in Clause 2(A) but the water commodity charge will be excluded.

3. Bulk Sales Rate

All water sold in bulk by the Town shall be charged for at \$5.85 per 1,000 gallons or portion thereof. All pick ups are subject to a \$30.00 per fill fee in order to cover operating costs incurred as a result of the pick-up.

4. Service to Customers Outside Municipality, Town, or L.I.D., Limits

- a. The Council of the Town of Beausejour may sign agreements with customers for the provision of water and sewer services to properties located outside the legal boundaries of the Town of Beausejour. 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.
- b. All costs of connecting to the utility's mains and installing and maintaining service connection will be paid by the customer.

Schedule "A"

PUBLIC UTILITIES BOARD ORDER NO. 81/11

By-law 1647/10

The Town of Beausejour

Water and Sewer Rates

5. Billings and Penalties

- a. Accounts shall be billed quarterly, and shall be due and payable 30 days after date of billing. A late payment charge of 1 ¼ % per month shall be charged on the dollar amount owing after the billing due date. The due date will be at least fourteen days after the mailing of the bills.
- b. If a customer does not provide their meter reading to the utility, a \$25.00 fee shall be charged if Town Personnel must go to a property to read the meter.

6. Disconnection

The Public Utilities Board has approved the Conditions Precedent to be followed by the municipality 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.

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

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

9. Hydrant Rentals

The Town of Beausejour will pay to the utility an annual rental of \$95.00 for each hydrant connected to the system in 2011, \$125.00 in 2012 and \$150.00 in 2013.

10. 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.

11. Rate Review Period

The rates included in this by-law are expected to be in effect for a 3-year period (July 1st, 2011 to December 31st, 2013) and to be reassessed at the conclusion of this period of time. This plan will ensure that the rates charged reflect the actual costs to run the utility as the Town expands in size and population, and that the rates remain fair to the customers.

12. Sewage Surcharges

- a. There may be levied annually, in addition to 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 purchase for substances requiring special treatment shall be charged based on the actual costs of treatment required for the particular sewage or industrial waste.