



MUNICIPALITY OF CLYDE RIVER BY-LAWS

By-Law Title: Water & Sewage Rates

By-Law Number:

73

A by-law of the Municipal Corporation of the Hamlet of Clyde River, Nunavut for levying and collecting of Water and Sewage Service Charges, pursuant to the provisions of the *Hamlets Act*.

WHEREAS the Municipality of Clyde River must levy and collect water and sewage service charges;

NOW, THEREFORE, THE COUNCIL OF THE HAMLET OF CLYDE RIVER, at a duly assembled meeting enacts as follows:

SHORT TITLE

1. This by-law may be cited as the “**Water & Sewage Rates By-Law**”.

INTERPRETATION

2. In this by-law:

- a) “Approved Meter” means a Water Meter used to measure the quantity of water used in a premise and approved by the Senior Administrative Officer;
- b) “Commercial User” means a legal entity carrying on business for the purpose of the provision of services or retails sales, regardless of their legal status;
- c) “Council” means the Council of the Hamlet;
- d) “Economic Rate” means the economic rate for Municipal services as specified in ‘Schedule A’ which is attached to and forming part of this by-law;
- e) “Government User” means the Government of Canada, Nunavut Territory, Crown Corporations, the Nunavut Housing Corporation, Nunavut Power Corporation, Hamlet, RCMP, Parks Canada and any agency of the above-mentioned government bodies which utilize Municipal services;
- f) “Hamlet” means the Hamlet of Clyde River as established under the authority of the *Hamlets Act*;
- g) “Industrial User” means any legal entity engaged in the processing of renewable and non-renewable materials, or in the manufacturing of products;
- h) “Municipal Services” means the supply of potable water and/or the removal and disposal of sewage by or on behalf of the Hamlet;
- i) “Non-Commercial User” means an occupant of residential property, a society, association or other non-profit organization which use Municipal services, but does not include government or commercial users;
- j) “Schedule” means schedule of rates attached to and forming part of this by-law;
- k) “SAO” means the Senior Administrative Officer of the Hamlet;
- l) “Truck Meter” means a water meter designed or used to measure the amount of water pumped from the delivery vehicle to the user’s intake



- m) “User” means any Government, Company, Individual or other organization which require water and/or sewage services.

MUNICIPAL SERVICE RATES

3. (1) Charges for Municipal services shall be levied in accordance with this by-law.
3. (2) Users shall be charged for Municipal services in accordance with the rates specified in ‘Schedule A’.
4. (1) Charges for Municipal services shall be calculated with an approved truck meter according to the quantity of water indicated by the meter to have been used by the user.
4. (2) For the purpose of the calculations referred to in section 4. (1), quantities of water shall be expressed in metric units of volume.
5. The Council, on the basis of the actual cost of operations and maintenance, shall determine the economic rate per litre for the provision of Municipal services.
6. In no case shall the rate charged for Municipal services exceed the economic rate.
7. All charges for Municipal services are due and payable no later than thirty (30) days after the date of the mailing of the invoice(s).
8. Charges for Municipal services not paid for within thirty (30) days after the date of mailing of the invoices shall be subject to a Late Penalty Charge in accordance with ‘Schedule B’ attached to and forming part of this by-law.
9. Charges are considered to have been paid when payment has been received at the office of the Hamlet or at any such place designated from time to time by Council and shown on the face of the invoice.
10. (1) In default of payment of charges for Municipal services, the Hamlet may:
 - a) recover the amount due and payable by action in any court of competent jurisdiction against the person or organization liable to pay the charges;
 - b) subject to section 10. (2), after ninety (90) days from the date of mailing of the invoice, in respect of which payment is in default, discontinue water service to the premises.
10. (2) Before the discontinuance of water service to an premises, reasonable efforts shall be made to serve written notice to the occupant of such premises as to the reason for the discontinuance of service, the date when the service is to be discontinued and what action may be taken to avoid discontinuance of service.



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11. On receipt by the SAO of a written request for discontinuance of water services from the occupant of any premises, the water services to such premises shall be discontinued and a notice of discontinuance shall be sent to the occupant and to the owner of the premises indicating the date of the discontinuance and the conditions for reinstatement of service.
12. Where water service has been discontinued pursuant to section 10 or section 11, water service may be restored on payment to the SAO of a reinstatement fee, as prescribed in 'Schedule B'.

REVIEW

13. This by-law shall be reviewed each fiscal year.

EFFECTIVE DATE

14. This by-law shall come into force and effect on the 1st of October 2003.

REPEAL

15. By-Law #60 is hereby repealed.

Date of First Reading	(Day) 07	(Month) 08	(Year) 2003
Date of Second Reading	(Day) 07	(Month) 08	(Year) 2003
_____		_____	
Mayor		Senior Administrative Officer	
Date of Third Reading and Passed	(Day) 04	(Month) 09	(Year) 2003
_____		_____	
Mayor		Senior Administrative Officer	



SCHEDULE A Municipal Service Rates

ECONOMIC RATE

- 1. The Economic Rate is \$0.066 per litre.

RATES PAYABLE

- 2. All customers for Municipal services shall pay the Economic Rate except as provided in subsections 2. and 3.

<u>Category of Customers</u>	<u>Rate</u>
Commercial	\$0.0100 per litre
Residential and Non-Profit	\$0.0030 per litre

MINIMUM MONTHLY CHARGE

- 3. The minimum monthly charge for each customer for Municipal services shall be ten dollars (\$10.00) per month.
- 4. Where a customer has received service in accordance with the normal schedule of deliveries and requests service outside normal working hours, said customer shall be charged a call-out fee of fifty dollars (\$50.00).



SCHEDULE B

LATE PAYMENT PENALTY CHARGE

1. The Late Payment Penalty Charge shall be one and one-half percent (1.5%) per month on the outstanding account.

REINSTATEMENT FEE

2. Where water and/or sewage service to premises has been terminated pursuant to section 10. (1) b) of this by-law, the Reinstatement Fee shall be twenty dollars (\$20.00).
3. Where water and/or sewage service to premises has been terminated at the request of the owner or occupant of the premises, the Reinstatement Fee shall be ten dollars (\$10.00).