

RURAL MUNICIPALITY OF HEADINGLEY

BY-LAW NO. 22/99

BEING A BY-LAW to establish water and sewer rates for the properties within the local improvement districts in The Rural Municipality of Headingley.

WHEREAS The Rural Municipality of Headingley owns and operates a water and sewer facility within the limits of the local improvement district of the said municipality;

AND WHEREAS The Municipal Act, S.M. 1996, c. 58 - Cap. M225 states in part:

Spheres of jurisdiction

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

(l) public utilities;

Exercising by-law making powers

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 of for the use of property under the ownership, direction, management or control of the municipality;

AND WHEREAS it is deemed expedient and in the best interests of The Rural Municipality of Headingley on behalf of the Local Improvement District that a reasonable rate be set and levied for maintenance and operation against those utilizing the services of the Water Distribution and Sewer Collection System regulating the time or time and manner that such rental rates shall be paid;

NOW THEREFORE, the Council of The Rural Municipality of Headingley, in meeting duly assembled, enacts as follows:

1. THAT The Rural Municipality of Headingley charge the rates set out in Schedule "A" hereto annexed to all owners or occupiers of land connected to the water system or the sewer system of the said municipality;
2. THAT each consumer connected to the system shall be charged the minimum quarterly charge set out in Schedule "A" paragraph 2 based upon the meter size for the service to that customer, payable in advance together with the commodity rates in accordance with the said Schedule paragraph 1. for consumption through that meter in excess of the consumption included in the quarter minimum charge for the previous quarter;
3. THAT each consumer utilizing the sewage treatment system but not connected to the water system or adding unmetered sewage shall pay a rate as set out in Schedule "A";
4. THAT the aforesaid rates be calculated and levied on the basis of a "cubic metre units";
5. THAT the water and sewer rates be effective on July 1, 1999;
6. THAT the service charge provided for herein shall be payable quarterly in advance. Customers shall pay for water and sewer at the rates and terms set out in Schedule "A" attached hereto and forming part of this By-Law;
7. THAT no person, other than the Fire Chief or someone acting on his behalf, or a representative of The Rural Municipality of Headingley unless duly authorized in writing by the Municipality, shall open or use any fire-hydrant;
8. THAT no person shall wilfully or maliciously hinder or cause to hinder The Rural Municipality of Headingley or its members in the exercise of their duties in relation to the operation and maintenance of the water and sewer systems;

9. THAT the water meter and shut-off valve inside the premises shall be readily accessible and not used by the owner except for the protection of the premises. No person shall tamper with the meter or cause the water supply to by-pass the meter. All pipes and valves inside the premises shall be kept in good repair by the owner or occupant. Any damage through neglect or otherwise by a contractor for the owner or occupant to the water service pipes from the street to the premises including the meter shall be the responsibility of the owner or occupant;
10. THAT any person violating any provisions of this by-law shall:
 1. be guilty of an offense and upon conviction thereof, liable to a fine not exceeding five hundred dollars (\$500.00) and costs for each violation.
 2. be liable to The Rural Municipality of Headingley for any expense suffered by the municipality as a result of the violation.
 3. be liable for the repairs and costs of repairs to the systems as a result of the violation. If that person is in the default of effecting the repairs and charge the cost thereof to that person, or add the cost to the taxes and collect the same in the same manner as ordinary taxes.
11. THAT this By-Law will be 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 The Rural Municipality of Headingley, assembled at Headingley, Manitoba this 11th day of January, 2000.

RURAL MUNICIPALITY OF HEADINGLEY

"W. Taillieu"
Reeve

"L. Erb"
Chief Administrative Officer

Read the First time this 7th day of September, A.D., 1999

Read the Second time this 11th day of January, A.D., 2000

Read the Third time this 11th day of January, A.D., 2000