

TOWN OF BEAVERLODGE

BY-LAW 923I - WATER UTILITY BY-LAW

BEING A BY-LAW OF THE TOWN OF BEAVERLODGE IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF AMENDING SCHEDULE "A" OF THE WATER UTILITY BYLAW 923

WHEREAS Town of Beaverlodge, being a municipal corporation in the Province of Alberta, owns and operates a water treatment and distribution system for supplying potable water and fire protection as public utilities for the benefit of municipal, domestic and industrial users and all other consumers in the Town of Beaverlodge, and subject to Council approval;

AND WHEREAS pursuant to the Municipal Government Act being Chapter M-26 R.S.A., 2000 and amendments thereto, the Council of the Town of Beaverlodge has the authority to enact a bylaw affecting, controlling and regulating the public utilities known as the "Water System";

NOW THEREFORE the Municipal Council for the Town of Beaverlodge duly assembled hereby enact as follows:

1. **TITLE:**

This By-Law may be sighted as "The Water Utility By-Law, Amendment 923-I

2. **GENERAL**

A. Schedule "A-9" is hereby deleted in its entirety.

B. Schedule "A-10" is hereby approved and attached as an amendment to Bylaw 923:

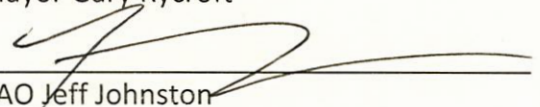
3. **VALIDITY**

The invalidity of any Section, clause, sentence or provision of this By-Law shall not affect the validity of any other part of this By-Law which can be given effect without such invalid part or parts.

READ A FIRST TIME this 11TH day of July 2022.

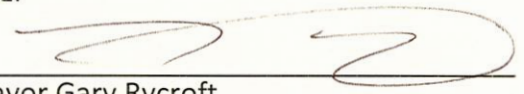


Mayor Gary Rycroft

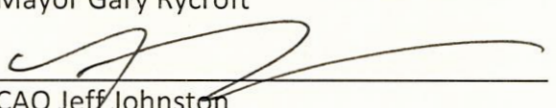


CAO Jeff Johnston

READ A SECOND TIME this 11th day of July, 2022.

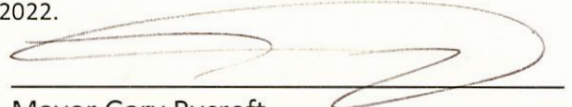


Mayor Gary Rycroft




CAO Jeff Johnston

READ A THIRD TIME this 11th day of July, 2022.



Mayor Gary Rycroft



CAO Jeff Johnston

Schedule "A-10" Rate Schedule

Distribution Rate

1. All consumers connected to municipal water shall pay a monthly water distribution charge and this charge shall be based on water meter size:
 - a. 5/8 inch (15 mm) \$ 16.50
 - b. 3/4 inch (18 mm) \$ 17.25
 - c. 1 inch (25 mm) \$ 26.10
 - d. 1 1/2 inch (37.5 mm) \$ 69.50
 - e. 2 inch (50 mm) \$112.50
 - f. Greater than 2 inch (50 mm) \$130.00
2. All consumers connected to municipal sewer shall pay a monthly sewer distribution charge and this charge shall be based on water meter size:
 - a. 5/8 inch (15 mm) \$ 6.50
 - b. 3/4 inch (18 mm) \$ 7.25
 - c. 1 inch (25 mm) \$ 8.20
 - d. 1 1/2 inch (37.5 mm) \$31.50
 - e. 2 inch (50 mm) \$38.50
 - f. Greater than 2 inch (50 mm) \$60.00

Consumption Rate

1. All consumers connected to municipal water shall pay a consumption rate based on the meter reading of the supply to the consumer. The rate shall be \$1.80 per cubic metre (m³) of water used per month.
2. All consumers connected to municipal sewer shall pay a consumption rate based on the meter reading of the supply of water to the consumer. The rate shall be \$1.53 per cubic metre (m³) of water used per month.
3. That the combined annual charge for Accounts 11690000 and 11690001 be capped at \$67,500.

Bulk Water Rate

All purchasers of water from the truck fill station at the Water Plant shall pay \$9.50 per cubic metre (m³).

Miscellaneous Rates

1. New Service Connection Fee
 - a. Where a property was not previously connected to water and/or sewer and the property owner requires a connection to water and/or sewer, a connection fee shall be charged as follows:
 - i. \$2,500 for 3/4 inch (18mm) or smaller plus the cost of the meter.
 - ii. \$4,000 for 1 inch (25mm) or larger plus the cost of the meter.
2. New Service Connection Rate Rider
 - a. Where the property within or comprising, the following lands were not previously connected to water and sewer, and the property owner requests connection subject to costs being paid by way of a rate rider, the property and owner (and all subsequent owners) will be subject to the corresponding connection cost rate rider:

DESCRIPTION	LOCATED WITHIN	LINK NUMBER	CONNECTION COST	RATE RIDER
Portion of SW-2-72-10-W6	SW-2-72-10-W6	0014296529	\$30,000.00	\$166.67/month
310-7 th Street West	SW-2-72-10-W6	0014296537	\$22,000.00	\$122.22/month

- b. The connection cost rate rider shall be payable over a maximum of Fifteen (15) Years, being One Hundred and Eighty (180) months.
 - c. The connection shall be subject to the then required form of connection agreement.
- 3. A penalty of 4.75% on the arrears amount will be evoked on all accounts in arrears on the first day of the new billing period. All accounts in arrears for two (2) consecutive months may be shut off. A \$75 connection fee will be charged once the account is paid and the water is turned back on. This service is not available outside of regular office hours as the water account must be paid in full prior to water being turned back on.
- 4. The monthly administrative fee of (non-electronic billing notification) \$1.50 per month per account.
- 5. For the purpose of this section regular office hours shall be 9:00 AM – 12:00 (noon) and 1:00 PM – 5:00 PM Monday through Friday excluding all statutory holidays.

TOWN OF BEAVERLODGE

BY-LAW 923 - WATER UTILITY BY-LAW - CONSOLIDATED

BEING A BY-LAW OF THE TOWN OF BEAVERLODGE IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF CREATING A UTILITY BYLAW INCLUDING SUPPLY OF WATER AND DISTRIBUTION SYSTEM

WHEREAS Town of Beaverlodge, being a municipal corporation in the Province of Alberta, owns and operates a water treatment and distribution system for supplying potable water and fire protection as public utilities for the benefit of municipal, domestic and industrial users and all other consumers in the Town of Beaverlodge, and subject to Council approval;

AND WHEREAS pursuant to the Municipal Government Act being Chapter M-26 R.S.A., 2000 and amendments thereto, the Council of the Town of Beaverlodge has the authority to enact a bylaw affecting, controlling and regulating the public utilities known as the "Water System";

NOW THEREFORE the Municipal Council for the Town of Beaverlodge duly assembled hereby enact as follows:

1. **TITLE:**

This By-Law may be sighted as "The Water Utility By-Law".

2. **INTERPRETATION**

- A. Application means the application made by the consumer to the Town for the supply of water.
- B. Application Fee means the amount of money required to be paid under and by virtue of this By-Law by the consumer before the Town supplies water to the Consumer which money is retained by the Town.
- C. Combined Service means the service or service pipe used or intended to be used to supply water for fire protection as well as water for purposes other than fire protection.
- D. Consumer means any person who uses water supplied by the Town.
- E. Council means the Municipal Council of the Town of Beaverlodge.
- F. Dwelling Unit means two or more rooms used or intended for the domestic use of one or more individuals living as a single housekeeping unit with cooking, eating, living sleeping and sanitary facilities.
- G. Engineer means the engineer hired by or contracted with the Town or his authorized representative.
- H. Fireline means a pipe that is intended solely for the purpose of providing a standby supply of water for fire protection purposes.
- I. Meters means a pipe and all other equipment and instruments supplied and used by the Town or authorized by the Town to be used to calculate the amount of water consumed on the premises upon which such meters are situated.
- J. Person means any individual, partnership firm, or corporation.
- K. Private Service or Private Service Pipe means that portion of a pipe used or intended to be used for the supply of water which extends from the service valve to a meter.
- L. Service or Service Pipe means a pipe used or intended to be used for supplying water which extends from the water main to a meter.
- M. Service Valve means a valve on a Town service pipe.
- N. Shut-Off means an interruption in or disconnection of the supply of water.
- O. Sprinkling means the distribution of water to the surface or subsurface of lawns, gardens or other areas situated outside buildings by pipes, hoses, sprinklers or any other method.
- P. Street or Streets means all highways, roads, lanes, alleys, avenues, easements, thoroughfares, utility lots, drives, bridges, and ways of public nature, sidewalks, boulevards, parks, public squares and other public places unless the contrary is expressed or unless such construction would be inconsistent with the context of this By-Law.
- Q. Town means the Town of Beaverlodge.
- R. Town Manager means the Town Manager of the Town or his authorized representative.
- S. Town Service or Town Service Pipe means that portion of a pipe used for the supply of water which extends from the water main to the service valve.
- T. Water Main means those pipes installed by the Town in streets for the conveyance of water throughout the Town to which service pipes may be connected.
- U. Water Utility means the system of waterworks owned and operated by the Town and all accessories and appurtenances thereto.

3. ADMINISTRATION

- A. The water utility of the Town of Beaverlodge comprising of feed mains, intermediate mains, service pipes, fire hydrants, valves, meters, services and all other appurtenances together with the sale of water shall be under the management and control of the Town Manager subject to authority of the Council.
- B. The Town Manager shall exercise the powers and perform the duties with respect to the water utility conferred and placed upon him by this and any other By-Law of the Town applicable thereto and any order or direction of the Council with respect thereto.
- C. The Town Manager has the authority to shut off water for any consumer or consumers for any reason, which in the opinion of the Town Manager, necessitates such shutting off providing that the Town Manager shall, if it is his opinion, it is practical to do so, give notice of such shutting off.
- D. The Town does not guarantee the pressure nor the continuous supply of water and the Town reserves the right at any and all times without notice to change the operating pressure and to shut off water and neither the Town, its officers, employees or agents shall be liable for the changes in water pressure not for the shutting off of water nor by reason of the water containing sediments, deposits or other foreign matter.
- E. Consumers depending upon a continuous and uninterrupted supply or pressure of water or having processes or equipment that require particularly clear or pure water shall provide such facilities as they consider necessary to ensure a continuous and uninterrupted supply, pressure or quality of water required for their use.
- F. The Town may, as a condition to the supply of water, inspect the premises of a consumer who applies to the Town for such supply in order to determine if it is advisable to supply water to such consumer.
- G. The Town may, with the permission of the consumer, inspect the premises of the consumer in order to do tests on water piping or fixtures belonging to such consumer so as to determine if this By-Law is complied and in the event that such consumer fails or refuses to give such permission, the supply of water to that consumer may be shut off.
- H. No water services shall be turned on by anyone other than the Town of Beaverlodge Public Works Employees.
- I. The Town assumes no responsibility for any damage done to appliances or hot water heaters due to water being shut off either in an emergency or for non-payment of a utility account.
- J. Council may, at such times and for such lengths of time as considered necessary or advisable, regulate or prohibit sprinkling in all or any part or parts of the Town.
- K. The Council may cause the water supply to any consumer who causes, permits or allows sprinkling in the contravention of any such regulation, restriction or prohibition to be shut off until such consumer undertakes to abide by and comply with such regulations, restrictions or prohibitions.

4. GENERAL

A. Restriction – Use of Town Facilities

No consumer shall operate, use, interfere with, obstruct or impede access to the water utility or any portion thereof in any manner not expressly permitted by this By-Law, in default of which the Town Manager may cause the water being supplied to such consumer to be shut off until such consumer complies with all of the provisions of this By-Law.

B. Waste

- i. No consumer shall cause, permit, or allow the discharge of water so that it runs to waste or useless whether by reason of leakage from underground piping, a faulty plumbing system or otherwise.
- ii. The Town Manager may cause the water supply to any consumer who violates subsection (i) of this section to be shut off until such time as such consumer establishes to the satisfaction of the Town Manager that he has taken such steps as may be necessary to ensure that any water supplied to him by the Town will not run to waste or useless,
- iii. The Town Manager shall, if he considers it practical to do so, give notice to such consumer prior to causing the water supply to such consumer to be shut off.

C. Use of Water

- i. No consumer shall:
 - a. Lend, sell or otherwise dispose of water unless specifically licensed to do so.
 - b. Give away or permit water to be taken.
 - c. Use or apply any water to the use or benefit of others or to any other than his own use and benefit.
 - d. Increase the usage of water beyond that agreed upon by the Town, or
 - e. Wrongfully or improperly waste water.

- ii. Any consumer who contravenes subsection (i) of this section shall forfeit any right to be supplied with water and in addition thereto shall be guilty of an offence liable on summary conviction to a fine not exceeding One Hundred Dollars (\$100.00).

D. Investigation Into Water Supply Service or Failure

Any consumer complaining of a failure or interruption of water supply, investigation of which complaint necessitates the opening up and excavating, shall deposit with the Town Manager costs thereof as estimated by the Town Manager. In the event that such failure or interruption was caused by the Town service, such deposit shall be refunded, but in the event that such failure or interruption was caused by private service, the actual cost of such work shall be paid by the consumer and the said deposit shall be applied thereto. Any excess to be refunded to the consumer and any deficiency shall be collectable in the same manner as waste rates.

E. Noise and Pressure Surges

No Consumer shall cause, permit or allow any apparatus, fitting or fixtures to be or to remain connected to their water supply or allow his water supply to be operated in such a manner as to cause noise, pressure surges or other disturbances which may, in the opinion of the engineer result in annoyance or damage to other consumers contravening the provision of this section to be shut off providing that the engineer shall, if he considers it practicable to do so, give notice to such consumer prior to such water supply being shut off. The water supply to any such consumer shall not be restored until such time as that consumer has paid to the Town, all costs incurred by the Town in shutting off such water supply.

F. Contamination

No consumer shall cause, permit or allow to remain connected to their water supply system any piping, fixture, fitting, container or other apparatus which may cause water from a source other than the water utility or any other harmful illustrious liquid or substance to enter the water utility. The Town Manager may cause the water supply or any consumer contravening the provision of this section to be shut off provided that the Town Manager shall, if he considers it practical to do so, give notice to such consumer prior to such water supply being shut off. The water supply to such consumer shall not be restored until such consumer has paid to the Town all costs associated with the shutting off of the water supply.

5. SERVICE AND SERVICING

A. New Service Connection

Any person who desires a new water connection shall be required to purchase and have installed a water meter from the Town. Water meters are available from the Town Office during regular business hours. Connections larger than 5/8" in diameter require that a meter be order which can take up to 4 weeks for delivery.

B. Plumbers and Plumbing Contractors

All persons doing any work or service upon a private service or the plumbing system attached thereto shall comply with the provisions of the plumbing and drainage regulations of the Department of Health of the Province of Alberta and any By-Laws of the Town applicable thereto.

C. Number of Services

i. Residential Dwelling Single Service – Multi-Unit Structures

- a. All newly constructed single family residential dwelling units shall be serviced with one water service.
- b. All newly constructed multi-unit structures located on one lot shall have one water service for each residential dwelling unit located within the lot.
- c. In the event a property owner requests more than one water service, they will be responsible for all additional costs associated with the extra service(s). Extra service installation will only be permitted upon first acquiring written approval from the Town of Beaverlodge and advance payment in full of said additional costs. In this instance, where disconnection of any one unit as a result of non-payment of rates is possible, a copy of the utility bill may be forwarded to the occupant upon written request of the owner.

ii. Commercial Buildings

- a. All newly constructed multi-unit structures located on one lot shall have one water service located within the building. The utility bill for multi-unit structures shall be forwarded directly to the property owner for payment and is ultimately their responsibility.
- b. In the event a property owner requests more than one water service, they will be responsible for all additional costs associated with the extra service(s). Extra service installation will only be permitted upon first acquiring written approval from the Town of

Beaverlodge and advance payment in full of said additional costs. In this instance, where disconnection of any one unit as a result of non-payment of rates is possible, a copy of the utility bill may be forwarded to the occupant upon the written request of the owner.

- c. Unless the Town Manager otherwise approves, there shall not be more than one private service to any building or site.

D. Depth of Services

Unless otherwise provided by the Town Manager, a private service shall be buried to a depth of at least nine (9) feet at the property line.

E. Fire Protection Service

A combined service or fire line shall not be installed without prior approval of the Town Manager. A fire line shall be used only for fire protection purposes and the Town Manager shall determine whether or not a meter shall be affixed to such fire line and if the Town Manager requires such a meter, the same shall be supplied and installed in a manner satisfactory to the Town Manager at the sole cost and expense of the Consumer.

F. Temporary Water Service

When, for any reason, a temporary water service is required, an applicant shall pay in advance the whole cost of his construction together with the cost of abandoning it when it is no longer needed. Application for such service construction shall be made as per section 4 (a). If, in the opinion of the Town Manager, a meter should be installed on a temporary service, the applicant shall provide a safe and adequate meter setting in a stated location and shall be responsible for the protection of the whole installation while his account is open for service. The Applicant will be responsible for the payment of any application, rate, and charges as set out in Section 5 of this By-Law and the Rate Schedule attached hereto.

G. Sewage

No permit for the removal or demolition of a building shall be issued by the Town or shall any person cause, permit or allow to be demolished or removed a building connected to a water main until there has been paid to the Town the cost of disconnecting the Town service at the water main.

H. Winter Installation

The cost payable by the consumer for installing a service between November 15th and any year and May 15th of the following year shall be increased by the amount designated by the Town Manager.

I. Size

The size of the service required for the residential purposes shall be determined by the Plumbing and Drainage Regulation of the Province of Alberta providing that the Town shall not install a service having a size smaller than ⁵/₈".

J. Boilers and the Like

In any case whether a boiler or equipment or a nature similar to that of a boiler is supplied directly from a service, such boiler or other equipment shall be equipped with at least on safety valve, vacuum valve or other device sufficient to prevent the collapse or explosion thereof in the event the water supply thereto is shut off.

K. Termination

The supply of water to any consumer may be shut off for any or all of the following reasons:

- i. Repair
- ii. Water supply
- iii. Non-payment of accounts rendered
- iv. Defective piping, or
- v. For any reason which the Town Manager or Council finds it necessary.

6. BILLING & COLLECTION

A. General

All rates and charges payable hereunder shall be paid to the Town Manager

- i. Charges - Consumers shall be charged a Distribution Fee monthly as per the Rate Schedule. This fee shall be used to cover the cost of repairs and upgrades to the water and waste water treatment and distribution systems. The fees collected shall be held in a reserve account for this purpose.

*Bylaw 923A(Rescinded), Bylaw 923B (Rescinded), Bylaw 923C (Rescinded), Bylaw 923D (Rescinded), Bylaw 923E (Rescinded),
Bylaw 923F (Rescinded), Bylaw 923G (Rescinded)*

Application Fee - Any person applying for the supply of water hereunder shall make payment of the fee designated in the said Rate Schedule which fee shall be retained by the Town.

- ii. Consumption - Subject to the other provisions of this bylaw, the rates payable by a consumer as set out in the said Rate Schedule for all water supply and sewage disposal shall be determined by reference to the reading of the water meter supply to such consumer. These fees shall be in addition to the distribution fees set out in the Rate Schedule.
- iii. Enforced Payment - The Town may enforce payment of all account rendered hereunder by all or any of the following methods, namely:
 - a. By action in any court of competent jurisdiction, or
 - b. By shutting off the water supply, or
 - c. By distress and sale of the goods and chattels of the consumer owing such accounts wherever the same may be found in the Town.
 - d. Any water expense, rates or rents that may be charged, are costs against a person and may be entered on the assessment and tax roll at any time.

7. PENALTIES

- A. Any person to be violating any provisions of this ordinance shall be served by the Town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of the time stated in such notice, permanently cease all violations.
- B. Any person who shall continue any violation beyond the time limit provided for in Section 7 (a) shall be guilty of a misdemeanour and a conviction shall be fixed in the amount of not exceeding \$100.00 for each violation. Each day in which any violation shall continue shall be deemed a separate offence.
- C. Any person violating any of the provisions of this By-Law shall become liable to the Town for any expense, loss or damage occasion to the Town by reason of such violation.

8. VALIDITY

The invalidity of any Section, clause, sentence or provision of this By-Law shall not affect the validity of any other part of this By-Law which can be given effect without such invalid part or parts.

This By-Law takes effect JUNE 1, 2013.

READ A FIRST TIME this 22ND day of April 2013

Mayor – signature on file

Town Manager – signature on file

READ A SECOND TIME this 22nd day of April 2013

Mayor – signature on file

Town Manager – signature on file

READ A THIRD TIME this 22nd day of April 2013

Mayor – signature on file

Town Manager – signature on file