

WATER AND SEWER SERVICES BYLAW

BYLAW #

CITY OF IQALUIT

Being a bylaw of the City of Iqaluit (“**City**”) to provide for the establishment, operation, maintenance and alternation of a water supply and sewage system and for the levying and collection of water and sewage services charges, pursuant to Sections 79 to 85, 90 to 95 and 170 of the *Cities, Towns and Villages Act*.

NOW THEREFORE the City Council of the Municipal Corporation of the City of Iqaluit, in a regular session duly assembled, enacts as follows:

ARTICLE 1 - INTERPRETATION

1. SHORT TITLE

This bylaw may be cited as the City of Iqaluit “Water and Sewage Services” Bylaw.

2. DEFINITIONS

- 2.1 "Approved" means approved by the CAO.
- 2.2 “CAO” means the City’s Chief Administrative Officer.
- 2.3 “Council” means the City Council of City of Iqaluit.
- 2.4 “City” means the City of Iqaluit.
- 2.5 “City Facilities” means facilities owned and operated by the City for the pickup of potable water for delivery and the disposal of sewage picked up from properties in the City.
- 2.6 “Commercial Customer” includes commercial profit making organizations principally engaged in the sale, or processing of goods or the provision of services including Customers or retail stores, offices, hotels and motels and excludes industrial and residential Customers;
- 2.7 “Customer” means any person who has entered into an arrangement with the City to receive municipal services, but does not include a Private Service Provider;
- 2.8 “Discontinue Service” means to stop providing trucked water and/or trucked sewage service and/or to turn off piped water service and/or disconnect piped wastewater service for a building or a property;
- 2.9 “Establish Service” means to become a Customer of the City by entering into an agreement to receive municipal services from the City;

- 2.10 “Government Customer” includes the Government of Canada, the Government of Nunavut, , the City or any agency of any of them;
- 2.11 “Industrial Customer” includes any firm, organization, company, partnership, or sole proprietorship, whether incorporated or unincorporated whose primary business is resource exploration or development, manufacturing, fabrication, and marine and air transportation and includes but is not limited to Customers of the following premises:
- (a) electrical power plants;
 - (b) airport and heliport and associated facilities;
 - (c) wharfs, piers and docks and associated facilities;
 - (d) dry docks and associated facilities;
 - (e) construction and work camps; and
 - (f) administrative, supply and maintenance bases and associated facilities for resource exploration and development.
- 2.12 “Initiate Service” means to start providing trucked service and/or turning on piped service for a building or property, and may include the initial water meter reading;
- 2.13 “Mains” means a pipe used to transport water or sewage to or from the City or several premises excluding service pipes forming part of the municipal system;
- 2.14 “Manager” means Chief Administrative Officer or their designate;
- 2.15 “Municipal Service Pipe” means the pipe and accessories owned by the City, either within a municipal road or easement, intended to carry water or collect sewage from a main to private property.
- 2.16 “Owner” means:
- 2.16.1 any Person registered as the Owner of the property under the *Cities, Towns and Villages Act* as amended or repealed or replaced from time to time;
 - 2.16.2 a Person who is recorded as the Owner of the Property on the assessment roll of the City;
 - 2.16.3 a Person who has purchased or otherwise acquired the Property, whether he has purchased or otherwise acquired directly from the Owner or from another purchaser, and has not become the registered Owner thereof;
 - 2.16.4 a Person holding himself out as the person having the powers and authority of ownership or for whom the time being exercises the powers and authority of ownership;
 - 2.16.5 a Person controlling the Property under construction; or
 - 2.16.6 a Person who is the Occupant of the Property under a lease, license or permit.

- 2.17 “Person” includes an individual, body corporate, unincorporated association, government, and any of their heirs, administrators or other legal representatives.
- 2.18 “Piped Service” means water supply and/or sewage collection provided through the City’s mains and service pipes.
- 2.19 “Premises” means real property and includes all buildings thereon;
- 2.20 “Private Service Pipe” means the pipe and accessories intended to distribute water or collect sewage within private property and connected to the municipal service pipe or main;
- 2.21 “Licenced Service Provider” means a person authorized under this bylaw to provide Licenced Trucked Services for a fee within the City’s boundaries;
- 2.22 “Licenced Sewage Collection” means the collection of sewage by an approved Licenced Service Provider;
- 2.23 “Licenced Trucked Services” either or both of Licenced Sewage Collection and Licenced Water Delivery;
- 2.24 “Licenced Water Delivery” means the delivery of potable water by an approved Licenced Service Provider;
- 2.25 “Property” means any lands, buildings, structures or premises, or any personal property located thereupon, within the municipal boundaries of the City.
- 2.26 “Residential Customer” includes Customers for a place of residence including Customers of private homes and rental accommodations;
- 2.27 “Schedule” means a schedule attached to and forming part of this bylaw, except as otherwise provided;
- 2.28 “Self-contained Unit” means a unit having separate plumbing, heating, entrance, and the like;
- 2.29 “Service” or “Municipal Services” includes trucked service and piped service unless specifically noting one of either trucked or piped service;
- 2.30 “Service Pipe” means the pipe intended to carry water or collect sewage from the main onto or across private property and includes a private service pipe and a municipal service pipe;
- 2.31 “System” or “Municipal System” means the City’s system to provide water and/or collect sewage and includes the trucked system and pipe system unless specifically noting one of either trucked or piped system.
- 2.32 “Terminate Services” means to terminate the arrangement between the Customer and the City to receive municipal services form the City and may include to discontinue service, to disconnect or remove a municipal service pipe in whole or in part, and a final water meter reading;

- 2.33 “Trucked Service” means water delivery and/or pump-out and collection service provided by vehicle by or on behalf of the City;
- 2.34 “Trucked Service Building Facilities” means a water storage tank and/or sewage holding tank and related accessories installed within a premises to received trucked services from the City; and
- 2.35 In this Bylaw, whenever the male gender is specified it shall be interpreted as meaning both male and female as applicable.

ARTICLE 2 - GENERAL PROVISIONS

3. Authority to Provide Municipal Services

- 3.1 No person other than the municipality shall directly or indirectly engage in the provision of municipal services within the City, unless that person;
 - (a) has been approved as a Licenced Service Provider under this bylaw.

4. Authority of Council

- (a) Council shall consider any application for a Licensed Service Provider. Council has the authority to approve or reject licensee applications under this bylaw.

5. Authority and Duties of Manager

- 5.1 The Manager is authorized and directed to
 - (a) supervise, control and administer the provision of municipal services and the municipal system and do all things necessary to fulfil his responsibilities and duties under this bylaw;
 - (b) establish a service schedule for trucked water and trucked sewage services in consultation with City Council, not including services provided by a Licenced Service Provider;
 - (c) establish a service schedule for trucked water and trucked sewage services provided by a Licenced Service Provider;
 - (d) make changes to the trucked water and trucked sewage services schedule in consultation with City Council, not including services provided by a Licenced Service Provider;
 - (e) make changes to the trucked water and trucked sewage services schedule for services provided by a Licenced Service Provider;
 - (f) control all construction, operations and maintenance related to the provision of municipal services;
 - (g) perform all acts that may be necessary for the efficient management, operation and protection of the municipal system;

- (h) consider or approve or reject any application for approval as a Licenced Service Provider; and
- (i) administer and enforce this bylaw.

5.2 The manager may, subject to Subsection 4, prescribe

- (a) orders, and
- (b) specifications for
 - (i) Private Service Pipes,
 - (ii) Meters,
 - (iii) Bleeders,
 - (iv) Sewage Discharge,
 - (v) Trucked Service,
 - (vi) use of City Facilities by Licenced Service Providers; and
 - (vii) other specifications.

necessary to carry out the provisions of this bylaw and no person or Customer shall fail to comply with such rules, regulations and specifications.

5.3 The Manager may, subject (4), prescribe forms for

- (a) Application for Service,
- (b) Termination of Service,
- (c) Application for Service Connection,
- (d) Application to Install or Repair Service Pipes on Municipal Roadway,
- (e) Application to Install and Operate a Water Bleeder,
- (f) Application for approval as a Licenced Service Provider,

and any other forms necessary to carry out the provisions of this bylaw.

5.4 All rules, regulations, specifications and forms prescribed by the Manager shall be subject to the approval by resolution of Council and shall be available for public inspection during regular business hours at the City office.

6. Financing and Accounting

6.1 All costs for the provision of municipal services shall be financed through services charges, fees, loans and grants, subsidies or other funding provided to the City by the Government of Nunavut or others.

- 6.2 All monies collected for municipal services shall only be used to provide municipal services to Customers including operation, maintenance, extension, repair, capital improvement and administration of the municipal system.
- 6.3 All monies collected for the provision of municipal services shall be separately accounted for and disbursed by action of the Council.

7. Service Area

- 7.1 The City shall provide municipal services to premises within the designated service area described in the General Plan.
- 7.2 Municipal services, including bulk water supply and sewage disposal, provided by the City or for areas outside the designated service area will only be provided when such services will not impede the provision of municipal services to Customers within the designated service area.

8. Description of Services

- 8.1 The City shall furnish water supply for domestic, fire protection, municipal and industrial purposes.
- 8.2 Notwithstanding subsection (1), when in the opinion of the Manager the water supply for domestic and fire protection purposes is impaired, the Manager may
 - (a) regulate the use of water supply, or
 - (b) restrict or terminate the supply of water for municipal or industrial purposes;
- 8.3 The City shall make every effort to provide safe, continuous and efficient municipal services; nevertheless, the City shall not be liable for damages, including business losses
 - (a) caused by the break of any water pipe, sewer pipe, or the breach of any ditch;
 - (b) caused by water delivered or sewage collected through the Owner's or Customer's facilities or a Licenced Service Provider;
 - (c) caused by the interference or cessation of municipal services in connection with the repair, expansion, replacement or proper operation and maintenance of the municipal service;
 - (d) caused by any increase or decrease in pressure in a water pipe;
 - (e) caused by the interference or cessation of trucked service due to adverse weather conditions, road conditions or vehicle mechanical problems;
 - (f) caused the water supply containing sediments, deposits or other foreign matter;
 - (g) the failure of any Licenced Service Provider to provide services to the Customer as and when required;

- (h) the unavailability of the services of any Licenced Service Provider; or
- (i) generally, for any accident due to the operation of the municipal system, unless such action has been shown to be directly due to the negligence of the City or its employees.

8.4 Every person or Customer requiring special municipal services including continuous and uninterrupted municipal services, constant pressure of water, or particularly clear or pure water, shall, at no cost or liability to the City, provide such storage, treatment or other means for such special municipal services.

8.5 The City's responsibility for drinking water quality ends at the point that it departs the City's infrastructure.

9. Authority to Cease or Restrict Services

9.1 The Manager may without notice cease or restrict municipal services to any Customer, Licenced Service Provider, or part of the City if the Manager determines an emergency makes such action necessary.

9.2 The Manager may in a non-emergency situation, including scheduled repairs or alterations to the municipal system, cease or restrict municipal services to any Customer, Licenced Service Provider, or part of the City, provided the Manager shall, when it is practical to do so, provide public notice of such intended cessation or restriction of municipal services to all affected Customers.

9.3 When the Manager deems that a water shortage warrants, the Manager may impose, change or revoke restrictions upon the use of water, including restrictions to certain uses of water, to a Customer, Licenced Service Provider, or parts of the City, provided the Manager shall provide public notice of such intended restrictions and it shall be an offence for anyone to contravene such restrictions;

9.4 The Manager may discontinue service to a Customer or for any of the following reasons:

- (a) failure to establish services;
- (b) fraud in establishing service;
- (c) non-payment of charges or fees levied pursuant to this bylaw;
- (d) failure to provide a deposit, if required;
- (e) failure to provide free access; or
- (f) contravention of any other section of this bylaw.

9.5 When a Customer's service is discontinued, neither the City nor its employees or any municipal officials shall be liable for any costs or damages resulting from the discontinuance of service.

- 9.6 Where this bylaw authorizes service to be discontinued, the Manager shall, when it is practical to do so, give notice prior to service being discontinued. Such notice shall indicate the infraction, remedy and the date that service will be discontinued unless remedy is made. When service is discontinued, service shall not be reinstated until such time as there is no contravention of this bylaw and any outstanding service charges and fees, any appropriate Discontinuance Fee and Reconnection Fee specific in Schedule B and a Reinstatement of Service Fee specified in Schedule B are paid to the City.

10. Notification

- 10.1 Notice from the City to a Customer or Owner for amount of bill due, contravention of any provision or requirement of this bylaw, or for any other reasons, shall be in writing to the last known address.
- 10.2 Notice from the City to a Licenced Service Provider for amount of bill due, contravention of any provision or requirement of this bylaw, or for any other reasons, shall be in writing to the last known address or delivered personally to any employee or other representative of the Licenced Service Provider.
- 10.3 Notice to the City shall be made in writing to the Municipal Office, except that notice of complaint may be made by telephone or in person.

11. Tampering

- 11.1 No person or Customer shall tamper or interfere with any part of the municipal system, except as authorized by the Manager.
- 11.2 No persons or Customer shall connect to or operate any pipe, valve, meter, hydrant, or any other part of the municipal system, except as authorized by the Manager.
- 11.3 Any person or Customer who damages or causes to be damaged any part of the municipal system shall be liable for the cost of such damage.

12. Work Done by City

- 12.1 The charge for work done by the City “at cost” shall include the direct and indirect amount expended by the City for labour and benefits, housing subsidy, support facilities and equipment, materials, equipment rental, contracts, or any other expenditures incurred in doing the work, plus administration charges.

ARTICLE 3 - ESTABLISH AND TERMINATE SERVICE

13. To Establish Service

- 13.1 Subject to subsection 12.2, every person requiring to establish service, shall submit to the Manager an Application for Service form and the appropriate fees specified in Schedule B.

13.2 Where premises are occupied by a tenant or lessee, the Application for Service shall be submitted by the Owner of the premises.

14. Content of Application for Service

14.1 The Application for Service shall include such particulars as the following:

- (a) location of the premises;
- (b) date applicant will be ready for service;
- (c) type of structure erected or intended to be erected;
- (d) whether the premises have previously received service;
- (e) name and mailing address to which notices and bills are to be sent;
- (f) confirmation of whether the applicant is the Owner or agent for the premises;
- (g) category of Customer and rate requested;
- (h) agreement to abide by and accept all the provisions of this bylaw; and
- (i) any other information in such detail and form the Manager deems appropriate.

15. Deposit

15.1 As a condition of providing municipal services, the Manager may require a deposit from the applicant provided that

- (a) the amount of the deposit shall be determined by the Manager based on the expected service charge for a 90 day period;
- (b) the deposit shall be refunded after it has been held for twelve (12) consecutive months during which all bills for service have been paid within the time limited allowed;
- (c) the deposit, less the amount of any unpaid balance due to the City, shall be refunded upon discontinuance of service; and
- (d) no interest will be paid on the deposit when the deposit is refunded.

16. Temporary Service

16.1 Subject to Subsection 15.2, every person requiring to establish temporary service for construction or any other purpose shall:

- (a) submit an Application for Service form to the Manager stating the expected duration service is required;

- (b) pay the Application for Service Fee specified in Schedule B and any other appropriate fee; and
- (c) prior to the initiation of service, pay a deposit determined by the Manager based on the estimated service charge during the period of temporary service and any additional cost shall be paid to the City and any surplus shall be refunded.

16.2 The Manager may require that the Application for Service be submitted by the Owner of the premises.

16.3 The Manager may require an applicant for temporary piped water service to install an approved meter setting and/or meter, and this meter reading shall be used to determine the service charge. Where an approved meter is not in place the quantity of water for the purposes of determining service charges shall be determined by the Manager based on his estimate of water use.

16.4 The service rate for temporary service shall be based on the category of the Customer.

17. Application to Terminate Service

17.1 In order to terminate service, the Customer shall submit to the Manager a written application stating the date the applicant desires to terminate service and any other information and in such form as may be prescribed by the Manager.

17.2 All applications to terminate service must allow a minimum of five working days prior to the order is to be operative.

17.3 The Town may continue to levy service charges in accordance with this bylaw until the Town terminates service.

ARTICLE 4 - RESPONSIBILITIES OF CUSTOMER

18. Use of Water

18.1 No person or Customer shall willfully waste water or allow the continuous unattended flow of water without the written permission of the Manager.

18.2 Except where expressly permitted in this bylaw, no person shall, stockpile, resell, or convey water beyond the property served without written permission from the Manager.

18.3 Where any unauthorized wastage, continuous flow or improper use of water occurs, the Manager may give notice to the Customer to stop such wastage or improper use of water within ninety six (96) hours or lesser time as may be specified in the notice. If the Customer fails to comply with the notice the Manager may discontinue service.

19. Prevention of Contamination

- 19.1 No person or Customer shall do anything that may allow water, sewage or any harmful matter to enter the municipal water system. The Manager may discontinue service to any Customer or Licenced Service Provider contravening the provisions of this section.

20. Prevention of Discharge of Harmful Water

- 20.1 No person or Customer shall discharge or deposit or cause or permit the discharge or deposit into a municipal service pipe, municipal system, private service pipe, or private sewer tank, matter of any type or at any temperature or in any quantity or quality which may be or become a hazard to persons, animals, environment, or property or which may be or become harmful to any part of the municipal services system, or which may impair or interfere with the proper operation or any wastewater works or treatment process.
- 20.2 Without limiting the generality of (1), the Manager may prescribe Sewage Discharge Specifications to restrict or prohibit the discharge or deposit of any matter into a municipal service pipe, municipal system, private service pipe, or private sewer tank.
- 20.3 No person or Customer shall directly or indirectly discharge any trade, industrial or manufacturing waste or any unacceptable waste into a municipal service pipe, municipal system, private service pipe, or private sewer tank without such previous treatment as shall be prescribed by the Manager. Such treatment works so prescribed shall be installed and operated by the Customer.
- 20.4 Grease, oil, or sand interceptors of sufficient size and approved design shall be installed on the building sewer pipes from every hotel, restaurant, laundry, garage and such other places as the Manager may direct.
- 20.5 No person or Customer shall discharge or deposit or cause or permit the discharge or deposit of rainwater or groundwater into a municipal service pipe, municipal system, private service pipe, or private sewer tank.

21. Inspection

- 21.1 An authorized agent or employee of the City, who presents, if so requested, proper identification:
- (a) shall be admitted to premises during normal working hours, and
 - (b) may inspect any part of the premises, expose and perform tests on any piping, fixtures or appliances being the property of the Owner, the occupant or the City, to determine whether the bylaw is being complied with.

22. Private Facilities

- 22.1 All private facilities, including plumbing, appliances, accessories, service pipes, and water and sewage tanks, shall comply with the most recent national Building Codes and national Plumbing Codes; provided always that, where any provisions in such a Code conflicts with any provisions of this bylaw, this bylaw shall prevail.

- 22.2 Municipal services shall not be provided to premises in which the private facilities do not meet the requirements of this bylaw, except that municipal services may be provided during construction of unfinished buildings.
- 22.3 Every Owner or Customer shall maintain his private facilities in proper order and free from leakage or wastage at his own expense. The Manager may discontinue service to any premises where unsanitary conditions, defective fixtures, leakage or wastage, or misuse may affect the safe and proper operation of the municipal services system.

23. Abatement of Noises and Pressure Surges

- 23.1 No apparatus, fitting or fixture shall be connected, allowed to be connected or operated in a manner which will cause noises, pressure surges or other disturbances which may, in the opinion of the Manager, result in annoyance to other persons or Customers, damage to their water systems, or damage to the municipal services system. The Manager may discontinue service to any Customer contravening the provisions of this section.

ARTICLE 5 - PIPED WATER AND SEWAGE SERVICE

24. Installation of Service Pipes

- 24.1 Every service pipe from the main to and within a premises shall be installed by and at the cost of the Owner of the property
- 24.2 Every service pipe connection to the main shall be done only by the City or its agent.
- 24.3 The cost of the service pipe connection to the main shall be levied on the Owner of the property served, in accordance with the Service Pipe Connection Fee specified in Schedule B.
- 24.4 Every Owner requiring
 - (a) a service pipe to be connected to the main,
 - (b) to install a service pipe
 - (i) on a road, or
 - (ii) within an easement

shall submit to the Manager an application in such form as may be prescribed by the Manager.

- 24.5 Where an application is made under subsection (4), no work shall commence until the application has been approved by the Manager, and if appropriate, the Service Pipe Connection Fee specified in Schedule B has been paid.

25. Specifications, Design Approval and Inspection of Service Pipes

- 25.1 No service pipe shall be installed except in accordance with this bylaw and the Service Pipe Specification of the City.

25.2 Designs plans for service pipes shall be

- (a) certified by a Professional Engineer;
- (b) submitted to the Manager, and
- (c) approved

prior to the commencement of construction.

25.3 Two sets of “as built” plans shall be provided to the Manager within sixty (60) days of completion of service pipes.

25.4 No service pipe shall be enclosed, covered or backfilled until the work has been inspected and approved by the Manager.

25.5 All installation, maintenance, repair and disconnection work on service pipes shall be subject to the inspection and approval of the Manager.

26. Ownership of Service Pipes

26.1 Every below ground service pipe on private property shall remain the property of the Owner and he shall be responsible for its maintenance.

26.2 Every above ground service pipe, whether on private property or in an easement, from an above ground main to the building served shall remain the property of the Owner and he shall be responsible for its maintenance.

26.3 After completion of construction, the ownership and maintenance of all below ground service pipes and accessories on municipal roads from a below ground main to the property lines or boundary of an easement shall become the property and the responsibility of the City, subject to such charges as are in this bylaw made payable by any person.

27. Maintenance of Private Service Pipes

27.1 Every Owner shall maintain his private service pipes, fittings, meter supports and fixtures in proper order and free from leakage or wastage.

28. Repair of Private Service Pipes

28.1 Should a frozen service pipe, leakage or wastage occur, the Manager may give notice to the Owner to effect the necessary repairs or replacement within ninety (96) hours or such lesser period as may be specified in the notice.

28.2 If the Owner fails to comply with such notice within the time specified, the Manager may either

- (a) have the water service pipe turned off until the repairs or replacement have been done; or
- (b) in the case of unmetered service, have a meter installed; or

- (c) have the necessary work done, and any cost incurred may be levied on the Owner.

29. Investigation of Service Pipe

- 29.1 Every Owner requesting an investigation into a failure or interruption in service to his premises shall deposit with the City the estimated cost of such investigation determined by the Manager. The City shall undertake the investigation and if the City's investigation reveals that the City is the cause of the failure or interruption in service, then the deposit shall be returned. If the Manager determines that the City is not the cause of the failure or interruption in service, the expense incurred by the City on an "at cost" basis in accordance with Section 11 shall be levied on the Owner but the amount of any deposit shall be set off against that expense.

30. Thawing Service Pipes with Electrical Equipment

- 30.1 No person or Customer shall use electrical or electrical welding equipment to thaw a water service pipe unless a continuous circuit is maintained and the water meter and all electrical ground wires are disconnected from the water service pipe and the undertaking is authorized by the Manager. The City shall not be liable for any damage or injury resulting from the use of electrical or electrical welding equipment to thaw a water service pipe.

31. Removal or Replacement of Facilities

- 31.1 Subject to subsection (2), all costs of any approved removal, relocation or any other change in the municipal system, requested by an Owner, shall be payable by the Owner making the request.
- 31.2 Where an Owner has replaced his below ground private service pipe and requests the replacement of the municipal service pipe, the Manager may authorize the installation of a replacement municipal service pipe equal in size to, or in the standard size for the capacity and use of, the original installation, at no cost to the Owner, if the Manager is satisfied that the municipal service pipe is leaking or in danger of failure.

32. Size and Number of Service Pipes

- 32.1 Subject to subsection (3), no premises shall be supplied with more than one water service, including a water supply pipe and a recirculation pipe, and one sewer service pipe.
- 32.2 Subject to subsection (3), a separate water service pipe and a separate sewer service pipe shall be installed for each premises adjacent to a main.
- 32.3 The Manager may determine, specify and approve
 - (a) the number,
 - (b) the nature,
 - (c) the size, and
 - (d) the location

of service pipes to be installed for any premises.

33. Service to Adjacent Premises

- 33.1 Service pipes shall be construction only to properties adjacent to a main, unless the Manager authorizes otherwise.
- 33.2 Private service pipes shall not be extended from one lot to another without the approval of the Manager

34. Alteration to Service Pipes on Municipal Roadway

- 34.1 Every Owner requiring to alter or repair existing service pipes on the municipal roadway shall make application to the Manager in such form as may be prescribed by the Manager and pay all costs to restore the municipal roadway.

35. Water Shut Off Valve

- 35.1 Each water service pipe shall be provided with an easily accessible, sealable water shut off valve on the premises served, so located within the building plumbing system to allow water service to all of the building to be turned off while allowing any circulation pump on the water service pipe to operate.
- 35.2 Where service is to be discontinued pursuant to this bylaw, the Manager or other authorized agent of the City may discontinue service by turning off and affixing a seal to the water shut off valve on the premises to which service is to be discontinued.
- 35.3 Where a seal has been affixed in accordance with subsection 2, no person, other than the Manager or other authorized agent of the City shall cause or allow the seal to be broken without the prior written approval of the Manager.

36. Correction to Non-Confirming Provide Service Pipes

- 36.1 Where in the opinion of the Manager, an existing private service pipe is being operated in contravention of this bylaw, including the Service Pipe Specifications of the City, the Manager shall issue an order to the Owner of the private service pipe
 - (a) specifying the manner in which the Owner is contravening the bylaw,
 - (b) directing the Owner to comply with the bylaw,
 - (c) specifying the actions to be performed by the Owner to comply with the bylaw, and
 - (d) notifying the Owner of the time and date by which such action is required to be taken.

37. Prevention of Water System Contamination

- 37.1 No person, Customer, or Licenced Service Provider shall connect, cause to be connected, or allow to remain connected, any piping, fitting, container or appliance, in a manner which, under any

circumstances, may allow water, waste water, or any harmful liquid or substance to enter the municipal water system.

- 37.2 If a condition is found to exist which in the opinion of the Manager is contrary to subsection 1, the Manager may either
- (a) discontinue service, or
 - (b) issue an order to connect the fault within ninety six (96) hours, or as specified lesser period, and if the Customer fails to comply with such notice, the Manager shall proceed to discontinue service.
- 37.3 Without limiting the generality of subsection 1, the Manager may allow cross connection control devices to be installed on the water piping at the source of potential contamination and/or on the water service pipes, at no cost to the City.
- 37.4 Wherein the opinion of the Manager, a severe water hazard exists, water service to a Customer shall be provided only on the provision that the Customer install on his water service pipe a cross connection control device approved by the Manager in addition to the cross control connection devices installed on the Customer's water piping at the source of potential contamination.
- 37.5 Where premises are supplied by two or more water service pipes and these service pipes are interconnected within the premises, the Customer shall install and maintain an automatic check valve of a type approved by the Manager on all private water service pipes in such location so as to prevent backflow from any private service pipes into the municipal water system.
- 37.6 Where a cross connection control device is required by the Manager, that device shall be tested upon installation, and thereafter annually, or more often if required by the Manager, by personnel approved by the Manager, to demonstrate that the device is in good working condition, at no cost to the City. The Customer shall submit a report in a form approved by the Manager on any or all tests performed on a device within thirty (30) days of a test.
- 37.7 Should a Customer fail to have a cross connection control device tested, the Manager shall issue an order to the Customer to have the device tested within ninety six (96) hours, or a specified lesser period, and if the Customer fails to comply with such notice the Manager shall discontinue service until the device is tested and approved by the Manager.
- 37.8 Should a test show that a cross connection device is not in good working condition, the Manager shall issue an order to the Customer to make repairs to or replace the device within ninety six (96) hours or a specified lesser period, and if the Customer fails to comply with such notice the Manager shall discontinue service until the private plumbing has been inspected and approved by the Manager.

38. Bleeding of Water and Bleeders

- 38.1 No person or Customer shall cause, permit or allow water to bleed to waste without the written authority of the Manager.

- 38.2 No person or Customer shall install or operate a bleeder except in accordance with this bylaw.
- 38.3 Where a certified electrician or plumber certifies in writing that a water service pipe is in danger of freezing owing to the failure of a freeze protection device or other equipment, during a period when immediate repairs are not practical, the Manager may authorize the Customer in writing to bleed water, provided always that the Customer shall effect the repairs as soon as is practical.
- 38.4 Where the use of a bleeder is authorized, the bleeder shall be installed on the building side of water meter and must have a check valve in the water pipe prior to the discharge to the sewer pipe. The bleeder shall be turned off during the summer period when there is no danger of the water service pipe freezing.
- 38.5 The Customer shall register a bleeder with the Manager and inform the Manager when the bleeder has been removed.
- 38.6 Where the Manager authorizes a Customer to bleed water and registers the Customers' bleeder, the Customer shall be levied a service charge based on the following:
- (a) during the first year, the normal water consumption for the Customer as determined by the Manager;
 - (b) during the second year, the normal water consumption for the Customer as determined by the Manager plus an additional bleeder quantity as established from time to time in City policies; and
 - (c) during subsequent periods, the actual water consumption at the economic rate.
- 38.7 The Manager shall maintain a register of each authorized bleeder.

39. Water Use for Fire Protection

- 39.1 Where water is supplied or made available for the purpose of fighting fires, no person shall use such water, or cause or allow such water to be used for any purpose other than fighting a fire.
- 39.2 Where water supplied or made available for the purpose of fighting fires, is used for purposes other than fighting a fire, the Customer at the premises to which the water was supplied shall be charged for the cost of the water estimated by the Manager to have been used other than fighting a fire.
- 39.3 Where water from a metered service is used to fight a fire, charges of the appropriate billing period will, at the request of the Customer, be adjusted so that the Customer does not pay for water so used.
- 39.4 No person or Customer shall allow a continuous flow of water from the municipal piped water system during a fire or fire alarm, except for the purpose of extinguishing a fire.
- 39.5 No person or Customer shall use water from a fire hydrant on the municipal system for any purpose other than to fight a fire, without the permission of the Manager.

40. Access to Hydrants, Valves and Accessories

- 40.1 No person or Customer shall in any manner obstruct or impede the free access to any main, fire hydrant, valve or other accessories on the municipal systems.

41. Mandatory Connection to New Piped System

- 41.1 Every Owner shall connect his premises to piped water and/or sewer mains installed abutting his premises within three years of the time the Manager certified that the mains are operational and issues an order to connect to the mains.
- 41.2 The Manager shall notify every Owner that has not connected to mains six (6) months before the end of the three year period.
- 41.3 After such a three year period, the Manager may discontinue trucked water service to such premises or levy service charges to such premises based on the full cost of the trucked service.

ARTICLE 6 - TRUCKED WATER AND SEWAGE SERVICE

42. Scheduled Trucked Service

- 42.1 The Manager shall establish scheduled times for the provision of City-provided trucked service to each Customer or part of the City.
- 42.2 The Manager shall approve scheduled times for the provision of trucked service that is provided by Licenced Service Providers.
- 42.3 The City shall endeavour to provide scheduled trucked service, weather, roads and vehicle conditions permitting.
- 42.4 Every Customer requesting trucked service at a time other than the normal working hours shall be levied an Unscheduled Trucked Service Fee specified in Schedule B, in addition to the normal service charge, except when the previous scheduled trucked service was not received through no fault of the Customer.

43. Installation of Trucked Service Building Facilities

- 43.1 All trucked service building facilities shall be installed by, and at the cost of, the Owner and shall remain the property of the Owner.

44. Maintenance, Repair and Thawing of Trucked Service Building Facilities

- 44.1 Every Owner shall maintain his trucked service building facilities in proper order and free from leakage or wastage.
- 44.2 The City may in the case of an emergency repair any trucked service building facilities and the cost of such repair work shall be levied on the Owner.

45. Specifications, Design Approval and Inspection of Trucked Service Building Facilities

- 45.1 No trucked service building facilities shall be installed except in accordance with this bylaw and the Trucked Service Specifications of the City.
- 45.2 Design plans for trucked service building facilities shall be
 - (a) certified by a Professional Engineer, except for design plans for a single family dwelling,
 - (b) submitted to the Manager, and
 - (c) approvedprior to the commencement of construction.
- 45.3 Two sets of “as built” plans shall be provided to the Manager within sixty (60) days of completion of trucked service building facilities.
- 45.4 No trucked service building facilities shall be enclosed, covered or backfilled until the work has been inspected and approved by the Manager.
- 45.5 All installation, maintenance, repair and disconnection work on trucked service building facilities shall be subject to the inspection and approval of the Manager.

46. Correction to Non-Conforming Trucked Service Building Facilities

- 46.1 Where in the opinion of the Manager, existing trucked service building facilities are being operated in contravention of this bylaw, including the Trucked Service Specifications of the City, the Manager shall issue an order to the Owner of the trucked service building facilities
 - (a) specifying the manner in which the Owner is contravening the bylaw,
 - (b) directing the Owner to comply with the bylaw,
 - (c) specifying the action to be performed by the Owner to comply with in the bylaw, and
 - (d) notifying the Owner of the time and date by which such action is required to be taken.

47. Number of Trucked Service Building Facilities

- 47.1 No premises shall be supplied with trucked service to more than one water tank and one sewage tank except with the approval of the Manager.
- 47.2 The Manager may allow trucked service to a separate water tank or sewage tank for self-contained units on premises.

48. Access to Trucked Service Building Facilities

- 48.1 The Customer shall maintain, at his own expense, unimpeded access to the water fill point and sewage pump-out point, including the removal of ice, snow, mud, vehicles, pets and yard material.
- 48.2 Where the water fill point or sewage pump-out point are not accessible, the Manager shall cause a notice to be left at the premises indicating the time and reason trucked service could not be provided and the corrective measure required before trucked service will be resumed.

49. Limits on Trucked Services

- 49.1 The City shall not be obligated to deliver water in excess of 2,000 litres to a Customer in any single scheduled delivery day to any Property on Trucked Service.
- 49.2 A Customer on Trucked Service requiring water delivery in excess of the daily maximum shall be responsible for arranging for Licenced Trucked Services at the Customer's sole expense for the supply of water in excess of the daily maximum.
- 49.3 The City shall not be obligated to provide sewage collection services in excess of 3000 litres to a Customer in any single scheduled delivery day for any Property on Trucked Service.
- 49.4 A Customer on Trucked Service requiring sewage collection in excess of the daily maximum shall be responsible for arranging Licenced Trucked Services at the Customer's sole expense for the collection of all sewage in excess of the daily maximum.

ARTICLE 7 - METERS

50. Meter Requirements

- 50.1 Subject to this bylaw, an approved water meter with an approved remote reading device, shall be installed on every water service pipe, unless otherwise authorized by the Manager.

51. Supply and Installation of Meters by the Owner

- 51.1 The Owner shall supply and install meters, remote reading devices and accessories for water service pipes greater than 25 millimeters (one inch) in diameter.
- 51.2 The location and the design of meters, remote reading devices and accessories shall be in accordance with the Meter Specifications of the City and shall be approved by the Manager.
- 51.3 Every meter, remote reading device, and accessories installed by an Owner in accordance with the section shall become the property of the City, which shall, subject to section 56 be responsible for the maintenance.
- 51.4 Nothing in this section shall be construed as to relieve the Owner or Customer of the obligation to pay any charges or fees required by this bylaw.

52. Supply and Installation of Meters by the City

52.1 The City shall supply and install meters and remote reading devices for water service pipes 25 millimeters (one inch) or less in diameter and the Owner shall be levied a Meter Installation Fee specified in Schedule B.

53. Supply and Installation of Meter Setting by Owner

53.1 Every Owner, regardless of the size of the water service pipe shall supply and install a horizontal meter setting and control valve immediately ahead of and after the meter setting.

53.2 The location and design of the meter setting and control valves shall be in accordance with the Meter Specifications of the City and shall be approved by the Manager.

53.3 The meter setting and control valves shall be positioned as close as is practical to the point where the private water service pipe enters the building and positioned for easy access to read, repair and test or replace a meter.

54. Supply and Installation of Wiring for Remote Reading Device by Owner

54.1 For new construction, every Owner, regardless of the size of the water service pipe, shall supply and install wiring for a remote reading device, for each meter to be installed, in accordance with Meter Specifications of the City and approved by the Manager.

55. Supply, Installation and Sealing of Meter Bypass

55.1 The Owner shall supply and install a meter bypass with a sealable control valve for all water service pipes

(a) having a diameter greater than 50 millimeters (two inches),

(b) of any size, where the Owner requires continuous service during the testing, repairing or replacing of meters.

55.2 The Manager may cause a seal to be affixed to any meter bypass control valve.

55.3 Where a seal has been affixed in accordance with subsection (2), no person or Customer shall break the seal without the prior written authority of the Manager.

55.4 Where the Customer or occupant of premises where a seal has been affixed in accordance with subsection (2), determines that the seal has been broken, he shall notify the Manager as soon as is practical.

55.5 Where a seal affixed in accordance with subsection (2) is broken, the Customer shall be levied a charge for the quantity of water which the Manager estimates has been used.

56. Number of Meters

56.1 The Manager shall determine the number of meters that shall be installed for any premises.

- 56.2 Subject to subsection (1), where two or more water service pipes, excluding water recirculation service pipes, supply a premises or where water service pipes are interconnected, a meter shall be installed on each water service pipe.
- 56.3 Subject to subsection (1), single-family dwellings and single unit buildings including apartment, commercial, institutional and industrial buildings, shall have a single meter installed in each building.
- 56.4 Subject to subsection (1), multiple housing units side by side shall have a meter installed for each unit.
- 56.5 Subject to subsection (1), commercial or industrial buildings containing (with) multiple side by side units shall have one meter per unit, and all such meters for the building shall be banded at one location where the service pipe enters the building.

57. Meter Protection

- 57.1 Where meters are located on private property, the Customer shall protect the meter, meter seating, control valves, meter wire, remote reading device, and accessories from loss or damage from frost and any other causes within his control.
- 57.2 The Customer shall pay all costs incurred by the City to replace a lost meter or to repair damage to any meter, meter wire, remote reading devices, or accessory caused by frost or any other causes within the control of the Customer.

58. Special Meter Readings

- 58.1 Where a Customer requests a special meter reading that does not involve the termination of service, a Meter Reading Fee specified in Schedule B shall be levied on the Customer.

59. Meter Seal

- 59.1 The Manager may cause a seal to be affixed to any meter.
- 59.2 Where a meter seal has been affixed in accordance with subsection (1), no person or Customer shall cause, permit or allow such a seal to be broken without the prior written approval of the Manager.
- 59.3 Every person or Customer who determines that a meter seal affixed in accordance with subsection (1) has been broken shall notify the Manager as soon as possible.
- 59.4 Where a meter seal affixed in accordance with subsection (1) has been broken, the Customer shall be levied a charge for the quantity of water which the Manager estimates has been used.

60. Meter Malfunction

- 60.1 If a meter fails to register or to properly indicate the flow of water, the Customer shall be liable to pay for the quantity of water which the manager estimates has been used.

61. Adjustment for Undetected Leaks

- 61.1 If a meter shows excessive high consumption in comparison to previous readings, the Manager may/will notify the Customer.
- 61.2 Where an undetected leak is discovered, and where in the opinion of the Manager the Customer could not reasonably have been expected to be aware of such leak, the Manager may adjust the service charge based on the average previous consumption, provided however, that such leak is repaired within ninety-six (96) hours of the discovery, no such adjustment to the Customer's account shall extend for a period beyond three (3) months prior to the discovery of the leak, and provided always that no refund shall be made other than to the Customer whose account was charged.

62. Access to Property for Meter Reading

- 62.1 Employees of the City and their authorized agents shall be admitted to premises during normal working hours in order to inspect, test, repair, or read an authorized meter or remote reading device upon such premises. Such employees or authorized agents shall, upon request, show proper identification.
- 62.2 If access to a meter or remote reading device cannot be obtained, the Manager shall cause a notice to be left at the premises indicating the corrective measure required and the time and date by which the corrective measures must be carried out.
- 62.3 Where after two successive attempts to access a meter or remote reading device by the employees of the City or their authorized agents,
 - (a) a Meter reading Fee shall be levied for each subsequent unsuccessful attempt to read the meter or remote reading device,
 - (b) the Manager any discontinue service to the premises.

ARTICLE 8 - LICENCED SERVICE PROVIDERS

63. Application and Renewal

- 63.1 A Person may apply to be approved as a Licenced Service Provider to provide Licenced Water Delivery, Licenced Sewage Collection, or both by providing:
 - (a) a completed application form;
 - (b) specifications for each vehicle to be permitted to operate under licence;
 - (c) an application fee at the rate set by council from time to time;
 - (d) proof of liability insurance in an amount of not less than \$_____ that includes the City as a named insured;

- (e) proof that any vehicle to be used to provide services meets any requirements of the Department of Health or this bylaw; and
- (f) proof of valid insurance for any vehicles to be used to provide services.

63.2 A Licenced Service Provider shall provide proof of:

- (a) liability insurance;
- (b) vehicle insurance;
- (c) public health inspections and approvals, if required under Nunavut law,

on or before March 31 of each year and within 5 business days of any written request from the Manager for proof of such insurance, inspections, or approvals.

63.3 A Licenced Service Provider must provide the City with immediate notification of a change in the status of liability insurance, vehicle insurance, and public health inspections and approvals.

63.4 A Licenced Service Provider applicant will only be considered when applying for a license to service commercial and industrial units. Licensed Service Providers shall not service residential units.

64. Access to City Facilities by Licenced Service Provider

64.1 Except as provided herein, and provided that the Licenced Service Provider is not in breach of this bylaw, the Manager shall, upon approval of council by motion:

- (a) grant a Licenced Service Provider approval to provide Licenced Water Delivery with access to the City's water supply facilities during hours established by the Manager; and
- (b) grant a Licenced Service Provider approval to provide Licenced Sewage Collection with access to the City's municipal sewage system for the purpose of disposing of sewage collected within City boundaries, during hours established by the Manager.

64.2 The Manager may impose written rules and give oral directions from time to time to Licenced Service Providers or their employees respecting:

- (a) the use of City facilities;
- (b) operation of the City's equipment;
- (c) terms of access to City Facilities, including, without limitation, providing priority to City vehicles and employees in the use of City facilities;
- (d) acceptable standards for the composition, concentration or other characteristics of sewage delivered to the City's water treatment plant;

- (e) requiring the Licenced Service Provider to provide information regarding the source of any sewage delivered to the water treatment plant;
- (f) requiring the Licenced Service Provider to provide information regarding the intended recipient of water.

64.3 The Manager may refuse access to City Facilities to a Licenced Service Provider if:

- (a) the Manager reasonably believes the Licenced Service Provider's water delivery vehicle or equipment is or may be contaminated or otherwise unsafe for delivery of water;
- (b) the Licenced Service Provider is unable or unwilling to provide the source of sewage delivered to the City's waste treatment plant;
- (c) the Manager believes that any material delivered to the waste treatment plant is not acceptable for processing at the City's waste treatment plant because of its composition, concentration, or other characteristics;
- (d) the Licenced Service Provider's employees fail to follow directions of City staff in using the City's facilities;
- (e) the Licenced Service Provider is in arrears in payment after 90 days or such other period that may be established from time to time in City policies, of any fees payable to the City under this bylaw.
- (f) The Licenced Service Provider has demonstrated past poor performance.

64.4 A Licenced Service Provider shall not accept for collection nor shall it deposit into the City's waste water treatment plant any material which is prohibited under section 19 of this bylaw.

64.5 For greater certainty, the Manager or his delegate:

- (a) may conduct random samples of any sewage presented for disposal by a Licenced Service Contractor to determine whether such material complies with this bylaw; and
- (b) may refuse to accept for disposal any material which is prohibited under this bylaw.

64.6 A Licenced Service Contractor shall indemnify the City from any costs the City may incur as a result of that Private Service Provider's deposit of prohibited materials into the City's waste water treatment facility.

65. Fees to Licenced Service Provider

65.1 All water supplied to a Licenced Service Provider shall be billed at a flat rate per truckload of the established water rate per litre for Licenced Service Providers in effect times the established volume of the permitted truck from time to time regardless of the intended use of the water.

- 65.2 For greater certainty, a Licenced Service Provider providing Licenced Water Delivery shall be responsible for payment to the City for water supplied to the Licenced Service Provider, and may resell that water to its Customers at such rate as the Licenced Service Provider deems appropriate.
- 65.3 A Licenced Service Provider shall be billed a flat rate per truckload of the established water rate per litre for Licenced Service Providers in effect times the established volume of the permitted truck from time to time disposed of at the City's waste treatment plant regardless of the source of the sewage.

66. Discontinuing Access to City Facilities

- 66.1 The Manager may discontinue access to City Facilities for a Licenced Service Provider for any of the following reasons:
- (a) failure to obtain or renew (as the case may be) approval to act as a Licenced Service Provider;
 - (b) failure to provide approvals or inspections of the Licenced Service Provider's vehicles or equipment as and when required;
 - (c) fraud in establishing service;
 - (d) non-payment of charges or fees levied pursuant to this bylaw;
 - (e) failure to provide a deposit, if required;
 - (f) failure to comply with directions of the Manager in the use of City Facilities; or
 - (g) contravention of any other section of this bylaw.
- 66.2 When a Licenced Service Provider's access to City Facilities is discontinued, neither the City nor its employees or any municipal officials shall be liable to the Licenced Service Provider for any costs or damages resulting from the discontinuance of access to City Facilities.
- 66.3 When the city suspends municipal services due to weather or road conditions requiring truck services to remain off the roads, licensed haulers shall abide by the suspension and remain off the road until such time as the city resumes municipal services.

ARTICLE 9 - BILLING AND COLLECTING

67. Service Charges

- 67.1 Subject to subsection 66.2, services charges shall be levied in accordance with the rates specified in Schedule A for various categories of Customers and service.
- 67.2 Unless otherwise provided for in this bylaw, service charges shall be calculated

- (a) where an approved meter or truck meter is in use, according to the quantity of water indicated by such meter; or
- (b) where an approved meter or truck meter is not in use, in accordance with the estimated water use per month as established in the Water and Sewer Policy.

67.3 Service charges shall be due and payable monthly.

67.4 The bill for service charges shall state the amount of any rate subsidy provided by the City of Iqaluit, the net amount payable and the date payment is due and payable.

67.5 Notwithstanding 66.3, until the City installs a meter on a water service pipe as specified in Section 50, the service charge for a piped serviced residence shall be calculated in accordance with the Water and Sewer Policy.

68. Payment

68.1 Bills for service charges, fees and all other penalties and charges levied pursuant to this bylaw are due and payable not later than twenty one (21) days after the date of mailing or such other period that may be established from time to time in City policies.

68.2 Bills are considered to be paid when the payment is received at City Hall or at such other place as may be determined by the Manager and specified on the bill.

68.3 Overdue bills shall be subject to the Late Payment Charge specified in Schedule B.

68.4 Liability to pay bills shall not be affected by any defect in the form of bill or non-receipt of a bill.

69. Owner Liable to Pay

69.1 Where payment is in default over sixty (60) days, or such other period that may be established from time to time in City policies, the Owner shall be liable for all service charges and other charges specified in the Schedules re water supply or the use of the sewage system levied pursuant to this bylaw with respect to that property, and the City may make the balance of any account, in respect of which payment is in default over sixty (60) days, or such other period that may be established from time to time in City policies, a charge against the Owner of the property.

70. Enforcement of Payment

70.1 Enforcement of payment of service charges, fees and all other penalties and charges levied pursuant to this bylaw may be by

- (a) discontinuance of municipal services after sixty (60) days from the date of mailing of the bill, or such other period that may be established from time to time in City policies, in respect of which payment is in default, plus the imposition of a Reinstatement Fee as specified in Schedule B;
- (b) action in any Court of competent jurisdiction; or

(c) distress or sale of goods and chattels of the Customer in arrears.

70.2 Service charges, fees and other charges specified in the Schedules for water supply or the use of the sewage system levied pursuant to this bylaw shall form a charge on the lands or premises in respect to which municipal services are provided, subject to the same penalties and collectable in the same manner as taxes levied by the City in the year in which the default occurred.

71. Economic Rate

71.1 The economic rate per litre for the provision of municipal services shall be determined by the City based on the blended average cost incurred by the City to provide trucked and piped water and sewage services to Customers.

72. Industrial Use of Water

72.1 Where, in the opinion of the Manager, water is used for industrial process, the service charge shall be determined at the economic rate, except where provided by a Licenced Service Provider.

73. Changes in Use, Occupancy or Property Served

73.1 The Customer shall notify the Manager in writing of any change in the use, occupancy, site served, or any other matter which may affect the service charges and fees payable under this bylaw.

74. Adjustment for Charges for Partial Period

74.1 Where any service charges or fees are prescribed by the month or for any other period, the amount payable for a partial period shall be calculated by the Manger on a proportional basis, unless otherwise provided in this bylaw.

ARTICLE 10 - ENFORCEMENT

75. Application of Bylaw to Service Contract

75.1 The provisions of this bylaw shall be considered to form part of every contract for municipal services and every person making use of the municipal services of the City shall be considered as having expressly consented to be bound thereby.

76. Offences

76.1 Any person or Customer who contravenes any provision or requirement of this bylaw is guilty of any offence and, upon summary conviction, is liable to a fine of not more than five hundred dollars (\$500.00) and, in addition, to a fine of not more than one hundred dollars (\$100.00) for every day the offence continues; and in default of payment to imprisonment for a term not exceeding thirty (30) days.

- 76.2 Any Licenced Service Provider who contravenes any provision or requirement of this bylaw is guilty of any offence and, upon summary conviction, is liable to a fine of not more than ten thousand hundred dollars (\$10,000) and, in addition, to a fine of not more than one thousand dollars (\$1000) for every day the offence continues; and in default of payment to imprisonment for a term not exceeding thirty (30) days.
- 76.3 Nothing in this bylaw precludes the City from recovering damages related to a breach of the bylaw.

ARTICLE 11 - ADMINISTRATION

77. Severability

- 77.1 The provisions of this bylaw are severable and invalidity of any part of this bylaw shall not affect the rest of the bylaw.

78. Repeal

- 78.1 Bylaws 200, 787 and 832 are hereby repealed.

79. Effective Date of Bylaw

- 79.1 This bylaw shall come into force and effect on its Third and Final Reading

THIS BYLAW READ a First Time this ___ day of _____, 2018, A.D.

Madeleine Redfern
Mayor

Amy Elgersma
Acting Chief Administrative Officer

THIS BYLAW READ a Second Time this _____ day of _____, 2018, A.D.

Madeleine Redfern
Mayor

Amy Elgersma
Acting Chief Administrative Officer

THIS BYLAW READ a Third and Final Time this _____ day of _____ 2018, A.D.

Madeleine Redfern
Mayor

Amy Elgersma
Acting Chief Administrative Officer

SCHEDULE “A”

Charges for Water Supply and the Use of the Sewage System

Municipal Services Rates

Residential and Non-Profit

0.020000 – per litre and a Residential Subsidy of 0.013000

Commercial

0.020000– per litre

Government/Institutional/Transmission/Industrial

0.020000 – per litre

Call Out – Trucked Water – After Regular Service Hours

\$250.00 per call plus metered water

Licensed Service Provider

0.050000 – per litre of water

0.050000 – per litre of wastewater

SCHEDULE "B"

Charges for Water Supply and the Use of the Sewage System

Fees

Municipal Services - Deposit	\$175.00
Municipal Services – Application	\$35.00
Municipal Services – Call Out	\$250.00
Meter Installation – 1 inch	at cost
Meter Installation – 1.5 inch	at cost
Meter Installation – larger than 1.5 inch	Developer Expense
Meter Reading	\$50.00
Meter Test	\$185.00
Water/Sewer Connection	\$50.00
Late Payment Charge	1.5 % per month