

<b>BYLAW NO. 547</b>	
<b>Bylaw name:</b>	Royston Water Service Regulation, Fees and Charges Bylaw, Amendment No. 2
<b>Participants:</b>	Electoral Area 'A' (Baynes Sound – Denman / Hornby Islands)
<b>Purpose:</b>	A bylaw to amend the Royston water service regulations, fees and charges to update the water connection and leak rebate charges and to update the schedules
<b>Amends bylaw:</b>	111
<b>Repeals bylaw:</b>	N/A
<b>Staff contact:</b>	James Warren, General Manager of Corporate Services

<b>STATUS</b>	
<b>Committee approval:</b>	Electoral Areas Services Committee, June 18, 2018: “THAT Bylaw No.111 being the “Royston Water Service Regulation, Fees and Charges Bylaw No.111, 2010” be amended as per the revised bylaw attached as Appendix A
<b>1st &amp; 2<sup>nd</sup> readings:</b>	June 26, 2018
<b>3rd reading:</b>	June 26, 2018
<b>Ministry approval:</b>	Not required
<b>Final adoption:</b>	

**COMOX VALLEY REGIONAL DISTRICT**

**BYLAW NO. 547**

**A bylaw to amend the Royston water service regulations, fees and charges to update water connection and leak rebate charges and to update the schedules**

**WHEREAS** the Comox Valley Regional District adopted Bylaw No. 111 being the “Royston Water Service Regulation, Fees and Charges Bylaw, 2010” on February 23, 2010;

**AND WHEREAS** the board desires to update the water connection and leak rebate charges and to update the schedules;

**NOW THEREFORE** the board of the Comox Valley Regional District in open meeting assembled enacts as follows:

**Amendment**

1. Bylaw No. 111 being “Royston Water Service Regulation, Fees and Charges Bylaw, 2010” is hereby amended by:
  - a) replacing section 2 (Applications to connect), which reads:

“Applications for a water service connection in the service area shall be:

    - (a) Made to the regional district in the form of schedule ‘C’ of this bylaw; and
    - (b) Accompanied by the proper fee as specified in schedule ‘B’ of this bylaw.”

with the following:

“Applications for a water service connection in the service area shall include:

    - (a) Completion of the application form as supplied by the Comox Valley Regional District; and
    - (b) The proper fee as specified in schedule ‘A’ of this bylaw.”
  - b) Deleting the following words in section 3 (Connection) subsection 3:

“(schedule ‘A’ of this bylaw)”
  - c) Inserting a new section 4, Applications to disconnect, and renumbering all subsequent sections, as follows:

“Applications to disconnect

4. Applications for a water service disconnection from the water main shall be accompanied by the proper fee as specified in schedule ‘A’ of this bylaw.”

- d) Deleting the following words in section 5 (Disconnection) subsection (2)(b) "schedule 'B'" and replacing with the following words "schedule 'A'."
- e) Deleting the following words in section 5 (Disconnection) subsection (3) "(b)" and replacing with the following number "(2)."
- f) Deleting the following words in section 6 (Installation of meters) subsection (1) "schedule 'B'" and replacing with the following words "schedule 'A'."
- g) Replacing section 6 (Installation and size of meters) subsection (3), which reads:

"(3) The regional district may install meters, on a supply line if requested to do so in writing by the owner of the premises, and the total installation cost shall be borne by the applicant and thereupon the applicant shall pay, in lieu of the flat rate set forth in section 1 of schedule 'B' hereof, the rate for meters according to the fees and charges contained in section 2 of schedule 'B' of this bylaw."

with the following:

"(3) The regional district may install meters, on a supply line if requested to do so in writing by the owner of the premises, and the total installation cost shall be borne by the applicant and thereupon the applicant shall pay, in lieu of the flat rate set forth in section 1 of schedule 'A' hereof, the rate for meters according to the fees and charges contained in section 2 of schedule 'A' of this bylaw."

- h) Deleting the following words in section 7 (Access to meters) subsections (3) and (4) "schedule 'B'" and replacing with the following words "schedule 'A'".
- i) replacing section 9 (Fees and charges), which reads:

"(1) The fees and charges specified in schedule 'B' of this bylaw are hereby imposed and levied for water services supplied by the regional district.

(2) All fees and charges shall be billed quarterly. Where a strata property has a metered service, the regional district may issue a single bill to the Strata Council which is responsible for collecting payment from the owners and submitting such payment to the regional district. Under section 363.2 of the Local Government Act, fees and charges that remain unpaid after December 31 in any year shall be deemed to be taxes in arrears and shall be forwarded to the surveyor of taxes to be added as taxes payable on the property. In the case of a strata property this transfer will be to the owners of the strata property development based on the total unit entitlement for the strata corporation multiplied by unit entitle for the strata unit.

(3) Water service disconnected under this bylaw shall not be reconnected unless the following has been paid to the regional district:

- a. The fees and charges that are overdue; and

b. The sum of \$25.00 to cover the cost of turning the water on."

With the following:

"(1) The fees and charges specified in schedule 'A' of this bylaw are hereby imposed and levied for water services supplied by the regional district.

(2) All fees and charges shall be billed quarterly. Where a strata property has a metered service, the regional district may issue a single bill to the Strata Council which is responsible for collecting payment from the owners and submitting such payment to the regional district. Under section 363.2 of the Local Government Act, fees and charges that remain unpaid after December 31 in any year shall be deemed to be taxes in arrears and shall be forwarded to the surveyor of taxes to be added as taxes payable on the property. In the case of a strata property this transfer will be to the owners of the strata property development based on the total unit entitlement for the strata corporation multiplied by unit entitle for the strata unit.

(3) Water service disconnected under this bylaw shall not be reconnected unless the following has been paid to the regional district:

- a. The fees and charges that are overdue; and
- b. The turn on fee as described in Schedule 'A'."

j) replacing section 10 (Fee rebates), which reads:

"10. (1) Where an owner or owner's agent provides evidence that:

- (a) Fees charged to that person under schedule 'B' have been unduly high because of a water leak; and
- (b) The leak has been repaired

a rebate calculated in accordance with subsection (2) may be made to the owner.

(2) A rebate under subsection (1) shall be calculated on half of the dollar amount of:

- (a) The last billing period calculated immediately before repair of the leak; and
- (b) The first billing period calculated immediately after repair of the leak.

(3) The power to review the evidence provided under subsection (1) and to calculate the rebate under (2) may be exercised by the manager of water services or his designate.

(4) The rebate payable under subsection (1) may be made to an owner for a leak that occurred on or after November 1, 2009.

(5) The rebate payable under subsection (1) is limited to once per year per owner."

with the following:

"10. (1) Where an owner or owner's agent provides evidence that:

- (a) Fees charged to that person under schedule 'A' have been unduly high because of a water leak; and
- (b) The leak has been repaired

a rebate calculated in accordance with subsection (2) may be made to the owner.

(2) A rebate under subsection (1) shall be calculated on half of the dollar amount of:

- (a) The last billing period calculated immediately before repair of the leak; and
- (b) The first billing period calculated immediately after repair of the leak.

(3) The maximum leak related charge as described in subsection (2) shall be limited to \$1,000 per owner per application.

(4) The power to review the evidence provided under subsection (1) and to calculate the rebate under (2) may be exercised by the manager of water services or his designate.

(5) The rebate payable under subsection (1) may be made to an owner for a leak that occurred on or after November 1, 2009.

(6) The maximum rebate payable under subsection (1) is limited to once every two years per owner."

- k) Deleting the following words in section 12 (System extensions) subsection (1) "set out as schedule 'C' to this bylaw" and replacing with the following words "as supplied by the Regional District."

- 2. Schedules 'A', 'B' and 'C' appended to and forming part of Bylaw No. 111 being "Royston Water Service Regulation, Fees and Charges Bylaw, 2010" are hereby deleted in their entirety and replaced with Schedule 'A' attached hereto.

**Citation**

This Bylaw No. 547 may be cited as "Royston Water Service Regulation, Fees and Charges Bylaw, 2010, Amendment No. 2".

**Read a first and second time this**            **26<sup>th</sup>**            **day of**            **June**            **2018.**

**Read a third time this**            **26<sup>th</sup>**            **day of**            **June**            **2018.**

**Adopted this**            **day of**            **2018.**

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Corporate Legislative Officer

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 547 being "Royston Water Service Regulation, Fees and Charges Bylaw, 2010, Amendment No. 2" as adopted by the board of the Comox Valley Regional District on the    day of    2018.

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Corporate Legislative Officer

**SCHEDULE "A"**

**Fees and charges**

1. (a) All residential/commercial metered accounts are subject to a monthly minimum charge. The charge for the quantity of water used each month shall be calculated at the following rate:

<b>Water volume</b>	<b>Rate</b>
Minimum monthly charge	\$24.80
0 to 25 m <sup>3</sup>	\$0.83 per m <sup>3</sup>
> 25 m <sup>3</sup> to ≤ 50 m <sup>3</sup>	\$1.03 per m <sup>3</sup>
> 50 m <sup>3</sup>	\$1.24 per m <sup>3</sup>

- (b) Where a meter is found not to register, or access is not available as per section 6 of this bylaw, then charges shall be computed on the basis of the amount of water used during the time the meter was working or from any other information or source which can be obtained, and such amount so composed shall be paid by the owner/agent.

**Extra charges - failure to provide access**

2. Each call after the first of each month if access has not been provided is charged at \$15.00 per call. Fifty dollars (\$50) will be charged to the owner / occupier of the premises where costs are incurred by the CVRD to gain access to a meter.

**Connection and disconnection charges**

3. (1) The following charges apply to service connections:  
(a) 19 mm connection - \$2000.00;  
(b) 25 mm connection \$2500.00; and  
(c) Greater than 25mm – At cost (minimum \$1000.00)
- (2) The following charges apply to service disconnections:  
(a) 19 mm, 25mm and greater disconnection - \$1000.00;

**Turn on / turn off charges**

4. The following charges apply to turning on OR turning off water supply at the service connection and do not preclude payment of the minimum charge in Schedule A:  
(a) Turn on - \$25.00;  
(b) Turn off - \$25.00.