

BY-LAW NO. W-2023-01

**A BY-LAW RESPECTING WATER RATES AND SEWER RENTALS IN THE
NACKAWIC-MILLVILLE RURAL COMMUNITY**

BE IT ENACTED by the Council of the Nackawic-Millville Rural Community as follows:

1. Interpretation

In this bylaw,

"Director" means the Director of Public Works & Utility for the Nackawic-Millville Rural Community appointed by Council to oversee the administration of this by-law.

"Dwelling unit" means a room or suite of two or more rooms used, designed or intended to be used by an individual or family in which culinary and sanitary facilities are provided for the exclusive use of such individual or family.

"Municipality" means the Nackawic-Millville Rural Community.

"Owner" means the person in whose name a property is assessed under the Assessment Act, Chapter A-14, RSNB, 1973, and amendments thereto, and includes the executors, administrators and assigns of such person.

2. Owner Responsibility

2.01 The owner of a property is liable for all water rates, meter rentals and sewer rentals imposed with respect to such property whether occupied by themselves or their tenants and shall pay to the Municipality all such rates and rentals at the times prescribed in this by-law.

2.02 The owner of a property is responsible for all components from the municipal connection to the home.

2.03 The owner of a privately installed and owned fire hydrant, or sprinkler system for the purpose of fire protection, shall cover the costs of any repairs or service by the Municipality, at the request of the owner.

2.04 No owner, without authorization from the Director, may open, close or obstruct free access to fire hydrants in the Municipality.

2.05 No owner shall tamper with, disconnect or in any way whatsoever interfere with the installation, maintenance, reading, replacement, removal or operation of any water meter or other device used to measure consumption of water, or any pipe or device used to contain or control the flow of water.

2.06 The owner shall pay the cost of repair when any damage to a meter is caused by negligence by the owner or occupants of the building for which they are the owner.

2.07 The owner shall grant designated employees of the Municipality access to the buildings or properties in or on which water meters are located at selected times of the year.

3. Water Supply

3.01 The Director may shut off the water supply to any property with respect to which any rates, rentals or penalties payable under this by-law remain unpaid after the expiration of time imposed from time to time by the Council.

3.02 Where a notice of shut-off has been given and the account remains unpaid by the date established for shutoff, the owner shall pay a fee outlined in Appendix "A", together with any amount in arrears to settle the account in full, if a physical shut-off has been accomplished.

3.03 A fee shall be charged for every request of closing and/or opening of shut-offs for any reason. After normal work hours additional fees shall be charged. Fees are outlined in Appendix "A".

3.04 A fee shall be charged for all new connections and hook-ups from the municipal water and sanitary sewer or storm sewer lines to the user lines, whether on the same side of the street where the services are situated or not as outlined in Appendix "A".

4. Refund of Rates

4.01 Upon application by an owner, the council may approve a refund of rates or rentals, or an allowance for any cause, which is deemed proper.

5. Billing

5.01 Non-Metered Rates

The water and sewer annual rates for a non-metered Residential, Commercial and Institutional property shall be charged as per the rate schedule as outlined in Appendix "A". Billing shall be quarterly. A discount of 5% may be applied if annual rate paid in full by March 31 of each year for residential customers.

5.02 Metered Rates

The water rates for a Residential, Commercial, Institutional and Industrial property which is metered shall be calculated and charged on quarterly meter readings as per the rate schedule outlined in Appendix "A".

5.03 Sewer Rate for Metered Premises

The owner of a property, the water supply of which is metered shall, at the same time as the water rates for the property are payable, pay a sewer rate of 110 percent of the metered water charge as per the rate schedule outlined in Appendix "A". Minimum rates apply.

6. Interest Penalty

6.01 When any water or sewer charges or both or any part thereof remain unpaid for a period of three months after the same become payable, the Chief Financial Officer shall add an interest penalty of 5 per cent per month thereafter until paid.

7. General

7.01 No person being an owner, tenant, or occupant of any house, building or other place within the Municipality supplied with water by the Municipality shall without permission of the Director,

- (i) sell the water,
- (ii) give water away or permit it to be taken or carried,
- (iii) use or apply it to the use or benefit of any other person, or
- (iv) allow water to be unnecessarily wasted upon their premises.

7.02 By virtue of this bylaw, all rates, fees, charges, and penalties shall be a debt due to the Municipality by the owner and may be enforced in a Court of competent jurisdiction.

7.03 Any water meter installed pursuant to this by-law shall remain the property of the Municipality.

7.04 Any officer or employee of the Municipality authorized by the Council for that purpose shall have free access at all reasonable hours of the day to all parts of every building or other premises in which water is supplied by the Municipality or which is served by a sewage system for the purpose of reading any water meter or of installing, inspecting or replacing any water meter, branch sewer or plumbing.

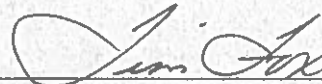
8. Repeal Provision

8.01 By-law No. W-2.6, A By-law Respecting Water and Sewer Rates, passed by Municipal Council on March 21, 2022, and amendments thereto, is hereby repealed.

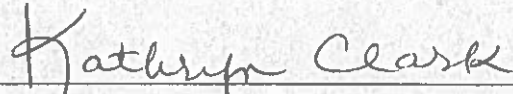
8.02 The repeal of By-law No. W-2.6, A By-law Respecting Water and Sewer Rates, and amendments thereto, shall not affect any penalty, forfeiture or liability, incurred before such repeal or any proceeding for enforcing the same completed or pending at the time of repeal; nor shall it repeal, defeat, disturb, invalidate or prejudicially affect any matter or thing whatsoever completed, existing or pending at the time of repeal.

DULY PASSED AND ENACTED BY THE COUNCIL OF THE NACKAWIC-MILLVILLE
RURAL COMMUNITY ON DECEMBER 4, 2023.

First Reading: November 20, 2023
Second Reading: November 20, 2023
Third Reading: December 4, 2023



Tim Fox, Mayor



Kathryn Clark, Chief Administrative Officer



Appendix "A"

This Appendix outlines water and sewer rates within the Nackawic Millville Rural Community. Rates will be effective January 1 of the year which they apply. All rates are before applicable taxes. Please note that for billing purposes, rates may be rounded up to the nearest \$1.

Effective July 1, 2024, all paper bills requiring mailing will be charged a \$2 fee. To avoid this fee, please sign up for free email billing.

3. Water Supply

3.02	Shut-off due to account in arrears	\$150.00
3.03	Shut-off closing	\$50.00
	Shut-off opening	\$50.00
	After hours shut-off closing	\$100.00
	After hours shut-off opening	\$100.00

3.04 New Connections

To be billed at cost including labor, material and equipment.

Water line	Minimum \$1000
Sanitary Sewer line/Storm Sewer line	Minimum \$1000

5.01 Annual Non-Metered Rates

Annual non-metered rates are listed in the tables below:

<u>NON-METERED RESIDENTIAL</u>		
Year	2025	2026
Non-metered water	\$ 308.80	\$ 331.94
Non-metered sewer	\$ 320.56	\$ 344.61
Combined Cost Per Year	\$ 629.36	\$ 676.55

<u>NON-METERED COMMERCIAL, INDUSTRIAL & INSTITUTIONAL</u>		
Year	2025	2026
Non Metered Water	\$ 326.12	\$ 350.58
Non Metered Sewer	\$ 339.08	\$ 364.49
Combined Cost Per Year	\$ 665.20	\$ 715.07

5.02 Metered Rates

The minimum quarterly water charge for metered rates shall be equivalent to the non-metered rate for any given year for the same type of account.

Residential, Commercial and Institutional Water

<u>METERED RESIDENTIAL, COMMERCIAL & INSTITUTIONAL</u>		
Year	2025	2026
Cost Per Gallon	\$ 0.003600	\$ 0.003870

Industrial Water

<u>METERED INDUSTRIAL</u>		
Year	2025	2026
Cost Per Gallon	\$ 0.004499	\$ 0.004836

Residential, Commercial and Institutional Sewer

The minimum quarterly sewer charge for metered premises shall be 110% of the metered water rate.