

# REGIONAL DISTRICT OF NORTH OKANAGAN

## BYLAW No. 2319

A bylaw to impose rates for the  
Grindrod Water Local Service Area

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**WHEREAS** pursuant to Section 796(1) [*General authority for services*] of the *Local Government Act*, R.S.B.C., 1996, Chapter 323, as amended, and Regulations passed pursuant thereto, states that the Board of the Regional District of North Okanagan may operate any service that the Board considers necessary or desirable for all or part of the Regional District;

**AND WHEREAS** the Regional District has by Bylaw 1414, being the "*Grindrod Water Local Service Area Establishment Bylaw No. 1414, 1997*" established the "Grindrod Water Local Service Area";

**AND WHEREAS** Section 803(1) [*Options for cost recovery*] of the *Local Government Act*, states that Section 363 [*Imposition of fees and charges*] of the *Local Government Act* applies to Regional Districts in relation to their services;

**AND WHEREAS** Section 363 [*Imposition of fees and charges*] of the *Local Government Act* provides that a Board of a Regional District may, by bylaw, impose a fee or charge payable in respect of all or part of a service of the Regional District;

**AND WHEREAS** the Regional District of North Okanagan owns and operates a community water system for the Grindrod Water Local Service Area in Electoral Area "F";

**AND WHEREAS** the Regional Board is desirous to amend the existing rates and/or billing process;

**NOW THEREFORE**, the Board of the Regional District of North Okanagan, in open meeting assembled, hereby ENACTS AS FOLLOWS:

### CITATION

1. This Bylaw may be cited as "***Grindrod Water Fees Imposition Bylaw No. 2319, 2008***".

### DEFINITIONS

2. In this Bylaw:

"**Commercial User**" means a use identified as commercial in the *Regional District of North Okanagan Zoning Bylaw*, and amendments thereto;

"**Domestic Unit**" means a single residential dwelling, mobile home, rental suite, strata unit or plumbed residential or agricultural out building or other plumbed buildings, including but not limited to commercial and industrial buildings. The number of domestic units may be calculated as thirty (30) fixture units or portion thereof;

**"Fixture Units"** means fixture units as defined in the British Columbia Plumbing Code, current edition;

**"Temporary Shut-Off"** means a temporary interruption to water service by means of a shut-off or turn-on of a water service pipe at the request of a customer, the cost of which shall be applied for each site visit by water system personnel;

**"Unmetered Fire Main"** means a pipe that is intended solely for the purpose of providing a standby supply of water for firefighting purposes; and

**"Utilities Collection Roll"** means a list of each property served by the water system that is liable to a water charge; the roll may indicate the number of domestic units for each parcel of land.

### **RATES**

3. (1) Every person being the owner of lands and premises to which water service is provided shall pay to the Regional District the rates established for the service in accordance with Schedule "A" as attached hereto, and in the manner herein provided.
- (2) All accounts shall be rendered to the owner of the lands and premises to which water service is supplied, and every leaseholder shall be jointly liable with the owner for same.
- (3) A Utilities Collection Roll will be prepared prior to June in each year, which will serve as the basis for which the rates described in Schedule "A" will apply and be levied for water use in the calendar year.
- (4) Water service rates may be prorated for new connections or new construction.

### **PAYMENT DUE DATES**

4. (1) Payment of the Utilities invoices outlined in this subsection are due and payable upon issuance of the invoice. A discount of ten percent (10%) will be given for payments of current accounts received by the following dates:
  - (a) On any current Domestic Fees account paid on or before July 31st in each billing year;
  - (b) On any Metered Rates account paid on or before the forty-fifth (45th) day after the billing date.
- (2) Payment of fees and charges for Annual Fire Hydrant Maintenance Rates, and Annual Unmetered Fire Main rates shall be due and payable upon receipt of invoice.
- (3) Payment of a Temporary Fire Hydrant User Fee shall be made prior to use of the hydrant.

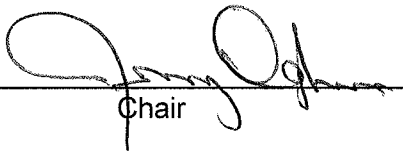
- (4) Payment of a Water Service Application Fee and/or a Water Service Connection Fee shall be made at the time of application for service.
- (5) Amounts remaining unpaid as at December 31st are deemed to be taxes in arrears and shall be transferred to property taxes.
- (6) Where the dates specified in Section 4(1) above fall on a weekend or statutory holiday, the next business date shall apply.

**REPEAL**

- 5. Bylaw 2241, being "*Grindrod Water Fees Imposition Bylaw No. 2241, 2007*" is hereby repealed.

**Read a FIRST, SECOND and THIRD TIME**                      this    9th    day of            April    , 2008.

**Reconsidered and ADOPTED**                                      this    9th    day of            April    , 2008.

  
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Chair

  
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Corporate Officer

**SCHEDULE "A"** attached to and  
forming part of Bylaw No. 2319, 2008

### **SCHEDULE "A" - RATES**

Effective January 1, 2008, in accordance with the Utilities Collection Roll, the following rates shall apply and be levied for water use for the full year or, where applicable, prorated for a portion thereof:

- 1. Domestic Fee:**
  - a. Residential user \$ 177.59 per annum/per domestic unit
  - b. Commercial / Other user  
(minimum charge) 621.55 per annum
    - i. Riverside Pub 2,597.18 per annum
    - ii. Sure Crop 16,648.49 per annum
    - iii. School 5,771.48 per annum
    - iv. Churches 1,098.85 per annum
    - v. Hall 1,098.85 per annum
    - vi. Park 2,197.60 per annum
  
- 2. Metered Rates:**
  - a. Commercial Metered Rate \$ N/A per cubic metre
  - b. Municipal Metered Rate \$ N/A per cubic metre
  - c. Residential Metered Rate,  
flat rate minimum charge  
(usage up to 40 cubic metres)  
\$ N/A per cubic metre, 40 to 300 cubic  
metres  
\$ N/A per cubic metre, above 300  
cubic metres

### **DISCOUNT**

A discount of ten percent (10%) shall be given on the above rates (1-2 inclusive) to any paid current account if paid by the due dates as set out under Section 4 of this bylaw.

- 3. Annual Fire Hydrant Maintenance Rates:**
  - a. 50mm hydrants \$ N/A
  
- 4. Annual Unmetered Fire Main Rates:**
  - a. 50mm diameter \$ N/A
  
- 5. Temporary Fire Hydrant User Fee** \$ 126.00 for a single use
  
- 6. Temporary Shut-Off Fee** \$ 78.75
  
- 7. After Hours Emergency Call-out** \$ Cost plus 10% (minimum charge of \$84.00)
  
- 8. Water Service Application Fee** \$ 52.50
  
- 9. Water Service Connection Fee** \$ Cost plus 10%