

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO. 22-95

Being a by-law to establish rates for municipal water for 2023.

WHEREAS sections 8, 9 and 11 of the *Municipal Act, 2001*, authorize a municipality to pass by-laws that are necessary or desirable for municipal purposes and, in particular, respecting economic, social and environmental well-being of the municipality; health, well-being and safety of Persons; services and things that the municipality is authorized to provide; and protection of Persons and property, including consumer protection;

AND WHEREAS under section 11 of the *Municipal Act, 2001*, a municipality may pass by-laws respecting matters within the sphere of jurisdiction of Public Utilities, which includes a system that is used to provide water services for the public;

AND WHEREAS subsection 8(1) of the *Municipal Act, 2001* provides that section 11 shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate and to enhance their ability to respond to municipal issues;

AND WHEREAS section 391 of the *Municipality Act, 2001* provides that a municipality may pass by-laws imposing fees or charges on Persons for services or activities provided by or on behalf of it;

AND WHEREAS the Council of The Corporation of the Township of Malahide enacted By-law No. 15-71, being a by-law to establish rates for municipal water for 2016;

AND WHEREAS the Council of The Corporation of the Township of Malahide enacted By-law Nos. 16-13, 17-100, 18-80 and 19-107, 22-06, being by-laws to update the rates for municipal water for 2017, 2018, 2019, 2020, 2021 and 2022;

AND WHEREAS the Council of The Corporation of the Township of Malahide deems it desirous to amend such municipal water rates as hereinafter set forth;

NOW THEREFORE The Council of the Corporation of the Township of Malahide **HEREBY ENACTS AS FOLLOWS:**

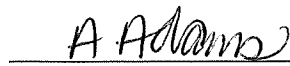
1. THAT Schedule "A" of By-law No. 15-71, as amended by By-law Nos. 16-13, 17-100, 18-80, 19-107 and 22-06, be and same is hereby deleted in its entirety and replaced with Schedule "A" attached hereto;

2. THAT this By-law shall come into force and take effect on January 1, 2023.

READ a **FIRST** and **SECOND** time this 15th day of December, 2022.

READ a **THIRD** time and **FINALLY PASSED** this this 15th day of December, 2022.



Mayor, D. Giguère

Clerk, A. Adams

SCHEDULE "A"
TO
BY-LAW NO. 22-95

Water Rates

ITEM		2021	2022	2023
Base Charge	Quarterly	\$75.40	\$78.40	\$82.32
	Annual	\$301.60	\$313.60	\$329.28
Consumption Charge	Per Cubic Metre	4.34	4.69	4.92

Water Impost Fees

ITEM	2021	2022	2023
<p>New Connection on existing Water main</p> <p>\$6,225.00 per connection as of 2016, indexed at 3% annually thereafter, plus the cost of the service connection to the water main.</p>	\$7,006.28 plus the cost of the service connection to the water main.	\$7,216.48 plus the cost of the service connection to the water main.	\$7,216.48 plus the cost of the service connection to the water main.

Other Water related Service Fees

ITEM	2021	2022	2023
<p>Hydrant Connection Permit (Bulk Use)</p> <p>The applicant will be invoiced for the difference between the actual cost incurred and the deposit. If the deposit exceeds the actual costs, a refund will be made. Full cost recovery shall be based on municipal staff time and associated costs. The cost of the water purchased is an additional cost, see above. (s.94, s.110(e))</p>	\$80.00 daily fee plus a deposit of \$350.00.	\$80.00 daily fee plus a deposit of \$350.00.	\$80.00 daily fee plus a deposit of \$350.00.
Water Meter Assembly (3/4") and inspection (s.108, s.110)	\$525.00 plus HST for meters under 3/4" & Full Cost Recovery for meters	\$525.00 plus HST for meters under 3/4" & Full Cost Recovery for meters	\$651.00 plus HST for meters under 3/4" & Full Cost Recovery for meters

ITEM	2021	2022	2023
	larger than ¾"	larger than ¾"	larger than ¾"
New Water connection to inspect from curb stop to house	\$275.00	\$275.00	\$300.00
Water Frost Plates	\$15.00 plus HST	\$15.00 plus HST	\$15.00 plus HST
Connection to waterline where a line tap is required. The applicant will be invoiced for the difference between the actual cost incurred and the deposit. If the deposit exceeds the actual costs, a refund will be made. Full cost recovery shall be based on municipal time and associated costs. (s.31).	\$275.00 plus Deposit of \$3,000.00.	\$275.00 plus Deposit of \$3,000.00.	\$300.00 plus Deposit of \$3,000.00.
Water Meter Testing – when no problem discovered. The applicant will be invoiced for the difference between the actual cost incurred and the deposit. If the deposit exceeds the actual costs, a refund will be made. Full cost recovery shall be based on municipal time and associated costs.	\$140.00 plus a deposit of \$100.00.	\$140.00 plus a deposit of \$100.00.	\$150.00 plus a deposit of \$100.00.
Voluntary Shut Off/On exceeding 1 per year There is one free voluntary shut off/on per year. Each request thereafter is \$75.00.	\$50.00	\$50.00	\$75.00
Water Service Reconnection includes reconnection after shut off for non-compliance and/or non-payment (s.83, s.91, s.138)	\$60.00	\$60.00	\$75.00
Water Disconnection and Inspection The applicant will be invoiced for the difference between the actual cost incurred and the deposit. If the deposit exceeds the actual costs, a refund will be made. Full cost recovery shall be based on municipal time and associated costs (s.84, s.85, s.86, s.90)	\$100.00 plus a deposit of \$1,000.00.	\$100.00 plus a deposit of \$1,000.00.	\$100.00 plus a deposit of \$1,000.00.
Water Meter Maintenance or Replacement The Township will be responsible for normal testing and repairs to maintain water meters in good operating condition. The cost to repair water meters damaged by freezing, vandalism or wilful neglect will be the responsibility of the property owner (s.120)	Full Cost Recovery	Full Cost Recovery	Full Cost Recovery
Repair to replace curb stop and drain valve (<i>when damaged by abutting property resident</i>)	Full Cost Recovery	Full Cost Recovery	Full Cost Recovery
Service Calls: To Read Meter and/or Attend Property Any additional reads other than the regular meter reading for quarterly or final billing purposes (s.129) <i>Any concerns that require attending the property such as water quality, pressure, billing and other.</i>	\$50.00	\$50.00	\$75.00

Administration Fees

ITEM	2020	2021	2022
Transfer to Taxes: Administration Fee for all water accounts left unpaid after the second consecutive billing, and transferred to the corresponding tax account. (s.135)	\$25.00	\$25.00	\$30.00
Penalty – Utilities Imposed on first day of default (s.133)	5%	5%	5%