

THE CORPORATION OF THE TOWNSHIP OF CRAMAHE

BY-LAW NO. BL-2021-17

Being a By-law to impose a Water Works Service Rate upon users of the water system to recover the capital and operating costs required to operate, maintain, and expand the water systems in the Township of Cramahe.

Whereas the Municipal Act, 2001, as amended, S.O. 2001, c.25, Part 12 provides for a Municipality to pass by-laws imposing fees or charges on any class of person for service or activities provided or done by or on behalf of it; and

Whereas the Municipal Act, 2001, as amended, the Public Utilities Act and the Ontario Water Resources Act, all or separately, authorizes the Municipality to pass By-laws to regulate the supply of water and to fix the price by owners or occupants of lands who derive a benefit from the installation and maintenance of the Public Water Works System; and

Whereas the Sustainable Water and Sewer System Act, Bill 175, imposes the duty upon a regulated entity to recover the full cost of providing water services from the public who make use or take enjoyments of those services; and

Whereas the Council of the Township of Cramahe deems it necessary and expedient to establish a Water Works rate for the Public Water System operated within the Township of Cramahe; and

Whereas Notice of the proposed passing of this by-law and the Council meeting at which the By-law was to be considered by Council was posted on the Township's website on February 19, 2021.

Now therefore be it resolved that the Council of The Corporation of the Township of Cramahe hereby enacts as follows:

1. **THAT** the Definitions are as included:
 - a) General – shall mean serviced properties other than residential
 - b) Corporation – shall mean The Township of Cramahe
 - c) Residential – shall mean a property with less than two dwelling units
 - d) Service Charge – is a flat rate established for all users based on the size of the water meter
 - e) User - shall mean all owners of properties serviced by the public water supply system, or deemed to be serviced to the water system located in the Township of Cramahe; and

2. **THAT** a water service rate is hereby imposed for both residential and general service upon the owners of the lands which are supplied with

water from The Township of Cramahe Water Supply system to pay for the operation, maintenance and expansion of the Public Water Works as set out in Schedule "A"; and

3. **THAT** all water rate charges shall be billed as separate items on the tax bill and/or water bills and/or electrical bills issued by the Corporation or other companies that the Corporation contracts out to provide such billing services.; and
4. **THAT** nonpayment of any water charges by the due date set out on the bill shall be subject to a penalty at the rate passed by the Corporation or companies contracted to process the water bills; and
5. **THAT** a water rate charge imposed upon any owner of land is a lien or charge upon the land, and, if the rate or any part thereof remains unpaid after the due date, the unpaid amount including any penalty that is due and payable, may be collected in the same way as municipal taxes are collected or otherwise, as provided by law; and
6. **THAT** Schedule "A" water rates for the Year 2021 shall form and be part of the By-law and shall come into effect March 1st, 2021; and
7. **THAT** this by-law repeals and replaces any previous by-law and/or schedules pertaining to the Water Fees (By-Law 2020-09).

Read a first, second and third time and finally passed this 16th day of February 2021

Mandy Martin, Mayor

Joanne Hyde, Clerk