

RURAL MUNICIPALITY OF ROSEDALE NO. 283

BYLAW NO. 09/2019

**A BYLAW TO FIX THE RATES TO BE CHARGED AND TO SET
REGULATIONS FOR THE USE OF THE MUNICIPALITY'S NON-POTABLE
WATER DISTRIBUTION SYSTEM**

The Council of the Rural Municipality of Rosedale No. 283 in the Province of Saskatchewan enacts as follows:

Short title

1. This Bylaw may be referenced as the "Water Management Bylaw".

Definitions

2. a) "Council" means the Council of the Rural Municipality of Rosedale No. 283.
 b) "Municipality" means the Rural Municipality of Rosedale No. 283.
 c) "Non-potable water distribution system" means the Municipality's 7,136 meters of 6-inch diameter pipeline providing non-potable water from the Brightwater Reservoir to the West edge of Section 01-31-04 W3 and all applicable connected appurtenances.
 d) "Patrons" means owners of land in the Rural Municipality of Rosedale No. 283 whose farm and/or dwelling is connected to the non-potable water distribution system.

Purpose

3. Council recognizes that the municipality's non-potable water distribution system is used for a variety of household and livestock purposes by the patrons. The purpose of this Bylaw is to establish rules and regulations for the usage of the non-potable water distribution system.

Application

4. Patrons shall fill out the Non-Potable Water Service Agreement set out in **Schedule "1"** attached to this bylaw.
5. Any person desiring to become a patron shall make a written application to council.

Rates

6. The charges to be paid by the patrons shall be those set out in **Schedule "2"** as attached to this bylaw; the minimum fee shall be payable in every case whether or not any water is used.
7. The Council may, by resolution, amend the schedules of rates respecting fees, charges, tolls, fares, or rents payable by patrons for the purpose of the general maintenance, management, conduct and operation of the non-potable water distribution system.
8. Accounts shall cover a period of six successive months, and shall be rendered on or before the first day of the month next following such a period. Accounts shall be paid within a period of thirty days from the date on which such accounts are rendered. If an account is not paid within the period of thirty days, the water service may be cut off. When the water service is cut off, it shall not be turned on until all arrears have been paid, together with a fee set out in **Schedule "2"**.
9. The Administrator shall, as per Section 369 of *The Municipalities Act*, add to the taxes of any property owned, occupied or inhabited by patrons, any amount which remains unpaid at the end of the calendar year.

Repairs and Responsibility

10. When the lines of an existing service connection located on a patron's parcel of land fail, it shall be the patron's responsibility to repair or replace his/her portion of the service connection from the intended distribution point on private property to the curb stop. Work must be completed by a licensed contractor.
11. If the Municipality is not satisfied with the repair or replacement of a service connection by a patron, the Municipality may require the patron to repair or replace the service connection in accordance with the Municipality's instructions within a specified time.
12. If the patron does not comply with the requirement of the Municipality to the satisfaction of the Municipality within the specified time, or in an emergency, the Municipality may disconnect the service connection.
13. When the main lines of the non-potable water distribution system fail it shall be the Municipality's responsibility to repair or replace the main lines of the service connection up to and including the curb stop.
14. No cross connections will be allowed and no person shall connect anything within the water distribution mains or water service lines which may cause the non-potable water distribution system to become contaminated or polluted.
15. No bypass piping or other device capable of reducing the effectiveness of a backflow prevention device shall be installed in the non-potable water distribution system.
16. No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any part of the non-potable water distribution system.
17. Except as provided, no persons other than authorized employees of the Municipality shall open or close or operate or interfere with any valve, hydrant or fire plug, or draw non-potable water therefrom.

Authority

18. The Council may appoint officials and employees for the purpose of carrying out the provisions of this bylaw and remunerate the said officials and employees.
19. The Administrator and other duly authorized employees, or those suitable persons bearing proper credentials and identification, shall be permitted to enter upon all patrons' properties for the purpose of inspection, observation, measurement, sampling, testing and recording in accordance with the provisions and intentions of this bylaw.
20. Every patron of the non-potable water distribution system shall provide free and convenient access to his/her premises at all reasonable times for the purpose of reading meters. At the discretion of the Municipality, reading of the meters will be performed semi-annually.
21. Where any inspection discloses any failure, omission or neglect contrary to this bylaw, the authorized person making such inspection shall, in writing, notify the said patron to rectify the failure, omission or neglect within a period which is, in the opinion of the authorized person, reasonable under the circumstances.
22. Any patron who fails to comply with a notice within the time limit specified therein is guilty of an offence against this bylaw.
23. The Municipality may shut off the non-potable water supplied to any patron who may be guilty of a breach of or non-compliance with any of the provisions of this bylaw, and may refuse to turn on the non-potable water until satisfied and assured

that the patron intends to comply with this bylaw. The minimum and infrastructure fee will still be applied for the period when the water was shut off.

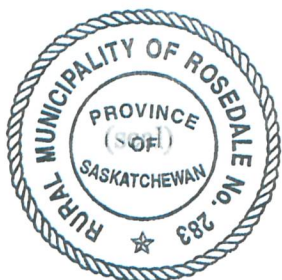
24. The Municipality retains the right to ration or limit the amount of water furnished to any/all patron, should circumstances warrant such an action.

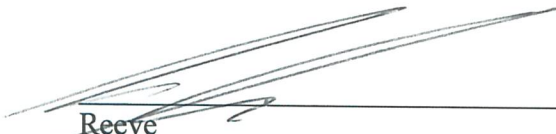
Liability


25. The Municipality is not liable for damages:
- caused by the break, plugging or stoppage of any non-potable water distribution system mains or attachment;
 - caused by the interference with the supply of non-potable water service necessary in connection with the repair or proper maintenance of the non-potable water distribution system; or
 - for any accident due to the operation of the non-potable water distribution system unless that action has been shown to be directly due to the negligence of the Municipality or its employees.

Penalties

26. If a person is found guilty of an offence against this bylaw, the court may, in addition to any other penalty imposed, order the person to comply with this Bylaw or a license, permit or other authorization issued under this Bylaw, or a term or condition of any of them.
27. A person to whom an order is made pursuant to section 33 who fails to comply with that order within the time specified by the court is guilty of an offense and liable on summary conviction:
- In the case of an individual, to a fine not exceeding \$10,000;
 - in the case of a corporation, to a fine not exceeding \$25,000; and
 - is also liable to an action at law, at the suit of the Municipality to make good any damage done.
28. Conviction of a person for a breach of any provision of this Bylaw does not relieve that person from compliance with the Bylaw.
29. The rates, charges, tolls or rents contained in this bylaw shall come into force on final passing thereof.

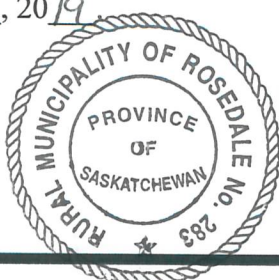




 Reeve


 Administrator

Read a third time and adopted
 this 10 day of September, 2019.


 Administrator



Certified a true copy of Bylaw No. 09/2019
 adopted by resolution of the council of the
 Rural Municipality of Rosedale No. 283 on
 the 10 day of September, 2019.

 Administrator

Schedule "1" to Bylaw No. 09/2019

RURAL MUNICIPALITY OF ROSEDALE NO. 283

NON- POTABLE WATER SERVICE AGREEMENT

1. Patron(s) Information

Name(s): _____
 Legal Land Description: _____
 Mailing Address: _____
 Phone Number: _____ Cell Number: _____
 Email Address: _____

2. Conditions of the Municipality

- a) *The water supplied is non-potable water and not for human consumption.*
- b) The Municipality does not guarantee:
 - i) Quantity of water;
 - ii) Water pressure;
 - iii) An uninterrupted supply of water
- c) The Municipality maintains the right to discontinue water service upon written notice given seven (7) days in advance for violation of any of the following stipulations:

The Patron Agrees to the Following

- a) The patron is responsible for the maintenance and repair, and all related cost, of the portion of the water line and any appurtenances from the curb stop (excluding the curb stop) to the intended distribution point on the patron's property. Work must be completed by a licensed contractor.
- b) The work shall be conducted in accordance with specifications set forth by the Municipality and under the inspection of the Municipality.
- c) Specifications are as follow:
 - i) Service pipe from the curb stop must be HDPE (High density polyethylene) with minimum rated to 150psi.
 - ii) Service pipe shall be a minimum size of 25 mm (1") or a size not exceeding 50 mm (2"). All connections must be performed by method of approved butt-fusion or compression coupler only.
 - iii) Any potential for cross connections is not permitted.
- d) The meter is the property of the Municipality and shall not be tampered with.
- e) Patron may be subject to disruptions of service and shall agree to conform to restrictions of non-potable water supply at the discretion of the Municipality.
- f) The Municipality's representative shall have the right to enter the premises of the patron at any reasonable time for the purpose of making such inspections to verify the proper installation of water connections and appurtenances, assure proper use of service fixtures, make necessary repairs and maintenance and verify meter count information.

Handwritten initials/signature

Charges and Billing Information

- a) The Municipality will invoice patron every six (6) months.
- b) A Municipal representative will verify readings on or about December 31st and June 30th of each year.
- c) Account shall be paid within a period of thirty days from the date on which such account is rendered.
- d) The Municipality shall provide the patron with not less than 30 days written notice of its intention to increase the water supply rate.
- e) Current water rates for each billing period are established with the Municipality's Water Management Bylaw Schedule "2".
- f) For additional information regarding consumption charges and billing please reference the Water Management Bylaw 09/2019, and/or contact the Municipal Office at (306) 544-2202.

Emergency Service Contacts

- a) For emergency service or water disconnect please contact the Municipal Office at (306) 544-2202.
- b) For after hours emergency service you may contact Councillor Harold Dyck at (306) 270-0453.

Signed this _____ day of _____, 20 ____.

I agree to the conditions of the Non-Potable Water Service Agreement

Patron

Witness

Patron

Witness

Administrator Signature

Reeve Signature

DH
WS.

Schedule "2" to Bylaw No. 09/2019**RATES AND FEES****Water Fees and Rates**

- a) \$2.25 per Cubic Meter or \$75.00 Semiannual minimum fee, whichever is greater
- b) \$50.00 Semiannual Infrastructure Fee

Unpaid Account Fees

When the water service is cut off, it shall not be turned on until all arrears have been paid, together with a fee of \$100.00 to cover the expenses of turning off the water and turning it on again. If it is required to turn on the water service outside of regular working hours, an additional fee of \$150.00 shall be applied.

DH
LS