

CORPORATION OF THE TOWN OF PARRY SOUND

PASSING OF BY-LAW NO:

2007-5063

DATE: ^{3rd} ~~20th~~ Day of ^{April} ~~March~~, 2007

MOVED BY COUNCILLOR

WAG

SECONDED BY COUNCILLOR

JASEY

THAT BY-LAW NO: 2007-5063

BEING A BY-LAW to amend By-law 2006-4915, a by-law to establish policies respecting water meters, water service disconnects, watering restrictions, and collections of service deposits and Pressure Reducing Valves.

be considered as read a first time.

- CARRIED

R. Adams

Are all members in favour of having the second and third readings?

MOVED BY COUNCILLOR

WAG

SECONDED BY COUNCILLOR

JASEY

THAT THE BY-LAW ABOVE MENTIONED BE CONSIDERED AS READ A SECOND, AND THIRD TIME, PASSED, SIGNED AND SEALED.

- CARRIED

R. Adams

ENTERED AS PART OF THE MINUTES OF MEETING HELD THIS:

^{3rd} ~~20th~~ Day of ^{April} ~~March~~, 2007.

R. Adams
MAYOR

[Signature]
CLERK

Amends:

Amended by:


Revokes:

Revoked By:

THE CORPORATION OF THE TOWN OF PARRY SOUND

RESOLUTION IN COUNCIL

| <u>DIVISION LIST</u> | <u>NO. 2007-</u> | | <u>DATE:</u> |
|-----------------------------------|------------------------------|------------------|----------------------------------|
| | <u>YES</u> | <u>NO</u> | |
| Councillor P. BORNEMAN | <u>✓</u> | <u> </u> | MOVED BY: _____ |
| Councillor M. GRAHAM | <u>✓</u> | <u> </u> | |
| Councillor B. KEITH | <u> </u> | <u>✓</u> | SECONDED BY: _____ |
| Councillor J. MCGARVEY | <u>✓</u> | <u> </u> | |
| Councillor W. SABOURIN | <u> </u> | <u>✓</u> | |
| Councillor C. VAN DER VALK | <u>✓</u> | <u> </u> | |
| Mayor R. ADAMS | <u>✓</u> | <u> </u> | |
| CARRIED: <u>✓</u> | DEFEATED: <u> </u> | | |



MAYOR

THE CORPORATION OF THE TOWN OF PARRY SOUND

BY-LAW NO: 2007-5063

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Being a By-law to amend By-Law 2006-4915, a By-Law to establish policies respecting water meters, water service disconnects, watering restrictions, and collection of service deposits and Pressure Reducing Valves

WHEREAS the Municipal Act, S.O. 2001, C.25 and amendments there to, provide municipalities with the authority to govern their affairs as they consider appropriate & to enhance their ability to respond to municipal issues;

AND WHEREAS Section 11(1) of the Municipal Act provides a Municipality with the authority to pass by-laws respecting public utilities, which includes a system that is used to provide water services to the public;

AND WHEREAS the Public Utilities Act, R.S.O. 1990, Chapter P.52, Section 12 permits the corporation of a municipality to pass by-laws to regulate the time, manner, extent and nature of the supply of water, and

WHEREAS Section 13 of the above mentioned Act provides for prohibitions and penalties for misuse of water;

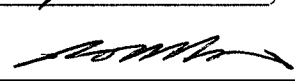
AND WHEREAS the Council of the Corporation of the Town of Parry Sound deems it necessary to make amendments with respect to the provision of water service.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF PARRY SOUND ENACTS THE FOLLOWING AMENDMENTS:

1. **SCHEDULE "A" - Rates and Metering**
2. **SCHEDULE "B" - Service Disconnects & Security Deposits**
3. **SCHEDULE "C" - Watering Restrictions**
4. **SCHEDULE "D" - Pressure Reducing Valves**
5. **This By-Law shall come into force and take effect on the final passing thereof.**
5. **That By-Law 2006-4915 be repealed.**


READ a FIRST time this 3rd day of April, 2007



MAYOR


CLERK

READ a SECOND and THIRD time, PASSED, SIGNED and SEALED

this 3rd day of April, 2007.


MAYOR


CLERK

THE CORPORATION OF THE TOWN OF PARRY SOUND

BY-LAW NO: 2007-5063

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1. SCHEDULE "A" - RATES & METERING

1. **DEFINITIONS:**

In this schedule:

- (a) "Residential Metered" means all single dwelling homes and all homes that contain a rental flat or rental apartment.
- (b) "Commercial" means all other properties not defined as "residential".
- (c) "Multiple Dwellings" means two or more apartments and/or rental units.
- (d) "Flat Rate" means a non-metered rate.

2. **RULES & REGULATIONS:**

- 2.1 All new Residential and Commercial buildings must be metered at the expense of the owner.
- 2.2 All water meters shall be purchased and installed in accordance with Operations Dept. specifications by the applicant. All meters shall be Neptune - Trident T10 Pro-Read, with Imperial Gallon Read-out.
- 2.3 Residential homes containing a flat or apartment are required to install a meter *or* be billed at the flat rate per dwelling unit.
- 2.4 Water and sewer charges will be waived only when the water service is turned off by Town staff.
- 2.5 If a request is made to waive the payment for a vacant unit in an apartment that does not have a separate shut off, a shut off must be installed at the owner's expense and be satisfactory to the Town of Parry Sound Operation's Department.
- 2.6 Multiple dwelling units converted to single dwelling units must be inspected by Town staff prior to adjusting the rate to a single residential dwelling.
- 2.7 If each unit in a Multiple Dwelling is metered, with separate shut-offs, *or* billed at the flat rate, the Residential Rate shall apply to each tenant.

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3. SCHEDULE "C" - WATERING RESTRICTIONS

1. **DEFINITIONS:**

In this schedule:

- (a) "Town" means The Corporation of The Town of Parry Sound.
- (b) "Director" means the "Director of Operations" of the Town or his/her successor in title, or assign.
- (c) "Property" means land supplied with water by the Town.
- (d) "Building" means a structure supplied with water by the Town.
- (e) "Municipal Address" means a building or buildings and property identified by a number pursuant to the By-laws of the Town and where no such number exists, so identified by a number to be assigned thereto by the Director.
- (f) "Water" means water supplied by the Town.
- (g) "Lawn and garden watering" means the placing of water on lawns, grass covered areas and gardens.

2. **WATER USE REGULATIONS**

- 2.1 During the months of May, June, July, August and September no customer who is billed at a Flat Rate shall use water for lawn and garden watering except in accordance with the regulation.
- 2.2 During the months of May, June, July, August and September, lawn and garden watering is permitted by Flat Rate customers, from 7:00 A.M. to 10:00 A.M. only, local time and 7:00 P.M. to 10:00 P.M. only, local time.
 - (a) on even calendar dates at only those municipal addresses ending with even numbers 0, 2, 4, 6, 8.
 - (b) on odd calendar dates at only those municipal addresses ending with odd numbers 1, 3, 5, 7, 9.
- 2.3 The occupants of major properties open to the public where lawn watering is currently carried out during the late evening and early morning hours and cannot for practical reasons be carried out during the permitted hours may apply to the Director for an exemption on a yearly basis.
- 2.4 Any water customer upon written authorization from the Town office, will not be subject to Section 2.1 and 2.2 of this By-law for a two week period immediately following the seeding or sodding of lawns.

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SCHEDULE "A" - CONTINUED

- 2.8 Commercial customers currently billed at the Commercial Flat Rate must install a meter at their expense on or before June 30th, 2006. The owner will then be billed at the Commercial Metered Rate accordingly.
- 2.9 Multiple Dwellings that are not separately metered with shut-offs for each dwelling unit *or* flat rate billed per unit, will be deemed to be "Commercial" and Clause 2.8 will apply.
- 2.10 Each individual service must have separate shut-off valves that are accessible to Town Staff and the size of the meter(s) to be installed in a multi-unit dwelling must be:
- (a) the same size as the line entering the building *or*
 - (b) the same size as the service line feeding the individual units *or*
 - (c) one (1) size smaller than the line in which it is installed.

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**2. SCHEDULE "B" - SERVICE DISCONNECTS
AND SECURITY DEPOSITS**

1. SERVICE DISCONNECTS

- 1.1 The shut-off of water shall take place eighteen (18) days following the billing due date, similar to the policy of Parry Sound Power.
- 1.2 Parry Sound Power shall notify the Director of Finance and Administration or his/her designate, when electrical power has been shut off, within one working day, so that arrangements can be made to shut off the water service.
- 1.3 When a water service requires a shut off and it is not possible to specifically shut off the individual service, the building service shall be shut off, until the account is paid in full or acceptable arrangements made with The Town of Parry Sound and/or Parry Sound Power.

2. SECURITY DEPOSITS

- 2.1 The required deposit for a new service shall be 2.5 times the monthly charges as determined by Parry Sound Power.
- 2.2 The deposit shall be returned in compliance with the same policy that Parry Sound Power has for electrical customers

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3. **REGULATION BY DIRECTOR**

- 3.1 The Director, is hereby authorized at any time, to make further regulations to restrict the external use of water and this authority includes the power to ban completely the external use of water.
- 3.2 Upon publication and announcement of the implementation of a water use regulation imposed under this section and of the effective date thereof, no person shall use water except in accordance with its provisions.

4. **CONTRAVENTION OF REGULATIONS**

- 4.1 Any consumer of water supplied by the Town who is an owner or occupant of a building or property where water is used in contravention of the Town's regulations regarding external use and regulation of water, shall be charged in accordance with the Provincial Offenses Act.
- 4.2 The aforesaid charges shall apply once for each day during which such a breach of regulation occurs.
- 4.3 Notwithstanding the foregoing provision, the charges shall be laid only after notice has been given to the owner or occupant of the property where the breach of regulation has occurred in the following manner:
- (a) where the breach of regulation has been brought to the attention of the staff of the Town by outside individuals, staff shall attempt to notify the owner or occupant by telephone of the violation;
 - (b) where a member of the staff of the Town observes a breach of the regulations, the owner or occupant of the property shall be warned on two occasions personally or by a card or letter delivered into the mailbox of the resident that the violation has occurred and that charges will be laid on further violation;
 - (c) where an owner or occupant of property is observed by the Town staff committing breach of regulation of the third time, the said owner or occupant shall be notified of the regulation personally or by a card in the mailbox and charges shall be laid.

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4. SCHEDULE "D" - PRESSURE REDUCING VALVES

1. (a) The owner of a property with a municipally supplied and installed Pressure Reducing Valve (PRV) will be responsible and liable for any damages arising from the failure of the PRV that occurs after the owner has changed or altered the plumbing system between the street and the PRV.
- (b) The owner of a property to notify the Town immediately upon discovery of any type of malfunction of the PRV.
- © All new construction in town, where static pressure will exceed 80 psi (550 kPa), will require the owner to install, own & maintain a PRV or other form of protection at their expense.