

**Corporation of the Town of Bow Island**  
**Utility Services Bylaw No. 2008:03**

The Municipal Council of the Town of Bow Island, duly assembled hereby enacts as Follows:

**1. Citation**

This Bylaw is cited as the Utility Services Bylaw.

**2. Definitions**

- a) **Town** will mean Town of Bow Island.
- b) **Commercial unit** is a unit serviced by the Town that may contain one or more business entities and includes hotels and motels, churches, the Golden Age Centre, Alfred Egan Home, the Provincial Building, Canadian Legion Hall, Pleasant View Lodge, and the Pleasant View Manor.
- c) **Residential unit** will be an individual residence.
- d) **Multiple residential units** will include apartment complexes
- e) **Consumer** will mean a user of utility services

**3. Regulations & Provisions**

i.) Applications for Service

- a) Applications for all utility services must be made at the Town Office.
- b) Applications for utility services must receive service approval before service is activated or an account is opened.
- c) Service approval will be granted, by the Town Manager or Corporate Services Coordinator provided that:
  - i. applicants are new applicants or,
  - ii. where applicable, all other utility service accounts registered with the Town in the applicants name are not in arrears. Should other utility service accounts be in arrears arrangements will have to be made with the Town Manager or Corporate Services Coordinator to pay such arrears prior to service being approved for another account.
- d) Each commercial unit, multiple residential unit or residential unit will be considered individual consumers of utilities.

- e) Applicants who are the owners of commercial units or residential units will not be required to pay a deposit prior to services being provided to such units.
- f) Applicants who are renters or tenants of residential units and commercial units, will be required to pay a deposit in the amount of one hundred and twenty-five dollars (\$125.00) prior to services being provided to such units.
- g) Successful applicants will become utility account consumers who will be charged for utility services. Successful applicants will be charged a \$25.00 registration fee.

#### ii. Utility Consumer Rates & Rules

- a) Water rates and rules are appended as per Schedule A. All approved water services must be metered.
- b) Sewer rates and rules are appended as per Schedule B.
- c) Garbage rates and rules are appended as per Schedule C.

#### iii. Billing

- a) Utility bills will be sent to all utility account consumers on a bi-monthly basis as per the rates noted in the appended Schedules A, B & C
- b) Where the consumer is the owner of a building or lot, the sum payable by him for services, penalties and fees under this Bylaw are a preferential lien on the land and may be levied and collected as taxes which are recoverable as per the appropriate sections of the Municipal Government Act, being Chapter M 26.1 of the Statutes of Alberta 1994 and any amendments thereto.

#### c) Special Cases:

- i) The facilities located at the following addresses will be classed an individual commercial unit, consumers will be billed accordingly:

102 7<sup>th</sup> Avenue East  
110 7<sup>th</sup> Avenue East  
223 7<sup>th</sup> Avenue West  
229 7<sup>th</sup> Avenue West

- ii) The facilities located at the following addresses will be classed as individual residential unit consumers and be billed accordingly:

127 4<sup>th</sup> Avenue West  
129 4<sup>th</sup> Avenue West

- iii) The four-plex located at the following address, will be classed as four individual residential unit consumers and residents of the four connected residences will each be billed accordingly:

119 4<sup>th</sup> Avenue West

iv) Penalties

- a) All utility accounts remaining unpaid thirty days after date of billing will be considered in arrears and a 10% penalty will be added to such accounts. If the account remains unpaid on the fifteenth of the month following the addition of the penalty, the utility services will be discontinued.
- b) Where a utility service has been discontinued because of arrears, a fee of twenty five dollars (\$25.00) and the arrears of the account affected must be paid at the Town Office by the consumer before utility services will be restored to the consumer.

v) Temporary Discontinued Service

- a) If a consumer requests to have their utility services temporarily discontinued, the Town will oblige such a request, but a fee of twenty five dollars (\$25.00) must be paid to the Town before utility services will be restored to the consumer.

vi) Utility Service Meter Tampering

- a) Utility Service Meter Tampering will not be tolerated and fines will be issued as per the Offence Section of this bylaw.

#### 4. Offences

- i) A person who contravenes any provision of this bylaw is guilty of an offence and liable upon conviction to pay a fine of not less than two hundred dollars (\$200.00) and not more than ten thousand dollars (\$10,000.00) or in default of payment to imprisonment for a period of not more than a year.
- ii) Payment of any fine or imprisonment for any period of time, pursuant to the provisions of this bylaw, shall not relieve any person from the obligation to pay any service charges, penalties or fees for which that person is liable under the provisions of this bylaw.
- iii) Where the Town Manager or the Corporate Services Coordinator has reason to believe that a person has contravened any provisions of this bylaw, he may serve upon such person a tag, either personally or by mailing the same to him at his last

known address and such service will be deemed adequate notice for the purpose of this bylaw.

- iv) The tag will indicate thereon the date of the offence, the time of the offence, the place where the offence occurred and the amount of the offence. The Town may accept the following payments in lieu of prosecution for that offence:

First offence in any calendar year	\$200.00
Second offence in any calendar year	\$300.00
Third offence in any calendar year	\$500.00

## **5. Severability Clause**

Every provision and clause of this bylaw is intended to be severable. If any provision or clause is held to be illegal or invalid for any reason, such as illegality or invalidity, it shall not affect the validity of the remainder of this bylaw. Likewise should any provision or clause be held invalid in any particular context such invalidity shall not affect the validity of the provision or clause in other contexts.

## **6. Entering Property**

- i) The Town of Bow Island will be allowed access to all serviced properties to read utility service meters.
- ii) The Town of Bow Island will give consumers reasonable notice that it intends to enter a serviced property at a reasonable time to inspect utility service metering equipment.
- iii) The ownership of all meters and read out equipment remains vested in the Town.

## **7. Repeals**

Bylaw 2005:01 is hereby repealed.

## **8. Readings**

Read a first time this 28<sup>th</sup> day of April 2008.  
Read a second time this 28<sup>th</sup> day of April 2008.  
Read a third time and finally passed this 28<sup>th</sup> day of April 2008.

\_\_\_\_\_  
Mayor Dated: \_\_\_\_\_

\_\_\_\_\_  
Town Manager Dated: \_\_\_\_\_

**BYLAW NO. 2008:03**  
**SCHEDULE "A"**  
**Water Service Rates and Rules**

The rates for water consumption, effective May 1, 2008 will be as follows:

- (a) Minimum bi-monthly charge for commercial and residential units will be \$77.16 except as provided in section (e) below, for the first 8,000 Imperial Gallons (I.G.) of water or thirty six (36) cubic meters.

Charges for consumption over 8,000 Imperial Gallons will be as follows :

- i) \$1.92 per 1,000 I.G. for over 8,000 I.G. to 16,000 I.G. or  
\$.43 per cubic meter for over 36 cubic meters to 72 cubic meters
  - ii) \$2.88 per 1,000 I.G. for over 16,000 I.G. to 30,000 I.G. or  
\$.63 per cubic meter for over 72 cubic meters to 136 cubic meters
  - iii) \$4.76 per 1,000 I.G. for over 30,000 IG or  
\$1.05 per cubic meter for over 136 cubic meters.
- (b) Multiple residential units will be charged as follows
- i) Minimum bi-monthly charge of \$77.16 for the first 8,000 I.G. consumed and ...
  - ii) \$38.58 for each additional unit in the multiple residential units, which allows for an additional 8,000 I.G. per unit to be consumed and...
  - iii) \$1.92 per 1,000 I.G. for the next 8,000 I.G., \$2.88 per 1,000 I.G. for the following 16,000 I.G. and \$4.76 per 1,000 I.G. for any consumption above these described thresholds.
- (c) Mobile home park owners will be charged for water consumption as follows:
- i) Minimum by-monthly charge of \$77.16 for each residential unit in the park which allows for 8,000 I.G per unit to be consumed by the mobile home park and...
  - ii) \$1.92 per 1,000 I.G. for the next 8,000 I.G., \$2.88 per 1,000 I.G. for the following 16,000 I.G. and \$4.76 per 1,000 I.G. for any water consumption above these described thresholds.
- (d) Tank supply of water from the Town stand pipe will be at \$1.00 per 100 Imperial Gallons (coin metered).

- (e) The key lock metered services from the Town stand pipe will be \$10.00 per 1,000 I.G.
- (f) In addition to (a) above, the minimum charge to a connected service not within the Town boundaries will be an additional \$10.00 per month.

**BYLAW NO. 2008:03**  
**SCHEDULE "B"**  
**Sewer Service Rates and Rules**

The Town of Bow Island, effective May 1, 2008 will charge all consumers connected to the Town's sewer system, the following bi-monthly service rates:

A. RESIDENTIAL

Residential units	31.84
Multiple Residential Units-per unit charge	24.78

B. COMMERCIAL

Schools, Hospitals, Motels, Hotels, Pleasant View Lodge, Pleasant View Manor, Provincial Building	\$123.04
All Other Commercial units	\$49.46

In addition to the above flat rates, all non-residential premises will be charged an additional sewer service charge of \$.30 for each 1,000 Imperial Gallons or portion thereof of water consumed bi-monthly, excepting the first 8,000 Imperial Gallons.

C. SERVICES TO PREMISES OUTSIDE OF TOWN BOUNDARIES

In addition to the rates above, an additional \$13.46 per month shall be charged to all sewer services provided to any premises not located within Town boundaries.

**BYLAW NO. 2008:01**  
**SCHEDULE “C”**  
**Waste Collection Rates and Rules**

1. No person, firm, contractor, subcontractor, or occupant, will deposit, leave, dispose of, or abandon any waste material within the corporate limits of the Town of Bow Island.
2. No person will be allowed to burn waste material within the corporate limits of the Town of Bow Island without a burning permit.
3. Every owner or occupant in the Town of Bow Island in possession of residential or commercial premises, or a portion of such premises will be charged the monthly waste removal charge set herein.
4.
  - (a) Every occupant will maintain a sufficient number of receptacles for the retention of all refuse and waste to be removed from their premises by the Town Waste Collectors. The weight of garbage and the receptacle shall not exceed 50 pounds per container.
  - (b) A waste collector will not be required to empty any waste receptacle which, together with its contents, exceeds 50 pounds.
  - (c) Each such receptacle will be placed and kept close to the lane at the rear of the building or premises where it is used. Where no lane exists the receptacle may be located at a place convenient to both owner and collector. No permanent bases for receptacles such as concrete slabs will be allowed to be constructed in alleys.
  - (d) All receptacles will be kept covered by consumers.
5. All household waste materials must be drained and bagged and no liquid waste will be permitted to be disposed of in the receptacles prescribed.
6. Table and kitchen wastes from hotels, hospitals, restaurants, or any institution will be placed and kept separate from other garbage.
7. A consumer from whom waste is to be collected will gather clippings from lawns, shrubs, and trees in bundles, boxes or bags, and place them beside the waste receptacle.
8.
  - (a) Any person transporting waste products, must not allow any waste products to fall off the vehicles while in transit.

(b) Any person transporting waste products must deposit the same in the landfill site at such a place as required by the authorized official in charge or as marked by signs.

9. The Town will not collect the following prohibited materials when performing weekly waste pick up.:

- (a) Bone/Meat Scrapes from commercial units
- (b) Animal carcass whole or part
- (c) Stoves, fridges, freezers and electronics
- (c) Cement, rocks, steel, wood and lumber
- (d) Household furniture, rugs, carpets or linoleum

The Town may pick up steel, wood, lumber, household furniture, rugs, carpets and linoleum during spring and fall clean-up.

10. The rates for waste collection and disposal services that will be charged to consumers, effective May 1, 2008 will be as follows:

	Picks up Per Week	Bi-Monthly Charge
Residential units- single family unit	1	\$ 24.00
Multiple Residential Units - First unit	1	\$ 24.00
Multiple Residential Units - Subsequent units	1	\$ 21.75
Commercial Units	1	\$ 33.90
Commercial Units	2	\$ 46.05
Grocery Stores/Cafes/Restaurants/Taverns/Coffee		
Shops/Motels/Hotels/Holiday Trailer Parks/	3	\$ 68.00
Canadian Legion Hall	3	\$ 68.00
Hospital & Alfred Egan Home **	3	\$297.20
Pleasant View Lodge & Pleasant View Manor	3	\$168.90
Churches	1	\$ 24.00
Schools (Elementary, St. Michael's, Cherry Coulee)	1	\$ 33.90
Senator Gershaw School	2	\$ 46.05
Mobile Home Parks - per trailer	1	\$ 24.00

\*\* Effective Jan 1, 2003 the Hospital and Alfred Egan Home rate changed from \$162.80 to \$212.80 as per Resolution #2002-10-03.