

THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE

BY-LAW NO. 62-08

AS AMENDED BY BY-LAW 68-08

AS AMENDED BY BY-LAW 7-09

AS AMENDED BY BY-LAW 78-09

*A By-Law to Regulate the Installation, Repair,
Maintenance, Access and Use of the Municipality's Water Supply System,
Water Meters, Sewer Services and Related Appurtenances;
the Billing and Collection of Charges for Water and Sewer Usage;
and the Penalties for Offences*

WHEREAS pursuant to the *Municipal Act 2001*, as amended, a municipality may pass by-laws imposing fees and charges on any class of persons for services and activities provided or done by or on behalf of it;

AND WHEREAS the *Ontario Water Resources Act*, the *Building Code Act* and the *Municipal Act 2001* provide for the regulation, maintenance, inspection and management of water, sewer and related municipal works;

AND WHEREAS the Council for the Municipality of North Grenville did approve recommendations in the Full Cost of Services Report and Cost Recovery Plan prepared by R.V. Anderson and Associates for the Municipality's Water and Wastewater Systems that is consistent with the requirements of the *Sustainable Water and Sewer Systems Act 2002*;

AND WHEREAS the Municipality of North Grenville deems it necessary and desirable to regulate the installation, repair, maintenance and access to water meters, sewer services and related appurtenances and the penalties for offences related to same;

NOW THEREFORE the Council of the Corporation of the Municipality of North Grenville enacts as follows:

A. DEFINITIONS

In this by-law, except where a contrary intention appears,

- (a) "base rate" shall mean the minimum water/sewer service rate per independent residential unit or independent non-residential unit per month and may include a minimum amount of water to be provided by the water works.
- (b) "building" shall mean a structure supplied with potable water and/or sewer services by the Corporation.
- (c) "consumer" shall mean the owner of a property which is serviced by, connected to, and/or takes water from the Corporation's water works. However, in the case of tenant-occupied properties, where the owner or tenant completes and submits an Application for Tenant Account and such application is approved by the Corporation, the "consumer" shall mean the tenant.
- (d) "contractor" shall mean a person, partnership, or corporation who contracts to undertake the execution of work commissioned by the Corporation to install and/or maintain water meters and other related appurtenances.
- (e) "Corporation" shall mean the Corporation of the Municipality of North Grenville.
- (f) "Council" shall mean the elected Municipal Council of the Municipality of North Grenville.

- (g) "Director" shall mean the Director of Public Works or her/his designate.
- (h) "disconnection" shall mean the physical discontinuance of the supply of water to a premises by shutting it off at the curb stop or through isolation of the lateral near the main; and "disconnect" shall have the same meaning.
- (i) "dwelling" and "dwelling unit" shall mean a building, room or rooms intended to be used for human habitation, and occupied by not more than one family and in which separate kitchen and sanitary facilities are provided for the exclusive use of such a family, with a private entrance from outside the building or from a common hallway or stairway inside the building.
- (j) "flat rate" shall mean a single charge per specified time period for the provision of water and/or sewer services.
- (k) "independent residential unit" shall mean a single dwelling unit which is freestanding, or attached to a main building which is serviced by, connected to, and/or takes water from the Corporation's water works.
- (l) "independent non-residential unit" shall mean a single commercial, institutional or industrial unit which is freestanding, or attached to a main building which is serviced by, connected to, and/or takes water from the Corporation's water works.
- (m) "lateral", "private lateral", "service lateral" or "fire flow lateral" shall mean the privately owned piping system that is connected to the water works.
- (n) "meter" shall mean a municipal or private water meter, register and remote readout unit, supplied at the cost of the owner, which is of a type approved by the Corporation.
- (o) "meter pit" shall mean any exterior chamber or pit approved by the Corporation for the purpose of containing a water meter and related appurtenances.
- (p) "metered water/sewer service rate" shall mean the cost per volume measure of water described by the by-law.
- (q) "multiple residential units" shall mean a single building containing independent residential units, including apartment buildings, which is serviced by, connected to, and/or takes water from the Corporation's water works.
- (r) "Municipality" shall mean the same as "Corporation".
- (s) "municipal meter" shall mean the water meter, register and remote readout unit owned by the Corporation to measure the quantity of water used by the consumer.
- (t) "occupant" shall include any lessee, tenant, owner, the agent of a lessee, tenant or owner, or any person in possession of a premises.
- (u) "owner" shall include any person or any firm or corporation that is the registered owner of the property under consideration or any agent thereof, a person entitled to a limited estate in land, a trustee in whom land is vested, a committee of the estate of a mentally incompetent person, an executor, an administrator and a guardian.
- (v) "person" shall mean an "owner" and "occupant" as herein described.
- (w) "pipe size factor" shall mean the multiplication factor that is defined within the by-law that is applied to a base rate.
- (x) "potable water" shall mean water that is fit for human consumption.
- (y) "premises" shall mean the property being supplied or to be supplied with water.

- (z) “private meter” shall mean the water meter, register and remote readout unit installed and owned by a property owner, to measure the quantity of water used by the consumer.
- (aa) “private water service” shall mean the pipes and fixtures used for the purpose of supplying any building with water from the Corporation’s water works that is located between the street property line in front of or abutting the premises so supplied and the building on the premises.
- (bb) "private water system" shall mean a source of water other than the Corporation's water works system.
- (cc) “remote read-out unit” shall mean the device installed at a separate location from the water meter and used to provide electronic access to the register on the meter.
- (dd) "sanitary sewer works" shall mean the publically owned sanitary sewer system located on publically owned land, public right-of-ways, and easements with right of public entry and shall include but not be limited to any public works for the collection, transmission, treatment or disposal of sewage, or any part of any such works.
- (ee) “shut-off valve” shall mean the valve on the Corporation’s water service connection owned and used by the Corporation to shut off or turn on the water supply from the Corporation’s water distribution system to any premises.
- (ff) "taking of water" shall mean the unauthorized use of the Corporation’s water works such as the taking of water from outlets other than those regulated by the Municipality and paid for by the individual(s) in question.
- (gg) “unit” shall mean either an independent residential unit or an independent non-residential unit, as applicable.
- (hh) “water/sewer service rate” shall mean the volumetric or measured period charges for the capital cost and the operating and maintenance costs of the Corporation’s water and sanitary sewer works, and shall be comprised of a base rate and a metered water/sewer service rate.
- (ii) “water service connection” shall mean the pipes and fixtures used for the purpose of supplying any premises in the Municipality with water from the Corporation’s water works that is located between the Corporation’s watermain in the street and the street property line abutting the premises so supplied.
- (jj) "water treatment system" shall mean any system designed to treat, condition, or otherwise modify the naturally occurring properties of water.
- (kk) “water well” shall mean any hole which is dug, bored or drilled into the ground for the purpose of locating and obtaining groundwater.
- (ll) "water works" shall mean the publically owned water system, including wells, pumps, reservoirs, and pipe distribution network, located on publically owned land, public right-of-ways, and easements with right of public entry and shall include but not be limited to any works for the collection, production, treatment, storage, supply or distribution of water or any part of any such works.

B. SERVICE AREA

1. No new development shall be permitted to be serviced on private services (well and/or septic system) where piped municipal services are readily available or where they could be reasonably extended, as determined by the Director.

2. New development in the urban area, but outside of the serviced area may be permitted to proceed on the basis of private services where servicing to the property is impractical at the time. Permission for such development must be authorized by the Municipality through a Development Agreement. As a condition of such agreement, the developer will be required to abandon at their own expense, the private services when municipal services become available to the property.
3. Properties within the urban serviced area which are currently on private services shall not be required to connect to the municipal system until such time as the well or septic system has failed or requires serious alteration or replacement, or development on the property intensifies such that the septic system would be required to be enlarged; or as otherwise directed at the sole discretion of the Municipality.

C. WATER WORKS CONNECTION AND REQUIRED WATER METER

1. No person shall have water and/or sewer services connected to any premises or have a new account opened for any owner or occupant, without a Water/Sewer Connection Permit being first issued.
2. No person shall take water for non-emergency purposes from the Municipality's water works without the express written permission of the Director.
3. No person shall connect or allow any premises to be connected to the Municipality's water supply system until a meter and related appurtenances has been installed by a contractor or other person authorized to do so by the Municipality. Such meter and appurtenances shall be installed at the owner's cost and the meter and related appurtenances shall become the property of the Municipality.
4. No person shall take water from or allow water to be taken from the Corporation's water works unless a meter(s) has been installed by a contractor or other person authorized by the Corporation to install such meter(s).
5. All privately owned meters which were installed prior to the date on which this by-law comes into effect shall be replaced or retrofitted to the current standards of the Corporation by persons authorized to do so by the Corporation. The cost of such water works shall be paid for by the owner.
6. A meter shall be placed on each service lateral that is connected to the Corporation's water works to the satisfaction of the Director and the plumbing shall be so arranged that all water used on such premises shall pass through such meter and the consumer shall be held liable for all water/sewer service rates or charges.
7. The size of the lateral shall be assessed to be the effective minimum internal pipe size diameter of the lateral, measured in inches, that exists between the first departure from the municipal water works and the first departure from the lateral to any appurtenance, appliance, or fire protection device as determined by the Director. For single properties being supplied municipal water from more than one private lateral, the effective minimum internal pipe size diameter size shall be a pipe of equivalent cross-sectional area to the sum of all laterals leading to the property, and the pipe size factor shall be assessed based on this equivalent pipe size.
8. Any unit for which an Application for Tenant Account has been made, as a condition to the approval of the said application, shall be equipped with a separate meter and a lockable valve available to the Corporation to permit water shut-off as required by the Corporation or its agent

9. For a building with a single water service lateral feeding multiple independent residential units or multiple independent non-residential units or combination of the two and where;
 - (a) the units are under separate ownership, and
 - (b) the units are without a governing operating agreement,the owners shall be allowed one meter per unit provided that the owner can demonstrate to the satisfaction of the Director, that the water services are fully separated.
10. Every meter shall be placed in such location as the persons authorized by the Corporation shall direct. If possible, the meter shall be installed in the basement of residential buildings, and shall be located immediately after the inlet stop valve on the customer's plumbing, so as to ensure that all water supplied to the building passes through the meter. In the event that a building has no basement, the meter shall be installed in a location which is satisfactory to the Director or in a meter pit if required by the Corporation.
11. The owner of premises to which water service is supplied shall provide sufficient convenient and safe space, free of charge or rent, for the installation and maintenance of private meters or municipal meters, pipes and related appurtenances on said premises. No person shall be permitted to install, remove, inspect, repair or tamper with any of the said equipment or related appurtenances unless authorized by the Corporation or otherwise lawfully entitled to do so.
12. The owner of the premises to be supplied with water shall provide appropriate heat in any premises in which water meters, pipes and related appurtenances are located in order to prevent damage due to frost or otherwise. Any costs related to damage caused to meters, pipes and related appurtenances as a result of the failure to comply with the provisions of this by-law shall be the sole responsibility of the owner of such premises.
13. Where a meter cannot conveniently be placed inside a building, it shall be placed in a meter pit, the location and construction of which shall be approved by the Corporation, the cost of which shall be paid for by the owner.
14. No person shall change the location of a meter once installed to the standards of the Corporation, except such persons as are authorized by the Corporation.
15. The owner or occupant of premises shall provide ready and convenient access to the meter and related appurtenances in said premises so that the meter may be frequently read and examined by persons authorized by the Corporation for that purpose.
16. No person shall disconnect or allow to be disconnected any premises which are serviced by, connected to and/or take water from the Corporation's water works, without the express written permission of the Corporation.
17. No person shall connect or allow to be connected either a direct or indirect connection between water lines which are part of a private water system and water lines which are part of the Corporation's water works system.
18. No person shall connect or allow to be connected to the water works unless the connection has:
 - (a) an approved back-flow prevention device, and
 - (b) a lockable, shut off valve."
19. The approved back-flow prevention device shall be supplied, installed and maintained by the owner and the costs associated therewith shall be the sole responsibility of the owner.
20. The Corporation may conduct periodic inspections and testing of the back-flow prevention devices.

21. No person shall connect a water well or allow a water well to be or remain connected to any premises which are serviced by, connected to and/or take water from the Corporation's water works, without the express written permission of the Corporation.
22. The owner of any property which is connected to a water well shall forthwith properly abandon such water well, upon receiving written notification from the Corporation, where such property is connected to and/or takes water from the Corporation's water works.
23. The Corporation may enter into agreements with others to provide for the installation of water services or meters in any manner satisfactory to the Corporation.
24. Any person authorized by the Corporation for the purpose of inquiring into the compliance with the provisions of this by-law shall have free access at all reasonable times to premises and lands to which water is supplied and under no circumstances will any owner, occupant or other person refuse access or otherwise interfere with authorized persons in the performance of their duties.

D. WATER METER REPAIRS

1. Should a municipal meter be found to be mechanically defective, the cost of repair shall be paid by the Corporation, but if the meter is damaged or found to be defective as a result of any act or failure to act of any person other than an employee or agent of the Corporation, the owner of the premises shall pay to the Corporation the cost of making the necessary repair to such meter. Any shared assessment of cost to repair the defective municipal meter shall be determined by the Director, in its sole discretion.
2. Should a private meter be found to be mechanically defective, the cost of repairs shall be paid by the owner. Should a private meter require replacement, the cost of replacement shall be born by the owner and the meter, at the option of the owner, may become the property of the Municipality and shall then be deemed a municipal meter.
3. Should any meter fail to register or cannot be read, the consumer shall be charged a water/sewer service rate for the pertinent period as determined by the Corporation.
4. Any leak that may develop at a meter must be reported immediately to the Corporation. The Corporation shall not be held responsible for any damages resulting from such leaks.
5. The consumer shall be liable to pay for the water supplied as indicated by the meter at the rates established from time to time by the Corporation.
6. For a building with multiple residential units and/or multiple non-residential units which are not separately metered, the consumer shall be responsible for the payment of the water/sewer service rate.
7. All water passing through any water meter shall be charged to the consumer, whether used or wasted.

E. WATER METER TESTING

1. A municipal meter will be removed and tested by the Corporation upon a written request from the consumer or the owner and the payment of a meter testing deposit, as set out in Schedule "A" of this by-law, for completion of the test.
 - (a) Should a meter, when tested, be found to register correctly or not in excess of three per cent (3%) in favour of the Corporation, the consumer/owner's deposit shall be forfeited towards the cost of the test and any additional expense incurred in removing, testing and reinstalling the meter will be paid for in full by the consumer/owner requesting such test.

- (b) Should a meter, when tested, be found to register in excess of 3% in favour of the Corporation, a refund will be made to the consumer/owner of an amount equal to such excess percentage of the water/sewer service rate paid for by such consumer/owner the previous four (4) months prior to the testing. In addition, the consumer/owner's meter testing deposit shall be returned in full, without interest. Notwithstanding the above, no reduction shall be made which will reduce the water/sewer service rate below the minimum water/sewer service rates fixed by Council.
2. A private meter will be removed and tested by the Corporation upon a written request from the consumer/owner, at the consumer/owner's expense.
 3. The Corporation reserves the right to test all meters being supplied with water from the Corporation's water works.
 4. Where the meter is equipped with a remote read-out unit of any type and a discrepancy occurs between the reading at the register of the meter and the reading on the read-out device, the Corporation will consider the reading at the meter to be correct, and will adjust and correct the consumer's account accordingly.
 5. No reduction or refund shall be made to a consumer/owner if there has been non-compliance with the provisions of this by-law.
 6. In the event that an owner refuses to have a meter placed or repaired on his property, the Municipality reserves the right to install a meter pit at the property line with all costs of said installation charged to the owner.
 7. The Corporation may, in default of payment of any deposit, fee or account, shut-off the supply of water to the premises. The Corporation shall not be liable for any damages to property or injury to persons by reason of shut-off of water supply.

F. FEES AND CHARGES

1. All permit fees and service charges for the inspection of connections to the water system and/or the sanitary sewer and storm sewer systems shall be paid as set out in Schedule "A" of this by-law for each connection and shall be payable as invoiced or at the time building permit fees are required to be paid, whichever is the sooner.
2. Service charges for the provision or discontinuance of water service shall be paid as set out in Schedule "A" of this by-law in each instance.
3. The charge for the authorized taking of water into a water carrier (tanker truck, sweeper, pumper, etc.) for non-emergency use shall be in accordance with Schedule "A" of this by-law. Permission to take water into a water carrier may be restricted during periods of water restrictions at the discretion of the Director.
4. All construction work within a public road right-of-way and within ten (10) meters of Municipal water or sewer works shall require a Water/Sewer Permit with a deposit of \$1000.00. Upon completion of the work, the private contractor shall request inspection of the work by the Municipality. The private contractor shall have seven (7) days to make good any remedial work required by the Municipal Inspector. At the end of the seven (7) days, the deposit shall be firstly used to correct any remedial work with the balance returned to the private contractor. The Water/Sewer Permit shall be valid for a period of sixty (60) days at which time it shall expire and the deposit may be used to carry-out any outstanding work with the balance returned to the private contractor. The period of validity of the permit may be extended at the sole discretion of the Director.

G. WATER/SEWER SERVICE RATES

1. A water/sewer service rate is hereby imposed upon the consumers of water from the Corporation's water works within the limits of the Municipality in accordance with the provisions of this by-law.
2. All such consumers shall pay water/sewer service rates in accordance with this by-law and Schedule "B" attached hereto.
3. The owners or occupants of unserved lands within the Municipality shall not be liable to pay water/sewer service rates.

H. APPLICATION FOR WATER/SEWER SERVICE

1. The consumer shall be liable to pay for the water supplied as indicated by the meter at the rates established herein.
2. Should an owner or occupant wish to have the water/sewer service rate invoiced directly to a tenant or lessee, an Application for Tenant Account shall be completed to the satisfaction of the Corporation in order to ensure that the tenant or lessee may be properly invoiced for all applicable water/sewer service rates or charges.
3. Upon receipt by the Corporation of an Application for Tenant Account, the Tenant or Lessee of such premises shall provide a deposit, in accordance with the amount set out in Schedule "C" attached hereto.
4. A deposit, in accordance with the amount set out in Schedule "C" shall be provided with all new account applications or account transfer requests submitted to the Corporation.
5. The Corporation shall have the discretion to waive the requirement for a deposit in its sole and unfettered discretion.

I. BILLING AND COLLECTION OF CHARGES

1. The water/sewer service rates charged by the Corporation for water supplied through the water service connection and private water services shall be those set out by this by-law and attached schedules unless the same is changed from time to time either by by-law or by resolution of the Council.
2. The Council may from time to time change said water/sewer service rates without notice to any person taking a supply of water from the Corporation.
3. Payment to the Corporation of accounts for the supply of water shall be made in accordance with this by-law. Rates for water supply shall be due on the date specified in the billing invoice.
4. Billing invoices shall be rendered bi-monthly, or on any other basis at the discretion of the Corporation. If meters are for any reasons not read bi-monthly an estimated rate may be used for billing and the account will be adjusted within six (6) months of the billing after the next reading of the meter.
5. In the event there is an apparent significant anomaly in the volume of metered water, the consumer may apply for a rate review by the Director of Public Works and an estimated rate may be used by the Corporation for billing and the account shall be adjusted, if applicable, upon completion of the rate review.
6. In the event of a default of payment by the consumer of the water/sewer service rate, the Corporation may shut off the supply of water but the amounts owed remain a debt to the Corporation.

7. In the event of a default of payment by the owner or occupant of any amounts owing for the costs relating to the installation and maintenance of a water meter, such amount shall become a charge against the property and shall be collectable in the same manner and priority as property taxes.
8. No charge for water supplied, for any type of service, shall be less than the base rate fixed by the Corporation as set out in Schedule "B" and any other charges as set out in this by-law.
9. The water/sewer service rate shall be as set out in Schedule "B", unless the water charge is based on the provisions established in Section I.10.
10. All consumer accounts not metered shall be deemed transition accounts and shall be billed in the following manner until such time meters are installed. Independent residential units and/or independent non-residential units having the use of the water/sewer system facilities shall pay the HIGHER of:
 - (a) a flat rate of \$55.00 PER MONTH PER UNIT;

OR

 - (b) independent non-residential units that are supplied with water and/or sewer services, and the water is not metered, shall pay the rate of \$1.20 per cubic metre calculated on 0.5 cubic metres per employee per working day.
11. In the event that an owner refuses to have a meter placed or repaired on his property, water rates of two times (2x) the rates as set out in Section I.10 shall apply. The Municipality reserves the right to install a meter pit at the property line with all costs of said installation charged to the owner.
12. Connection to the Municipality's water works only or sanitary sewer works only shall be permitted as follows:
 1. In the event that the owner of a property is connected to the Municipality's sanitary sewer works but is on private water system, a monthly water/sewer service rate at the applicable base rate shall apply per unit and such sewer rate shall be paid by the consumer.
 2. In the event that the owner of a property is connected to Municipality water works but is on private sanitary sewer system, a monthly water/sewer service rate that is equal to 50% of the applicable base rate plus 100% of the applicable cubic metre rate as set out in Schedule 'B' shall apply and such water/sewer service rate shall be paid by the consumer.
13. Notwithstanding anything contained herein, the Municipality shall be entitled to set the water/sewer service rate for any particular use and in respect of any particular premises based on the amount of service required or on any other relevant factor which the Municipality, in its sole discretion, deems just.

J. OVERDUE ACCOUNTS

1. Should a deposit or an account remain unpaid fifteen (15) days after the due date, a Final Notice may be sent by mail to the consumer, reminding the consumer of the outstanding amount.
2. Should a deposit or an account not be paid in full on or before the due date, a late payment charge of eight percent (8%) of the current charges owing on the due date shall be added to the amount owing.
3. Should a deposit or an account not be paid in full within thirty (30) days of the due date, a monthly interest charge of 1.25% (15 % per annum) shall be added to the outstanding account until such time as the account is paid in full.

4. Should a deposit or account remain unpaid thirty (30) days after the billing due date, a Notice of Disconnection may be delivered by the Corporation to the consumer or any other interested party, advising the consumer or other interested party that unless payment is received within seven (7) days, the water service may be disconnected.
5. Should the Corporation be required to deliver Notice of Disconnection, a charge shall be applied to the outstanding account. The rates for the Notice of Disconnection charge are set out in Schedule "A" of this by-law.
6. Accounts relating to the installation and repair of meters or service pipes shall be payable by the owner of the property. If the owner of any premises omits, neglects or refuses to pay any invoice rendered, whether for water, service pipes, meter, service charge or any other monies to which the Corporation may be entitled in respect to such premises, the Corporation may at its discretion shut off the water to the premises and such charges shall remain a lien on the property and may be collected in the like manner as taxes. The invoice shall be deemed to be served upon the owner if it is delivered or sent by mail to the premises supplied.
7. The Corporation may, in default of payment of any deposit or account, shut-off the supply of water to the premises. The Corporation shall not be liable for any damages to property or injury to persons by reason of shut-off of water supply.
8. In case there are any arrears of water/sewer service rates, or any other rates or charges owing to the Corporation under this by-law, charged against any property, the water shall not be turned on for service of such premises until all such arrears are paid, but the Corporation reserves all right to collect the charges for water supplied, and all other charges owing to the Corporation.
9. Any payment received shall be applied firstly to outstanding interest and secondly, to outstanding charges under this by-law.
10. Where it has been necessary to discontinue service as a result of non-payment, a reconnection charge will be levied against the delinquent account, in addition to the applicable Notice of Disconnection charge. The reconnection charge rate shall be paid by the owner or occupant, in advance, and shall be in the amount set out in Schedule "A" of this by-law.
11. A record shall be maintained in the offices of the Corporation, which shall contain the assessment number, street number and location of premises from which the water supply has been turned off for non-payment of accounts and the sum remaining unpaid. Such records shall be maintained for inspection by any person or persons considering the purchase of any property, for the purposes of informing said person or persons of the status of the account.

K. ENFORCEMENT

1. The following constitute offences under this by-law:
 - (a) No person shall willfully hinder or interrupt, or cause or procure to be hindered or interrupted, the Corporation or any of its officers, contractors, agents, servants or workmen, in the exercise of any of the power conferred under this by-law;
 - (b) No person shall willfully let off or discharge water so that the water runs waste or useless out of the water works;
 - (c) No person being a tenant, occupant, lessee, owner, the agent of a lessee, or any person in possession of any house, building or other premises supplied with water from the water works, shall improperly waste the water or, without the consent of the Corporation, lends, sells or disposes of the water, gives it away, permits it to be taken or carried away, uses or applies it to the use or benefit of another, or to any use and benefit other than his own;
 - (d) No person shall willfully open or close any valve or hydrant.

- (e) No person shall willfully obstruct the free access to any hydrant, shut-off valve, valve, chamber or pipe by placing on it any building material, rubbish or other obstruction without lawful permission;
 - (f) No person shall throw or deposit any injurious, noisome, or offensive matter into the water or waterworks, or in any way foul the water or commit any willful damage or injury to the water works, sanitary sewer works, pipes or water, or encourages the same to be done;
 - (g) No person shall willfully alter any meter placed upon any service pipe or connected therewith, within or outside any building or other place, so as to lessen or alter the amount of water registered;
 - (h) No person shall lay or cause to be laid any pipe or main to connect with any pipe or main of the Corporation's water works, or in any way obtain or use the water without the consent of the Corporation;
 - (i) No person shall install or operate a water source heat pump, which is connected to the Municipality's water works;
 - (j) No person shall participate in the unauthorized operation of a fire hydrant or "taking of water" from the Corporation's water works;
 - (k) No person shall connect any pipe or work at the connection of any pipe or other appurtenance associated with the Corporation's water works, sanitary sewer or storm sewer systems without a Water/Sewer Permit.
 - (l) No person shall backfill any trench or close in or bury any works for which a Water/Sewer Permit has been issued without an inspection being first conducted by the Public Works Department of the Municipality; and their approval for such works has been granted.
2. Any person violating any of the provisions of this by-law is guilty of an offence and, on conviction, shall be liable to a penalty pursuant to the *Provincial Offences Act*, as amended.
- (a) Set fines may be established for certain offences contained in this by-law. Such set fines shall be established pursuant to the *Provincial Offences Act* and shall become effective upon the approval of the same by the Chief Justice of the Provincial Offences Court.
3. In addition to other sanctions and remedies provided in this by-law, the Corporation may turn off or restrict the supply of water to any consumer where such consumer has violated any of the provisions of this by-law, and may refuse to restore normal service until the violation complained of has been terminated or remedied. The Corporation will not be liable for any damage to property or injury to person by reason of shut-off of water supply.

L. SCHEDULES

The following Schedules are attached hereto and form part of this by-law:

- Schedule "A" - Fees and Charges
- Schedule "B" - Water/Sewer Service Rates
- Schedule "C" - Additional Charges
- Schedule "D" - Set Fine Schedule

M. SHORT TITLE

This by-law shall be cited as "The Municipality of North Grenville Water/Sewer Use By-Law".

N. GENERAL PROVISIONS

1. The Corporation is exempt from the provisions of this by-law except where and when it is deemed appropriate by the Municipality not to be.
2. By-Law 13-01, as amended, and By-Law 29-04 are hereby repealed.
3. This by-law shall come into force on October 1, 2008.

ENACTED AND PASSED
THIS 8TH DAY OF SEPTEMBER, 2008.

BILL GOOCH
Mayor

CAHL POMINVILLE
Clerk

THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE

SCHEDULE "A" to By-Law No. 62-08

FEES AND CHARGES

- Water/Sewer Connection Permit including service charge for inspection:
 - water service connection \$50.00
 - sanitary sewer connection \$50.00
 - storm sewer connection \$50.00

- Charges for Standard Water Meter and Related Appurtenance shall be in accordance with the size of the meter, including:
 - 16 mm x 19 mm (5/8" x 3/4") meter; Cost of equipment at time of installation
 - Meter Pit (excluding meter)

Larger meters and non-standard meter installations shall be billed to the owner. Definition of non-standard installation and associated costs shall be at the sole discretion of the Director.

- Owner Requested Municipal Meter Accuracy Testing Deposit - \$50.00 for each test.
- Owner Requested Private Meter Accuracy Testing - \$50.00 for each test.
- Notice of Disconnection Charge - \$50.00 and will be applied to the outstanding account.

- Disconnection and Reconnection Charge.
When it has been necessary to reconnect a service as a result of non-payment, a reconnection charge of \$50.00 shall be levied against the delinquent account.

- Owner requested disconnection - \$50.00
- Owner requested reconnection - \$50.00

- Rates for Water taken from Hydrants
 - Corporation Fire Department Emergency use - No Charge
 - Other Users \$3.00/m³ (Minimum charge of \$50.00)

THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE

SCHEDULE "B" to By-Law No. 62-08

WATER/SEWER SERVICE RATES

Base Rate (per unit per month)	Effective October 1, 2008	Effective October 1, 2009	Effective October 1, 2010	Effective October 1, 2011
A) Independent Residential Unit	\$ 41.00	\$ 43.05	\$ 45.20	\$ 47.46
B) Multiple Residential Unit	\$ 41.00	\$ 43.05	\$ 45.20	\$ 47.46
C) Building Containing Independent Residential Unit(s) and Independent Non-Residential Unit(s)	\$ 41.00 *	\$ 43.05 *	\$ 45.20 *	\$ 47.46 *
D) Independent Non-Residential Unit with private water laterals equal to or greater than 1" in diameter	**	**	**	**
E) Multiple Independent Non-Residential Units with private water laterals equal to or greater than 1" in diameter	\$ 41.00 *	\$ 43.05 *	\$ 45.20 *	\$ 47.46 *
Metered Water/Sewer Service Rate (per cubic meter after 5 cubic meters per month)	\$ 2.30	\$ 2.42	\$ 2.54	\$ 2.66

* the greater of the above base rate multiplied by the number of units or the base rate multiplied by the pipe size factor as calculated in the table below

** the base rate charge is calculated using the chart below

		Monthly Base Rate			
Lateral Diameter	Pipe Size Factor	Effective October 1, 2008	Effective October 1, 2009	Effective October 1, 2010	Effective October 1, 2011
Greater than or equal to (>=) 1" less than 2"	2.4	\$ 98.40	103.32	108.49	113.91
>= 2" less than (<) 3 "	4	\$ 164	172.2	180.81	189.85
>= 3" < 4"	6	\$ 246	258.3	271.22	284.78
>= 4" < 6"	8	\$ 328	344.4	361.62	379.7
>= 6" < 8"	12	\$ 492	516.6	542.43	569.55
>= 8" < 10"	16	\$ 656	688.8	723.24	759.4
over 10"	pipe size in inches multiplied by 2	Pipe size factor multiplied by the base rate			

THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE

SCHEDULE "C" to By-Law No. 62-08

ADDITIONAL CHARGES

- Tenant account deposit of not less than \$150.00

Set Fine Schedule - Part I Provincial Offences Act with respect to Water & Sewer Use		Schedule “D” to North Grenville By-Law 62-08	
ITEM	SHORT FORM WORDING	PROVISION CREATING OR DEFINING OFFENCE	SET FINE (INCLUDING COSTS)
1	CONNECT WATER/SEWER SERVICE TO PREMISES WITHOUT A PERMIT.	Sec. 5	\$350.00
2	TAKE WATER FROM A MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 6	\$300.00
3	CONNECT WATER SERVICE TO ANY PREMISES WITHOUT FIRST INSTALLING AN APPROVED WATER METER/APPURTENANCE.	Sec. 7	\$300.00
4	ALLOW WATER SERVICE TO BE CONNECTED TO ANY PREMISES WITHOUT FIRST INSTALLING AN APPROVED WATER METER/APPURTENANCE.	Sec. 7	\$300.00
5	CONNECT WATER SERVICE TO ANY PREMISES THROUGH A WATER METER/APPURTENANCE NOT INSTALLED BY AN AUTHORIZED CONTRACTOR.	Sec. 7	\$300.00
6	ALLOW WATER SERVICE TO BE CONNECTED TO ANY PREMISES THROUGH A WATER METER/APPURTENANCE NOT INSTALLED BY AN AUTHORIZED CONTRACTOR.	Sec. 7	\$300.00
7	ALLOW WATER TO BE TAKEN FROM MUNICIPAL WATER WORKS BY OTHER MEANS THAN THROUGH AN APPROVED WATER METER.	Sec. 8	\$300.00
8	TAKE WATER FROM MUNICIPAL WATER WORKS BY OTHER MEANS THAN THROUGH AN APPROVED WATER METER.	Sec. 8	\$300.00
9	FAIL TO REPLACE / RETROFIT WATER METER AS REQUIRED	Sec. 9	\$150.00
10	FAIL TO INSTALL A LOCKABLE SHUT OFF VALVE ON A WATER METER FOR A TENANT ACCOUNT.	Sec. 12	\$150.00
11	FAIL TO INSTALL A SEPARATE WATER METER FOR A TENANT ACCOUNT.	Sec. 12	\$150.00
12	FAIL TO PLACE METER IN PROPER LOCATION AS DIRECTED.	Sec. 14	\$150.00
13	UNAUTHORIZED PERSON DID, INSTALL, INSPECT, REPAIR OR TAMPER WITH A PRIVATE WATER METER OR RELATED APPURTENANCE.	Sec. 15	\$300.00
14	UNAUTHORIZED PERSON DID, INSTALL, INSPECT, REPAIR OR TAMPER WITH A MUNICIPAL WATER METER OR RELATED APPURTENANCE.	Sec. 15	\$500.00
15	FAIL TO PROVIDE APPROPRIATE HEAT TO METER TO PREVENT DAMAGE.	Sec. 16	\$200.00
16	CHANGE LOCATION OF A WATER METER WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 18	\$350.00

17	DISCONNECT ANY PREMISES FROM THE MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 20	\$200.00
18	ALLOW TO BE DISCONNECTED ANY PREMISES FROM THE MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 20	\$200.00
19	CONNECT A PRIVATE WATER SUPPLY SYSTEM AND MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION.	Sec. 21	\$350.00
20	ALLOW TO BE CONNECTED A PRIVATE WATER SUPPLY SYSTEM AND MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION.	Sec. 21	\$350.00
21	MAKE A DIRECT CONNECTION BETWEEN A PRIVATE WATER SUPPLY SYSTEM AND MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION.	Sec. 21	\$350.00
22	ALLOW TO BE MADE A DIRECT CONNECTION BETWEEN A PRIVATE WATER SUPPLY SYSTEM AND MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION.	Sec. 21	\$350.00
23	FAIL TO INSTALL AN APPROVED BACK-FLOW PREVENTION DEVICE TO PREVENT CROSS-CONTAMINATION.	Sec. 22	\$150.00
24	FAIL TO ALTER PIPING TO PREVENT CROSS-CONTAMINATION.	Sec. 22	\$150.00
25	ALLOW A WATER WELL TO REMAIN CONNECTED TO A PREMISE SERVICED BY OR CONNECTED TO MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 25	\$350.00
26	CONNECT A WATER WELL TO A PREMISE SERVICED BY OR CONNECTED TO MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 25	\$200.00
27	BEING THE PROPERTY OWNER, DID FAIL TO ABANDON A WATER WELL AS REQUIRED.	Sec. 26	\$350.00
28	HINDER OR INTERRUPT THE AUTHORIZED INSTALLATION OR INSPECTION OF A WATER METER OR RELATED APPURTENANCE.	Sec. 28	\$250.00
29	WILLFULLY DISCHARGE WATER FROM MUNICIPAL WATER WORKS ALLOWING THE WATER TO RUN WASTE.	Sec. 47(b)	\$150.00
30	OWNER, DID SELL, BARTER, OR OTHERWISE DISPOSE OF WATER FROM A MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 47(c)	\$150.00
31	TENANT/OCCUPANT DID SELL, BARTER, OR OTHERWISE DISPOSE OF WATER FROM A MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION OF THE MUNICIPALITY.	Sec. 47(c)	\$150.00
32	WILLFULLY OPEN OR CLOSE A VALVE OR HYDRANT.	Sec. 47(d)	\$500.00
33	OBSTRUCT FREE ACCESS TO A VALVE, HYDRANT, CHAMBER OR PIPE.	Sec. 47(e)	\$300.00
34	THROW OR DEPOSIT INJURIOUS, NOISOME OR OFFENSIVE MATTER INTO THE MUNICIPAL WATER WORKS.	Sec. 47(f)	\$350.00

35	THROW OR DEPOSIT INJURIOUS, NOISOME OR OFFENSIVE MATTER INTO MUNICIPAL WATER.	Sec. 47(f)	\$350.00
36	WILLFULLY CAUSE DAMAGE OR INJURY TO MUNICIPAL WATER WORKS.	Sec. 47(f)	\$350.00
37	WILLFULLY CAUSE DAMAGE OR INJURY TO MUNICIPAL SANITARY SEWER WORKS.	Sec. 47(f)	\$350.00
38	WILLFULLY CAUSE DAMAGE OR INJURY TO PIPES OR MUNICIPAL WATER.	Sec. 47(f)	\$350.00
39	ENCOURAGE THE WILLFUL DAMAGE OF MUNICIPAL WATER WORKS.	Sec. 47(f)	\$350.00
40	ENCOURAGE THE WILLFUL DAMAGE OF MUNICIPAL SANITARY SEWER WORKS.	Sec. 47(f)	\$350.00
41	ENCOURAGE THE WILLFUL DAMAGE OF PIPES OR MUNICIPAL WATER.	Sec. 47(f)	\$350.00
42	WILLFULLY ALTER A WATER METER.	Sec. 47(g)	\$300.00
43	LAY PIPE TO MUNICIPAL WATER MAIN WITHOUT AUTHORIZATION	Sec. 47(h)	
44	CONNECT TO MUNICIPAL WATER MAIN WITHOUT AUTHORIZATION	Sec. 47(h)	
45	OBTAIN OR USE WATER FROM MUNICIPAL WATER WORKS WITHOUT AUTHORIZATION	Sec. 47(h)	\$300.00
46	INSTALL OR OPERATE A WATER SOURCE HEAT PUMP CONNECTED TO MUNICIPAL WATER WORKS.	Sec. 47(i)	\$500.00
47	PARTICIPATE IN THE UNAUTHORIZED OPERATION OF A FIRE HYDRANT OR TAKING OF WATER FROM MUNICIPAL WATER WORKS.	Sec.47(j)	\$300.00
48	CONNECT PIPE OR OTHER APPURTENANCE TO THE MUNICIPAL WATER WORKS WITHOUT A PERMIT.	Sec.47(k)	\$500.00
49	CONNECT PIPE OR OTHER APPURTENANCE TO THE MUNICIPAL STORM SEWER WITHOUT A PERMIT.	Sec.47(k)	\$500.00
50	CONNECT PIPE OR OTHER APPURTENANCE TO THE MUNICIPAL SANITARY SEWER WITHOUT A PERMIT.	Sec.47(k)	\$500.00
51	BACKFILL, BURY, OR CLOSE IN ANY WORKS RELATING TO A WATER / SEWER PERMIT WITHOUT INSPECTION AND APPROVAL.	Sec. 47(l)	\$300.00

**THE PENALTY SECTION FOR THE OFFENCES REFERRED TO ABOVE IS IN
SECTION 61 OF THE PROVINCIAL OFFENCES ACT, R.S.O. 1990, c. P.33**