



By-Law No. 2013-19

Being a By-law to impose sewage service rates upon owners or occupants of land who use the sewage system, owned and operated by the Corporation of the Township of Dubreuilville.

WHEREAS Part XII of the Municipal Act, 2001, S. O. 2001, Chapter 25, as amended provides municipalities with the authority to impose fees or charges upon owners or occupants of land who use sewage works; and

WHEREAS the Council of the Corporation of the Township of Dubreuilville deems it desirable and necessary to pass a by-law imposing a Sewage Service Rate upon owners or occupants of land who use the Dubreuilville Sewage System;

NOW THEREFORE the Council of the Corporation of the Township of Dubreuilville enacts as follows:

1. A Sewage Service Rate is hereby imposed upon all owners of buildings connected to the Dubreuilville Sewage System to pay for the consumption, including repair, maintenance, depreciation, deferred maintenance, reserve fund or for any such purpose of the sewage works.
2. A Capital Sewage Service Rate may hereby be imposed upon all owners of buildings connected to the Dubreuilville Sewage System to pay for capital upgrades (if any) done to the sewage system.
3. The sewer fees shall be based per unit applicable to said property as determined through the current year's units as per the utility financial system that is constantly kept current.
4. The treasurer shall issue semi-annual bills to the Owners of serviced properties in accordance with Schedule "A" of this By-Law.
5. The due dates for the sewer bills shall be May 31st, (interim) and November 30th, (final) in every year.
6. The interim sewer bill, in any year, shall be in the amount of 50% of the previous year's levy, rounded to the nearest dollar.

7. The interim amount shall be deducted from the final sewer bill which shall be calculated by taking the amount to be levied for sewer services as per approved current year budget and dividing that amount by the total number of units as determined through the current year's units as per the utility financial system that is constantly kept current.
8. A property is only subject to fees outlined in Section 1 in an amount equal to the amount determined under Section 7 divided by 365 days multiplied by the total days of actual use in a given calendar year. Adjustments to the final water bill for actual amount of days used and connected to the Municipal Water Supply will only be reflective on your bill if the proper request was made and filed with the Public Works Superintendent and/or Service Provider to turn on or off the municipal water supply throughout the current year.
9. Fees outlined in Section 2 are payable regardless of whether the service is used or not.
10. Sewer bills shall be due and payable not less than twenty-one (21) days from the date of billing.
11. Sewer bills shall be payable to the Township of Dubreuilville and may be paid during office hours in person, through online banking or by mail at the Township of Dubreuilville offices, 23 rue des Pins, P.O. Box 367, Dubreuilville ON P0S 1B0.
12. The owner shall pay to the Township upon demand, the sewer charges assessed against each unit, subject to the following:
 - 11.1 an owner may apply, in writing, to the Treasurer to authorize the billing of sewer charges to a tenant. Both the owner and the tenant shall sign said application.
 - 11.2 an owner who has opted to have sewer charges billed directly to a tenant is not relieved from the financial responsibility of said charges should a tenant default.
13. The Treasurer shall impose a one-time five (5) percent late charge on all unpaid accounts on the day after the due date.
14. If an account remains unpaid for a period of ninety (90) days, the Treasurer shall notify the owner and/or occupant by registered mail that the Municipal Water Supply may be turned off by the Township. Please refer to By-law No. 2013-18, section 6.14 for the flat rate fee that will be charged to the account for the cost of sending a registered notice. If the owner has opted to direct bill to the tenant/occupant, a copy of this same notice shall be copied to the tenant/occupant. The notice shall provide the owner and/or occupant with twenty-one (21) days from the date of the notice to make suitable arrangements for payment of the account. If the owner and/or occupant fails to pay the account or make suitable arrangements for the payment thereof within the twenty-one (21) days, the Treasurer shall direct the Public Works Superintendent or alternate to shut off the Municipal Water Supply to the subject unit or building.

15. Where the Municipal Water Supply has been shut off under Section 14, the Public Works Superintendent or alternate shall turn on the water supply, when the owner and/or occupant has complied with the following conditions:
- 15.1 the account has been paid in full; and
 - 15.2 the re-connection fee as set out in Schedule "B" of By-law 2013-18 has been paid to the Township.
16. Where the Municipal Water Supply has been turned off and the owner and/or occupant fails to take any action to restore the water supply in accordance with Section 15, the Treasurer may add the account to the Tax Roll to be collected in the same manner as property taxes.
17. Where a billing error has resulted in over-billing, the account shall be credited with amount equal to any overpayment during the twelve-month period preceding the discovery of the error by the Township. Where a property has changed ownership during the twelve month period, the Township shall make every reasonable effort to locate and refund any applicable credit to the previous owner.
18. Where a billing error has resulted in under-billing, the account shall be charged an amount equal to any underpayment during the twelve (12) month period preceding the discovery of the error by the Township. Where a property has changed ownership during the twelve month period, the sewer charges shall only be in the amount attributable to the current owner.
19. If any provision of this by-law is inconsistent with any Act, the provisions of the applicable Act shall prevail.
20. Where the context permits, words importing the singular also include more than one persons, parties or things of the same kind. Where the context permits, words importing the masculine gender, also include female as well as male.
21. That this by-law may be cited as the "Sewage Service Rate By-law".
22. That by-law 2008-28 is hereby repealed.
23. That this by-law shall take force and effect upon passage hereof.

PASSED this ____ day of _____ 2013.

MAYOR

CLERK