

THE CORPORATION OF THE TOWNSHIP OF NORTH STORMONT

BY-LAW NO. 23-2023

Being a by-law to adopt the 2023 Operating and Capital Water and Sewer Budget and impose fees or charges for the supply of water and sewer services.

WHEREAS the *Municipal Act, 2001*, c. 25 s. 5 (1) provides that the powers of a municipal corporation are to be exercised by its council;

AND WHEREAS the *Municipal Act, 2001*, c. 25 s. 5 (3) provides that the powers of every council are to be exercised by by-law;

AND WHEREAS the *Municipal Act, 2001*, c. 25 s. 11 provides that a municipality may pass by-laws respecting matters within the sphere of public utilities;

AND WHEREAS the *Municipal Act, 2001*, c. 25 s. 391 authorize a municipality to impose fees or charges on persons for services or activities provided or done on behalf of it, and for costs payable by it for services or activities provided;

AND WHEREAS the *Municipal Act, 2001*, c. 25 s. 391 also authorizes fees or charges for capital costs may be imposed on persons not receiving an immediate benefit from the services or activities but who will receive a benefit at some later point in time;

AND WHEREAS the *Municipal Act, 2001*, c. 25 s. 398 provides that the treasurer of a local municipality may add fees and charges imposed by the municipality to the tax roll for the property in the local municipality and collect them in the same manner as municipal taxes, and in the case of fees and charges for the supply of a service, the property to which the service was supplied and, in all other cases, any property for which all of the owners are responsible for paying the fees and charges;

AND WHEREAS the Township of North Stormont provides municipal systems for water and sewer services in the villages of Crysler, Finch and Moose Creek and wishes to impose fees and charges on owners where this service is provided.

AND WHEREAS it is deemed necessary to adopt the 2023 capital and general operating budget for water and sewer and impose fees for the supply of water and sewer services.

NOW THEREFORE Council of the Township of the North Stormont hereby enacts as follows:

1. That the 2023 Operating & Capital Water and Sewer Budget attached as Schedule "A" be hereby adopted.
2. Fees and charges indicated on the attached Schedule "B" form part of this by-law and are hereby adopted and shall be effective January 1st, 2023.
3. Water and sewer billings for vacant lots shall be issued annually in November. Flat rate water and sewer billings shall be issued quarterly, that being April, July, October, and January (following year) and shall be due and payable as indicated on

the applicable invoice.

4. A penalty at the rate of 1.25% per month or a fraction thereof shall be added to any fees and charges imposed under this by-law which remain outstanding after the due date.
5. Fees and charges imposed under this by-law, remaining outstanding at February 28th of each year, shall be added to the tax roll for the property against which they are outstanding, and shall be collected in the same manner as municipal taxes.
6. Water and/or sewer billing invoices are payable in Canadian currency, by cash, cheque or debit. Payments may be made in person at the municipal office, by mail, telephone/internet banking and at most financial institutions; a transaction fee may be applicable.
7. Property owners may pay their water and/or sewer billing invoices through pre-authorized payments (PAP) on the due date and more specifically, and twelve (12) months with no interest. Two (2) instances of returned payments shall result in removal from the PAP plan. The appropriate charge will apply in each instance.
8. The owner(s) on all new accounts shall be billed the applicable water and/or sewer rates commencing on the date the water was turned on at the property. Water and/or sewer billing invoices shall be pro-rated based on the number of days of service.
9. There shall be no monetary compensation if the water and/or sewer service has been shut off; flat rate billing applies for all accounts.
10. For the purpose of clarification, no exemption from the water and/or sewer rates shall be permitted solely because of tax exempt status under the *Assessment Act*. In addition, properties connected to the municipal water and/or sewer systems will not be eligible for rate exemption based solely on the fact that the owner does not chose to utilize the connection.
11. Any by-law and/or resolution inconsistent with this by-law is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME and passed, signed and sealed in open Council this 28th day of March 2023.

Original Signed March 28th, 2023

François Landry, Mayor

Original Signed March 28th, 2023

Craig Calder, CAO/Clerk

SEAL

SCHEDULE "B"
BY-LAW NO. 23-2023

Fees and charges for the supply of water and sewer services Crysler, Finch and Moose Creek systems effective January 1, 2023:

BILLING TYPE	SERVICES PROVIDED	BILLING AMOUNT
Quarterly - Operations	Water	\$140.29
Quarterly - Operations	Sewer	\$110.92
Quarterly - Capital	Water and Sewer	\$32.62
Quarterly - Capital	Water	\$16.31
Annually	Vacant lots with curb stop installed	\$130.50

Summary:

Water and Sewer quarterly billing total = \$283.83

Water Service quarterly billing total = \$156.60