

"WATERWORKS RATE AND REGULATION BYLAW 2006 NO. 7004"

Consolidated Version

2023-FEB-06

Includes Amendments: 7004.01, 7004.02, 7004.03, 7004.04, 7004.05, 7004.06, 7004.07,
7004.08, 7004.09, 7004.10, 7004.11, 7004.12, 7004.13, 7004.14, 7004.15, 7004.16, 7004.17,
7004.19, 7004.18, 7004.20

CITY OF NANAIMO

BYLAW NO. 7004

A BYLAW RESPECTING WATERWORKS

Citation

1. This Bylaw may be cited as the "WATERWORKS RATE AND REGULATION BYLAW 2006 NO. 7004".

Establishment

2. The Council is hereby authorized to operate and maintain a municipal water system within the boundaries of the City as a utility of the City of Nanaimo and fix terms, rates and conditions under which water facilities may be supplied and used.

Definitions

3. In this Bylaw, unless the context otherwise requires:

"AT COST"

means:

- (1) Any person or customer who applies to the City for work which is to be done "at cost" shall pay a cost determined by the City and which includes the amount expended by the City for gross wages and salaries, employee fringe benefits, materials, equipment rentals at rates paid by the City or set by the City for its own equipment and any other expenditures incurred in doing the work, plus administration charges.
- (2) The General Manager, Engineering and Public Works (7004.15) shall supply an estimated cost and any applicant shall make an advance payment in the amount estimated prior to the commencement of any work.
- (3) At the conclusion of the work, any additional cost shall be paid to the City or any surplus shall be refunded to the customer.

"BILLING PERIOD"

means the period of time over which water consumption is recorded and for which a charge is levied upon each owner of real property supplied with water by the system. There shall be three billing periods in each twelve (12) month period for each owner of real property supplied with water by the system.

"BULK WATER"
(7004.13)

means potable water provided via metered pipe connection to an authorized party for re-distribution,

pursuant to a duly executed Agreement. Authorized parties may include Improvement Districts, First Nations, or other municipal customers, and does not include residential, commercial, industrial or industrial customers or water haulers.

"CITY METER"	means a meter and associated plumbing and appurtenances installed by the Department unless otherwise authorized by the General Manager, Engineering and Public Works (7004.15), at the property owners expense and is maintained by the Department.
"CONTRACTOR" (7004.18)	Means the person, firm or corporation identified as such in any agreements or applications for temporary use connections with the City of Nanaimo. The term Contractor means the Contractor or the Contractor's authorized representative as designated by the Contractor to the Owner in writing.
"DEPARTMENT"	means the Department of Engineering and Public Works of the City.
"GENERAL MANAGER" (Bylaw No. 7004.19)	means the General Manger, Engineering and Public Works and any duly authorized designate of the General Manager.
"DIRECTOR OF FINANCE"	means the person duly appointed as such from time to time by Council and includes any person appointed or designated by the Director of Finance to act on his behalf.
"DOMESTIC SERVICE CONNECTION"	means a water pipe including a City meter and associated plumbing and appurtenances extending from the system to the property line of the real property served or about to be served for the purpose of supplying water for domestic use.
"FIRELINE SERVICE CONNECTION"	means a water pipe including a City or private meter and associated plumbing and appurtenances extending from the system to the property line of the real property served or about to be served for the sole purpose of supplying water to provide fire protection.
"PRIVATE METER"	means a meter and associated plumbing and appurtenances installed on the real property served or about to be served and is installed at the expense of and by the property owner being served in accordance with the Manual of Engineering Standards and Specifications and is maintained by the property owner being served, and a covenant has been entered into as per Schedule 'E' attached to and forming part of this bylaw.
"SERVICE CONNECTION"	includes a domestic service connection and fireline service connection.

"SYSTEM"	means the Waterworks Utilities System of the City.
"WATER HAULER" (7004.13)	means a truck, tank or conveyance used to haul drinking water for domestic purposes.
"WATER HAULER FILL STATION" (7004.13)	means a purposely constructed station designed to provide access and service Water Haulers.
"WATER USE RESTRICTIONS"	mean the restrictions on use of water supplied by the system contained in this Bylaw.

Management

4. The management of the system shall be divided into two parts, which shall consist of the following:
 - (a) Financial Management: includes all matters pertaining to the levying and collecting of water rates which shall be under the charge of the Director of Finance.
 - (b) Works Management: includes all matters pertaining to the engineering and mechanical work in connection with the system which shall be under the charge of the General Manager, Engineering and Public Works (7004.15).

Water Rates

5. The rates as set out in Schedule 'A' are hereby imposed upon all users and the rates shall be levied and collected in accordance with that Schedule.
6. A charge shall periodically be levied upon all owners of real property supplied with water in accordance with the rates as set out in Schedule 'A', including any other charge for service from the system that may be levied under the provisions of this Bylaw and amendments thereto, and may, for convenience and economy, be included on a common form with other user rates levied by law.
7. In the case of firelines, the rates to be levied and charged shall be the rates outlined in Schedule 'B' of this bylaw.
8. Any user who proposes to be supplied with water for a building or structure when no building permit has been obtained from the City for that building or structure shall, as a condition of supply, prior to connection to the system:
 - (a) pay to the City a contribution to assist the City to pay the capital costs of providing, constructing, altering and expanding the City's water distribution system, in an amount equal to the development cost charges for water services which would be payable to the City but for the absence of a building permit; and
 - (b) provide the City with written certification under the seal of a professional engineer that the water system in the building or structure has been installed with adequate protection against backflows into the system.

9. The rates levied and imposed under Schedules 'A' and 'B' of this Bylaw shall be charged in a like manner where a person has a fireline service connection, provided any such consumption represents use of water not for firefighting purposes.
10. Where water rates are charged for a shorter period than the normal billing period in respect to any premises coming within the provisions of this section, the charges for such shorter period in respect of such premises shall be calculated, levied and collected on a proportionate basis of the charges applicable thereto. In the case of a service connection being made during any year, the charges imposed shall commence on the date of service connection to the system. However, if any such charges remain unpaid at the end of any billing period, such charges shall be added to the water charges to become due and payable in respect of such premises in the following billing period.
11. The Council may, by resolution, authorize the collection of the rates and charges levied under this Bylaw through bonded commission agents or agencies.

Meters

12. All service connections shall be installed with a City or private meter in accordance with the Manual of Engineering Standards and Specifications (Schedule 'A' of the City of Nanaimo "SUBDIVISION CONTROL BYLAW 1989 NO. 3260" and any amendments thereto), and approved by the Department.
13. Each individual City and private meter shall, whenever possible, be read once in every billing period.
14. Notwithstanding section 13, the reading of any given meter may be postponed until the next billing period; and in such a case, the rate to be charged:
 - (a) for the billing period for which no reading is taken, shall be calculated on the consumption for the same period in the previous year; and
 - (b) for the billing period following that in which no reading is taken, shall be calculated on the total actual consumption in the two billing periods, as read on the meter, minus the average consumption utilized in subsection (a).
15. The rates as set out in Schedule 'B' are hereby imposed upon owners of real property and shall be levied and collected as monthly rental for City meters supplied by the Department, whether installed at the request of the owner of the premises, or not, and whether any water has been consumed in any such month, or not, unless the water supply to such premises has been shut off continuously for one month or more as specifically provided herein.

Service Connections

16. The owner may apply to the General Manager, Engineering and Public Works (7004.15) for a service connection who may authorize installation of the appropriate service connection following prepayment of the permit fees required by this Bylaw.
17. The rates as set out in Schedule 'C' are hereby imposed upon owners of real property and shall be levied and collected as a service connection permit fee to defray the cost of laying a service connection, and as a fee for the flow testing of fire hydrants to defray the cost of performing fire flow testing.

18. Prior to the approval of a fireline service connection with a private meter, the General Manager, Engineering and Public Works (7004.15) may require the owner of the real property to execute and deliver to the City an agreement pursuant to Section 219 of the *Land Title Act*, in registerable form and substantially in the form attached as Schedule 'E' to this Bylaw, to be registered against title to the real property.
19. Prior to the turning on of any water from the system, the applicant must show to the satisfaction of the General Manager, Engineering and Public Works (7004.15) that service pipes, stop-cocks and other fixtures on their real property conform to the B.C. Plumbing Code, and that private meter installations conform to the Manual of Engineering Standards and Specifications (Schedule 'A' of the City of Nanaimo "SUBDIVISION CONTROL BYLAW 1989 NO. 3260" and any amendments thereto).
20. Should the owner of any real property which has become vacant desire that the water supply to such property be discontinued, he shall notify the Department in writing to this effect and shall likewise notify the Department when it is desired that the water supply be again made available to such real property. The General Manager, Engineering and Public Works (7004.15) may, upon prepayment of the fee as set out in Schedule 'C', undertake the disconnection or reconnection.
21. The General Manager, Engineering and Public Works (7004.15) may cause the water supply to be shut off to any service connection:
 - (a) on application by owner and prepayment of a service charge, or
 - (b) on violation of provisions of this Bylaw.
 - (c) Any person who may have their water supply shut off to any service connection for violating the provisions of the Bylaw under Section 21(b), may arrange for Council to reconsider the decision by giving written notice of appeal to the Corporate Officer as outlined in the "Appeals Procedure Bylaw, 2022 No. 7354" as amended from time to time. (Bylaw 7004.19)

Regulations

22. No person other than an occupant of real property shall use water supplied to that property.
23. No person shall use or cause or allow to be used water contrary to the water use restrictions in effect from time to time.
24. No person shall waste or cause or allow to be wasted water from the system by causing or permitting water to run off onto a highway or into a storm sewer system.
25. No person shall use or allow to be used water supplied by the system except in accordance with the provisions of this Bylaw.
26. *Deleted (7004.13)*
27. No person other than the City shall connect to the system.
28. 28.1 No person shall connect any pipe or other fitting or thing which is in any way connected to or supplied from the system with any other water supply.

- 28.2 No person shall connect any pipe or other fitting which is in any way connected to a fireline service connection for any purpose other than fire protection without approved authorization from the General Manager, Engineering and Public Works (7004.15).
29. No person shall tamper with or damage any hydrant, valve, stop-cock, pipe, City meter or other appliance being part of the system.
30. No person, other than Officers, Employees and Firefighters of the City or persons duly authorized in writing by the General Manager, Engineering and Public Works (7004.15), shall open or use any fire hydrant, valve or stop-cock belonging to the City.
31. 31.1 Owners, occupants or tenants of real property supplied with water from the system, and where the City or private meter is located on the real property, shall provide and maintain an adequate and convenient passage-way to the water meter installed, and shall keep such passage-way reasonably accessible at all times for the reading, repairing, or removal of such meter. All private meters shall be under the supervision and control of the Department.
- 31.2 Where a private meter fails to register, has been damaged, or has been tampered with, the property owner shall complete the repair of the private meter within one month of being notified of the deficiencies by the Department. These repairs must be carried out in accordance with the Manual of Engineering Standards and Specifications (Schedule 'A' of the City of Nanaimo "SUBDIVISION CONTROL BYLAW 1989 NO. 3260" and any amendments thereto) and be approved by the General Manager, Engineering and Public Works (7004.15).
- 31.3 Failure of the owner of the private meter to comply with the requirements of 31.1 will result in the Department undertaking the necessary repairs at the expense of the property owner.

Inspection

32. The General Manager, Engineering and Public Works (7004.15), employees of the City of Nanaimo, Public Works Department and Bylaw Enforcement Officers of the City of Nanaimo, are hereby authorized to enter, at all reasonable times, on any real property subject to the regulations of this Bylaw, to ascertain whether the regulations or directions are being observed.

Billing

33. The Director of Finance is empowered to adjust any errors in water charges which are brought or come to his attention.
34. 34.1 Where any City or private meter fails to register or to properly indicate the quantity of water used or consumed, or where breakages occur on private property, the Director of Finance shall estimate the consumption of water and shall render an account to the customer.
- 34.2. Where any account is rendered pursuant to this section, the Director of Finance, in estimating the account, shall consider previous billing periods when such meter was registering correctly, seasonal variations, changes in occupancy, and any other factors which, in the opinion of the Director, may affect the consumption of water.

- 34.3 When an adjustment is made to an account as a result of a leakage or other unusual occurrence on the owner's property, the Director may charge an administration fee. This fee shall be ten percent of the amount of any credit to the account, except that the fee may not be less than \$5.00 or more than \$25.00.
35. 35.1 No complaint of an error in any charge for water rates or charges shall be considered and no adjustment of any such error shall be made after a period of one year has elapsed since the end of the period for which such water rates or charges were made. After the termination of this period all such water rates or charges shall be deemed to have been properly and correctly made.
- 35.2. In the event of failure or stoppage of water supply continuing for more than five consecutive days, a pro-rated reduction shall be made on all rates for water.
- 35.3 Notwithstanding Section 35.1, the Director of Finance may authorize an adjustment for a period of up to ten years to correct an error made by the City.
36. Where a strata corporation exists, a single bill will be provided to the corporation incorporating all the meters within the strata.
37. 37.1 In the case of a duplex that contains two separate legal parcels serviced by a single meter or a bare land strata with four or less legal parcels, which otherwise would not collect strata fees, the Director of Finance will calculate the total billing charges for the parcels and issue a bill to each parcel owner for an equal proportionate share of the total bill, except that the Director of Finance may alter the allocation of the bill with the consent of the owners of all the parcels through a form prescribed by the City. Any altered allocation will revert to equal proportionate allocation upon the sale or transfer of ownership of any of the properties. (7004.18)
- 37.2 If, in the opinion of the General Manager of Engineering and Public Works, a meter installed at a property is larger than what is currently required, the Director of Finance may reduce the meter service charge accordingly. (7004.18)
- 37.3 In the case where a meter is exchanged during a billing period for a meter of a different size, the Director of Finance will prorate the charges in accordance with section 6.15 based on each meter size. (7004.18)
38. The rates imposed upon any real property by this Bylaw shall continue to accrue against such real property as long as water is normally being supplied or used or is available for use upon such real property from the system.
39. Where the rates imposed under this Bylaw are unpaid for ninety days past the date of the billing, the Director of Finance may cause the water service to the premises to be discontinued, provided however that water service shall not be discontinued until notice in writing has been given to the owner or persons responsible for payment, giving forty-eight hours notice of such discontinuance.
40. A charge imposed under this Bylaw which remains unpaid on the thirty-first day of December in any year shall be deemed to be taxes in arrears on the land or real property on which the charge was imposed, and may be recovered as provided in section 258 of the *Community Charter*.

41. The City shall not be liable for the quality of water supplied or for the failure of the volume or pressure of the water supply.

Permit

42. 42.1. No person shall, without a permit under this section:
- (a) sell or dispose of City water;
 - (b) give away City water to any person;
 - (c) permit water to be taken or carried away by any person; or,
 - (d) use or supply water for the use or benefit of others.
- 42.2. An occupant of real property to which City water is supplied by the system may obtain a permit authorizing the resale, disposal or supply of water to a third party.
- 42.3. A permit under Subsection 42.2 may be issued by the General Manager, Engineering and Public Works (7004.15) upon application by an occupant of real property where:
- (a) the General Manager, Engineering and Public Works (7004.15) determines that there is adequate water in the reservoirs of the City of Nanaimo to serve the needs of the City of Nanaimo;
 - (b) the applicant has obtained a certificate from the Ministry of Health in respect of any trucks or other tanks or conveyances used to haul water for domestic purposes; and,
 - (c) the applicant has signed a release and indemnity in the following terms:

The undersigned permit holder shall release, indemnify and keep indemnified, the City and its employees and officers from any and all claims, costs, damages, losses, actions, causes of action, suits, demands, fees, fines, expenses or losses whatsoever, including economic loss, arising from or in any way connected with the supply or sale of water by the undersigned permit holder;
 - (d) the City shall not be considered a purveyor of water in respect of water distributed under a permit issued under this section.

Watering Restriction Stages (Bylaw No. 7004.11)

43. Watering Restriction Stage 1 – Night Watering Only (Bylaw No. 7004.11)

During the months of April and October, no person shall:

- (a) Use a sprinkler to water a lawn or garden growing on a property except between the hours of 7:00 pm to 7:00 am daily;
- (b) Wash a vehicle, boat, trailer, window or house (siding) except by using a hand-held container or a hose equipped with a shutoff device.

44. Watering Restriction Stage 2 – Every Other Day Watering (Bylaw No. 7004.11)

During the months of May, June, July, August, and September, no person shall:

- (a) Use a sprinkler to water a lawn or garden growing on a property with:
 - (i) An even-numbered address except on even-numbered days between the hours of 7:00 am to 10:00 am or 7:00 pm to 10:00 pm, and for no more than 2 hours per day;
 - (ii) An odd-numbered address except on odd-numbered days between the hours of 7:00 am to 10:00 am or 7:00 pm to 10:00 pm, and for no more than 2 hours per day;
- (b) Wash a vehicle, boat, trailer, window or house (siding) except by using a hand-held container or a hose equipped with a shutoff device.

45. Watering Restriction Level 3 – Voluntary Heightened Water Use Restrictions (Bylaw No. 7004.11)

If the General Manager, Engineering & Public Works (7004.15) gives notice that a reduction in water use is necessary requiring Watering Restriction Level 3, all persons are encouraged to voluntarily reduce domestic water use in an effort to avoid a comprehensive watering ban.

46. Watering Restriction Level 4 – Comprehensive Watering Ban (Bylaw No. 7004.11)

If the General Manager, Engineering & Public Works (7004.15) gives notice that a reduction in water use is necessary requiring Watering Restriction Level 4, no person shall:

- (a) Water lawns or boulevards at any time including newly seeded or sodded lawns;
- (b) Water flowers, shrubs or ornamental trees except by using a hand-held container or a hose equipped with a shutoff device, and only between the hours of 7:00 am to 10:00 am, or 7:00 pm to 10:00 pm;
- (c) Wash a vehicle, boat, trailer, window, or house (siding) unless for safety reasons (i.e. boat trailer brakes);
- (d) Wash a sidewalk or driveway unless prior to the application of a product such as paint, preservative, stucco, or preparation of a surface prior to paving;
- (e) Fill a fountain, pool or hot tub;
- (f) Obtain a new lawn watering permit.

47. Exemptions (Bylaw No. 7004.11)

- (a) A person who has installed a new lawn, either newly seeded or new sod, may apply to the City of Nanaimo Water Public Works Department for a permit which will allow the new lawn to be sprinkled outside of permitted days, but within restricted hours. The permit shall be conspicuously displayed at the premises for which it was issued.

- (b) New sod or newly seeded lawn may be sprinkled for 14 days after installation, provided a permit pursuant to Subsection (a) has been issued for the premises at which the new lawn has been installed.
- (c) After expiration of a permit issued under Subsection (a), a person may apply for a may obtain subsequent permits under Subsection (a).
- (d) Permits may not be issued or be valid during Watering Restriction Stage 2, Stage 3 or Stage 4, at the discretion of the General Manager, Engineering & Public Works (7004.15).
- (e) A person may water new trees and shrubs during installation and for the following 24 hours. Afterwards the watering must comply with Watering Restriction Levels.
- (f) A person may water vegetable gardens or fruit trees at any day and time.
- (g) A person may water flowers, shrubs, and ornamental trees at any day and time in Stage 1, Stage 2, or Stage 3 if using a hand-held container or a hose equipped with a shutoff device.
- (h) A person may use micro-irrigation or drip-irrigation as follows:
 - (i) Any day and any time during Watering Restriction Stage 1, Stage 2 and Stage 3;
 - (ii) Any day during Watering Restriction Stage 4, but only between the hours of 7:00 am to 10:00 am, or 7:00 pm to 10:00 pm;
 - (iii) Micro-irrigation and drip-irrigation consist of water delivered to the root zone of a plant and use less than 20 gallons per hour at less than 25 PSI;
 - (iv) Soaker hoses and weeper hoses are not considered to be micro-irrigation or drip-irrigation.
- (i) Commercial enterprises which require water use to facilitate normal business activities (i.e. power washing companies, window washing companies, car dealerships, car washes, nurseries, turf farms, tree farms, etc.) are exempt from all Watering Restriction Stages.
- (j) Commercial properties may vary hours of use with written permission from the General Manager, Engineering & Public Works (7004.15). Requests for variations to this regulation must be made annually.
- (k) Public service premises and utilities may vary hours of use as required to accomplish maintenance and upkeep of public installations.
- (l) School and municipal playing fields may vary hours of use as required to accomplish maintenance and upkeep of fields.

Offence (Bylaw No. 7004.19)

48. Any Person who causes, permits or allows anything to be done in contravention or violation of this Bylaw, or who neglects or fails to do anything required to be done pursuant to this Bylaw, commits an offence against this Bylaw and is liable upon summary conviction to pay a fine of not more than \$50,000, plus the costs of prosecution, and any other penalty or remedy available under the *Community Charter* and *Offence Act*.

48.1 This Bylaw may be enforced by bylaw notice pursuant to the “Bylaw Notice Enforcement Bylaw 2012 No. 7159”, as amended or replaced.

48.2 Each day that an offence continues or exists shall constitute a separate offence.

Schedules

49. All Schedules attached to this Bylaw form part of this Bylaw.

Severability

50. If any section, subsection, sentence, clause, definition or phrase of this Bylaw is for any reason held to be invalid by the decision of any court or competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Bylaw.

Repeal

51. The "WATERWORKS RATE AND REGULATION BYLAW 1999 NO. 5378" and all amendments thereto are hereby repealed in its entirety.

(Bylaw Nos. 7004.07, 7004.08, 7004.09, 7004.10, 7004.12, 7004.13, 7004.14, 7004.15, 7004.16, 7004.17, 7004.18, 7004.20)

SCHEDULE 'A'

WATER RATES

1. Pay-per-use Metered Water Rates

i. Base Rate	Daily Charge
Single-Family Residential, Multi-Family Residential (2 units) (Charge per account/folio)	\$0.94918
Fireline – Single Meter < 100mm	\$0.93884
Fireline – Single Meter 100mm and larger	\$1.58168
 Multi-Family 3+ Units & Non-Residential - Meter Size Charge	
19mm	\$1.18648
25mm	\$1.42377
38mm	\$2.49160
50mm	\$3.20348
75mm	\$3.79672
100mm	\$4.74590
150mm	\$10.79691
200mm	\$14.00040
250mm	\$18.03440
 ii. Volumetric Rate	 Per Gallon
Single-Family Residential & Multi-Family Residential (2 units)	
Level 1 – First 110 gallons	\$0.00200
Level 2 – Next 110 gallons	\$0.00499
Level 3 – Next 110 gallons	\$0.00873
Level 4 – Over 330 gallons	\$0.01528
 Multi-Family Residential 3+ Units & Non-Residential All Consumption	 \$0.00788

2. All rates charged, as set out above, shall be due and payable when levied which shall be subject to a discount of five (5) percent, provided rates for the current billing period are paid in full including all arrears then outstanding into the office of the Collector or their agents, on or before the close of business on the date set out on the billing form.
3. Interim bills based on estimated water consumption may be levied and collected between billing periods.
4. Where more than one residential unit has consumption measured through a single meter, the City will calculate the charge for water in two ways:
 - (a) In the manner prescribed in sections 1-3 of this Schedule; and
 - (b) Divide the total consumption by the number of residential units and use the average consumption per unit (pursuant to Section 6.6) to calculate the charge as if each unit were a single-family residence.
5. The Bulk Water rate shall be the highest rate of \$0.010731 (\$10.73/1,000 gallons) or the equivalent in cubic feet and/or cubic metres.

6. The Water Hauler rate for water hauling services, distributors and other contractors shall be the highest rate of \$0.01773 (\$17.73/1,000 gallons) or the equivalent in cubic feet and/or cubic metres.

SCHEDULE "B"

FIRELINE RATES

1. City meter monthly rent

		Monthly	Min. Daily Charge
i.	Rent for each 4 inch of 100mm City meter	\$20.00	\$0.33143
ii.	Rent for each 6 inch or 150mm City meter	\$40.00	\$0.55838
iii.	Rent for each 8 inch or 200mm City meter	\$80.00	\$0.55838
iv.	Rent for each 10 inch or 250mm City meter	\$166.00	\$0.55838

2. All rates charged, as set out above, shall be due and payable when levied which shall be subject to a discount of five (5) percent provided rates for the current billing period are paid in full including arrears then outstanding into the office of the Collector or their agents, on or before the close of business on the date set out on the billing form.

SCHEDULE "C"

FEE SCHEDULE

1. Hook-Up Fees

A "water hook-up fee" shall be paid for the installation of a City meter and shall be paid at the time of application for hook-up.

Applicable fees shall be as follows:

- | | | |
|-------|--------------------------------------------------------------------|-----------|
| (i) | 20 millimetre or $\frac{3}{4}$ inch hook-up, including City meter | "at cost" |
| (ii) | 25 millimetre or 1 inch hook-up, including City meter | "at cost" |
| (iii) | 38 millimetre or $1\frac{1}{2}$ inch hook-up, including City meter | "at cost" |
| (iv) | 50 millimetre or 2 inch hook-up, and over, including City meter | "at cost" |

2. Service Pipe Fees

(a) A "service pipe fee" shall be paid for all pipes installed by the City. Except as otherwise provided for in this Bylaw, the "service pipe fee" shall be paid at the time of application for hook-up.

(b) In the case of subdivision of a property, the "service pipe fee" for all service pipes shall be paid prior to approval of the subdivision plan.

Service pipe fees shall be as follows:

- | | | |
|-------|---------------------------------------------------|-----------|
| (i) | 20 millimetre or $\frac{3}{4}$ inch service pipe | "at cost" |
| (ii) | 25 millimetre or 1 inch service pipe | "at cost" |
| (iii) | 38 millimetre or $1\frac{1}{2}$ inch service pipe | "at cost" |
| (iv) | 50 millimetre or 2 inch, and over, service pipe | "at cost" |
- (c) In the event that rock or contaminated soils are encountered, or a requirement to complete work after hours, e.g. Ministry of Transportation permit requirement, "at cost" charges will apply in addition to the charges in 2 (b) above.

3. Notwithstanding 2(a) (b) and (c), no "service pipe fee" shall be required for service pipes installed by a developer in fulfillment of the responsibilities and requirements set out for a subdivision or a building development.

4. Notwithstanding any other fee under this Bylaw, the fee for the installation entirely by the City of a service connection over thirty metres long shall be "at cost". All applications for disconnection or reconnection of any water service shall be at cost.

5. When a change or modification is requested to an existing water connection and or supply, the change or modification shall be undertaken at the expense of the property owner requesting the change or modification.

6. Fire Flow Hydrant Testing Fees:
 - (a) Fire Flow Test – First Hydrant \$250.00
 - (b) Each additional hydrant (same day) \$100.00
7. Notwithstanding section 1, no "water hook-up fee" shall be required for private meter installations.
8. After-hours: turn water to property on or off: \$50.00
9. Install temporary-use water connection (for Contractor's use) on fire hydrant: \$100.00
 - (a) Only City forces to supply and install connection
 - (b) Contractor is responsible for replacement cost if unit lost, stolen or damaged
 - (c) Application to connect: \$200.00
 - (d) Daily charge for water use (charge for each calendar day): \$25.00
10. Water Hauler Fill Station
 - (a) Application Fee and SMART Card: \$50.00
 - (b) Fee to replace additional or replacement SMART Card: \$20.00

SCHEDULE 'D'

Deleted in its entirety (*Bylaw No. 7004.11*)

SCHEDULE 'E'

LAND TITLE ACT

FORM C

(Section 233)

Province of
British Columbia

GENERAL INSTRUMENT - PART 1

(This area for Land Title Office use)

Page 1 of _____ pages

1. APPLICATION: (Name, address, phone number and signature of applicant, applicant's solicitor or agent)

2. PARCEL IDENTIFIER(S) AND LEGAL DESCRIPTION(S) OF LAND: *
(PID) (LEGAL DESCRIPTION)

3. NATURE OF INTEREST: *
DESCRIPTION DOCUMENT REFERENCE (page and paragraph) PERSON ENTITLED TO INTEREST

4. TERMS: Part 2 of the instrument consists of (select one only)

- (a) Filed Standard Charge Terms [] D.F. No.
(b) Express Charge Terms [] Annexed as Part 2
(c) Release [] There is no Part 2 of this Instrument

A selection of (a) includes any additional or modified terms referred to in Item 7 or in schedule annexed to this instrument. If (c) is selected, the charge described in Item 3 is released or discharged as a charge on the land described in Item 2.

5. TRANSFEROR(S): *

6. TRANSFERREES(S): (including postal address(es) and postal code(s)) *

7. ADDITIONAL OR MODIFIED TERMS: *

8. EXECUTION(S): ** This instrument creates, assigns, modifies, enlarges, discharges or governs the priority of the interest(s) described in Item 3 and the Transferor(s) and every other signatory agree to be bound by this instrument, and acknowledge(s) receipt of a true copy of the filed standard charge terms, if any.

Officer Signature(s)

Execution Date

Transferor(s) Signature(s)

Y	M	D

OFFICER CERTIFICATION:

Your signature constitutes a representation that you are a solicitor, notary public or other person authorized by the *Evidence Act*, R.S.B.C. 1996, c. 124, to take affidavits for use in British Columbia and certifies the matters set out in Part 5 of the *Land Title Act* as they pertain to the execution of this instrument.

* If space insufficient, enter "SEE SCHEDULE" and attach schedule in Form E.

** If space insufficient, continue executions on additional page(s) in Form D.

SCHEDULE 'F'

Deleted in its entirety (Bylaw No. 7004.19)