

Village of Hines Creek Council Request for Decision (RFD)

Meeting:	Regular Council Meeting
Meeting Date:	October 22, 2019
Originated By:	Kimberley Kuntz
Title:	Unfinished Business-Utility Bylaw Amendment
File:	0220

BACKGROUND

During the Regular Council Meeting on August 6, 2019 Council requested changes to proposed bylaw amendment-Bylaw 586-19 A bylaw of the Village of Hines Creek, in the Province of Alberta for the Purpose of Providing for the Determination of Water Sewer and Garbage Rates and Providing for a Method for Collecting These Amounts.

ATTACHMENTS

Bylaw 586-19 with recommended changes

RECOMMENDED ACTION:

For Council to review recommended changes to Bylaw No. 586-19.

Initials show support- Reviewed by:	Manager:	C.A.O.	<i>(Signature)</i>
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Bylaw No.586-19

A BYLAW OF THE VILLAGE OF HINES CREEK, IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF PROVIDING FOR THE DETERMINATION OF WATER, SEWER AND GARBAGE RATES AND PROVIDING FOR A METHOD FOR COLLECTING THESE AMOUNTS.

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WHEREAS, the Council of the Village of Hines Creek deems it expedient to set the rates charged for the public utilities of water, sewer and garbage collection and disposal; and

WHEREAS, in accordance with the provisions of Section 7 (f, g, i), Section 41 and Section 42, of the Municipal Government Act, revised Statutes of Alberta, 2000 Chapter M-26 and amendments thereto, the Council may pass a by-law establishing rates for the public utilities of water, sewer, and garbage collection and disposal; and

WHEREAS the Council of the Village of Hines Creek deems it expedient to establish charges for utilities and to provide for a method of collection of the public utility charges.

NOW THEREFORE, THE COUNCIL OF THE VILLAGE OF HINES CREEK, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. THAT,

- a. To open a new Utility Account a "Utility Account Application" (see Schedule "E") must be completed and submitted.
- b. A deposit equal to the amount of one billing cycle must be paid when opening a new Utility Account.
- c. As of the date this Bylaw comes into effect, applications for a new Utility Account will only be accepted from the Owner of the parcel of land.
- d. Existing Utility Accounts, in good standing, in the name of a Person other than the Owner shall be maintained but cannot be assigned or transferred to any Person other than the owner.
- e. Owners may apply to have a copy of the bill sent to another mailing address.

2. THAT, all rates be established on a monthly basis and billed to the subscribers to the services on a bi-monthly basis.

3. THAT, the list of service connections outlined in Schedule "C" attached, may be amended from time to time by resolution of the Council of the Village of Hines Creek.

4. THAT, sewer rates be established at \$14.00 (Fourteen Dollars and No Cents) per month for a dwelling or on any service connection not specifically named in this by-law.

5. THAT, charges for sewer be established at 35% (Thirty Five Percent) of the total cost of the water used for those premises where water consumption is being metered as outlined in Schedule C.

6. THAT, garbage collection and disposal rates for one pick-up per week to be a mandatory charge against any billed residential, commercial or other building, unless otherwise noted in Schedule "D", attached hereto and forming part of this by-law.

7. THAT, more than one pick-up per week is to be arranged at the request of the user, with rates to be adjusted in accordance with the schedule outline in Schedule "B".

8. THAT, the list of buildings exempted from the mandatory garbage collection and disposal service, as outlined in Schedule "D", attached, may be amended from time to time by resolution of the Council of the Village of Hines Creek.

9. THAT, having regard to multiple housing developments, such as apartments, 4-plex's, condominiums, etc., each dwelling unit shall be considered as a separate dwelling, for calculation of rates and charges in accordance with this by-law.

10. THAT, 30 (thirty) days, from the date of mailing of the bi-monthly billing on any utility account, be allowed for receipt of payment. If utility accounts have not been paid on or by that date, an additional percentage charge 3.5% (Three and One Half) be added to and form part of the outstanding billing.

11. THAT, in the case of an account not being in the name of the landowner:

- a. an account or portion thereof that remains unpaid for 45 (Forty Five) days following the date of billing, a written notice will be forwarded or hand

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- delivered, giving 72 (Seventy Two) hours notice to pay the account in full or water service will be terminated. Water services will not be restored until the account is paid in full AND a new Utility Application has been completed and submitted.
- b. if the utility user no longer occupies the property, or if the utility user does not subscribe to water service, and termination of water service will not aid in collection of the outstanding account, then the amount outstanding shall be collected in a like manner to any other debt due and payable to the Village of Hines Creek.

12. THAT, in the case of an account being in the name of the landowner:

- a. an account or portion thereof remains unpaid for 45 (Forty Five) days following the date of billing, a written notice will be forwarded or hand delivered, giving 72 (Seventy Two) hours notice to pay the account in full or water service will be terminated. Water services will not be restored until the account is paid in full
- b. any utility account in arrears beyond 60 (Sixty) days may (at the discretion of Village administration), be transferred to the Owner's property tax account, including all accrued penalties plus an administration charge of \$25.00 (Twenty-Five Dollars). Village Administration shall notify the Owner that the transfer has occurred and the amount owing shall become part of the taxes owing on the property.
- c. If the Owner of a property is changing, any Utility Account balance will be added to the new Owner's utility account.

13. THAT, in the event water service has been discontinued, by reason of non-payment, a reconnection of water service will be carried out as quickly as possible upon receipt of payment for the full amount in arrears including penalties as well as a reconnection fee of \$50.00 (Fifty Dollars).

14. THAT, the Chief Administrative Officer be authorized to levy and collect the rates and charges for the public utilities of water, sewer, and garbage collection and disposal, in a manner as outlined by this by-law.

15. THAT, residents moving from one location to another, within the Village, must clear the account at the first location prior to opening a new account.

16. THAT, the provisions of this by-law shall be implemented _____.

17. THAT, By-laws No: 515, 519, 549-12 and 560-14 be hereby repealed effective upon third reading of this by-law.

READ A FIRST TIME IN COUNCIL THIS ____ Day of _____, 2019.

READ A SECOND TIME IN COUNCIL THIS ____ Day of _____, 2019.

Council unanimously resolved to proceed with third reading this ____ Day of _____, 2019.

READ A THIRD TIME IN COUNCIL AND FINALLY PASSED THIS ____ Day of _____, 2019.

Hazel Reintjes, Mayor

Leanne Walmsley, CAO

Bylaw No.586-19

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SCHEDULE "A"
Water Rates

	Rate
Residential Dwelling, or any service connection not specifically named in the by-law	\$44.00/month
Service Connections as outlined in Schedule "B"	\$27.00 for the 0-3000 gallons \$6.75/1000 gallons or portion thereof used for volumes exceeding 3000 gallons
Domestic Bulk Water within the Village	\$23.00/1000 gallons
Rural Domestic Bulk Water	\$40.00/1000 gallons
Commercial Bulk Water	\$55.00/1000 gallons

SCHEDULE "B"
Garbage Collections and Disposal Rates

	Rate
Any Occupied Building (exempting Commercial, Industrial or Institutional Building)	
One pick-up per Week	\$26.00/month
Two pick-ups per Week	\$40.00/month
Three pick-ups per Week	\$52.00/month
Commercial or Industrial Buildings	
One pick-up per Week	\$30.00/month
Two pick-ups per Week	\$56.00/month
Three pick-ups per Week	\$61.00/month
Four to Five pick-ups per Week	\$94.00/month
Institutional Buildings	
Peace River School Division	\$30.00/month

SCHEDULE "C"

Service connections for which meters are to be read and accounts billed accordingly are as follows:

1. Hines Creek Hotel
2. Homesteader Lodge
3. Hines Creek Composite
4. Villager Motel
5. Fentie's Fuel Service (UFA)
6. Charles Dei Construction
7. Hines Creek Laundromat
8. All Carwashes

SCHEDULE "D"

Premises exempted from mandatory garbage collection and disposal service are as follows:

1. All Churches
2. Lelia Sumner – 1351 – 1st Ave (PT of SW5-84-4-W6)
3. Ron Dei – Lot A, Plan 2095 K.S.
4. Charles Dei Construction

Bylaw No.586-19

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Utility Account Application

Civic Address of Property: _____ **Property Owner**
Name: _____
Mailing Address: _____
Phone Number: _____
Requested Utility Commencement Date: _____

Duplicate Bill

- I do not require a duplicate of my bill.
 I would like a duplicate of my bill sent to the following address:

Name: _____
Billing Address: _____

Authorization:

I/We the undersigned agree to the terms as specified in the Utilities Account Bylaw and on this form.

Property Owner(s) _____ Date _____