

Village of Hines Creek Council Request for Decision (RFD)

Meeting:	Regular Council Meeting
Meeting Date:	April 27, 2021
Originated By:	Kimberley Kuntz – Administrative Assistant
Title:	New Business – Bulk Water Bylaw 608-21
File:	0110

BACKGROUND/PROPOSAL:

Bylaw 608-21 A Bylaw of the Village of Hines Creek, in the Province of Alberta, for the Purpose of Regulating and Providing for the Supply and use of Bulk Water Within the Village regulates:

- the process for opening a bulk water account
- the limitations that may be put on bulk water service
- how billing and overdue accounts are handled by administration

A New Bulk Water Account form was also created.

DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES

RECOMMENDED ACTION:

Review Bylaw and either provide feedback, or commence first reading.

Initials show support- Reviewed by: <i>AK</i>	Admin Assist: <i>KK</i>	C.A.O.
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BYLAW NO. 608-21
A BYLAW OF THE VILLAGE OF HINES CREEK, IN THE PROVINCE OF ALBERTA, FOR THE
PURPOSE OF REGULATING AND PROVIDING FOR THE SUPPLY AND USE OF BULK
WATER WITHIN THE VILLAGE

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 bylaw establishing rates for public utilities; and

WHEREAS: the Village of Hines Creek owns and operates a bulk water distribution system as part of public utilities for the benefit of its residents and customers; and

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

NOW THEREFORE: The Council of the Village of Hines Creek enacts as follows:

1. This Bylaw is cited as the "Bulk Water Bylaw"
2. Definitions:
 - 2.1. "**Agreement**" shall mean the contractual agreement between the customer and the Village for the supply of bulk water services.
 - 2.2. "**Rates**" shall mean the charges for the supply of bulk water.
 - 2.3. "**Service Account**" shall mean consumer account for bulk water services established by the Village which is non-transferable.
 - 2.4. "**Services**" shall mean the supply of potable water.
 - 2.5. "**Village**" shall mean the Village of Hines Creek, or a Village employee or agent designated to act on behalf of the Village.
 - 2.6. "**Formal Notification**" shall mean a telephone call, direct mail, electronic mail or fax.
 - 2.7. "**Service Charges**" shall mean interest and/or administrative charges.
3. New Bulk Water Account:
 - 3.1. Any person or entity wishing to open a bulk water account must:
 - 3.1.1. Provide the Village with a \$75.00 deposit which will be returned to the customer:
 - 3.1.1.1. After 1 year of having their bulk water account in good standing
 - 3.1.1.2. After 1 year of having their account inactive, with a zero balance
 - 3.1.1.3. At the customer's request, when closing the bulk water account, with a zero balance.
 - 3.1.2. Fill out and sign the "Contract of Service: Bulk Water" as set out in Schedule "A".
4. Bulk Water Service:
 - 4.1. The Village may refuse to provide bulk water services if the customer has any outstanding accounts with the Village of Hines Creek.
 - 4.2. The rates for bulk water services provided under this bylaw are set out in the Village's Water & Sewer Bylaw 605-21.
 - 4.3. The customer shall be responsible for all charges levied against the account until the Village is notified of account closure.
 - 4.4. The Village has the authority to restrict, limit or control water usage at any time it deems necessary. The supply of bulk water is not guaranteed, and the supply of water may be interrupted for any reason.
5. Billing and Overdue Accounts:
 - 5.1. Bulk water billing shall be issued on a monthly basis.
 - 5.2. Bulk water accounts are due on or before 30 days from the date of mailing of the invoice. The penalty rate for late payment as well as guidelines for imposing penalties is set out in Bylaw 592-20.
 - 5.3. The Village of Hines Creek shall have the right to discontinue providing utility services to customers with overdue accounts.

SEVERABILITY

Should any provision of this Bylaw be invalid, then such provision shall be severed and the remaining Bylaw shall be maintained.

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ENACTMENT

This Bylaw shall come into force and effect upon third reading and is duly signed.

READ a first time this ____ day of _____, 2021.

READ a second time this ____ day of _____, 2021.

GIVEN UNANIMOUS consent to go to third reading on this ____ of _____, 2021.

READ a third and final time in Council and finally passed this ____ day of _____, 2021.

Hazel Reintjes, Mayor

Leanne Walmsley, Chief Administrative
Officer

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Village of Hines Creek
Contract of Service: Bulk Water

This agreement is made this _____ day of _____, 20____

Between:

The Village of Hines Creek

And:

_____ (Herein after called the Customer).

The parties hereto agree as follows:

1. The Village of Hines Creek agrees to provide Bulk Water to the Customer provided the following conditions are met:
 - a) Receipt of a \$75.00 deposit.
 - b) The Customer shall abide by the Village's Bulk Water Bylaw.
 - c) The Customer's Bulk Water Account shall be kept in good standing.
2. Bulk Water accounts shall be billed out monthly based on the amount of bulk water used.
3. If the Bulk Water Code changes, customers whose accounts are in good standing will be provided with the door code 2 weeks prior to the change.
 - a) There may be times the door code must be changed without any notice, if that is the case a phone number will be provided for customers to call. The door code will only be provided to those customers whose accounts are in good standing.
4. The Village has the authority to restrict, limit or control water usage at any time it deems necessary. The supply of bulk water is not guaranteed, and the supply of water may be interrupted for any reason.

Account #: _____

Address: _____

Purpose of Bulk Water Account: Personal Commercial

Phone: _____

Deposit: _____

Date: _____ Signature: _____

Post to GL#: 4-414-00-475-00

\$75.00 Refundable after account being in good standing for 1 year.

