

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2009 - 087

**A BY-LAW TO SET THE WATER AND SEWER RATES FOR THE YEAR 2009 AND
SUBSEQUENT YEARS FOR THE CITY OF KAWARTHA LAKES**

Recitals

1. The *Municipal Act, 2001*, Section 391 allows for the setting of fees and charges related to the supply of water and sewer services to the public.
2. Council passed the water and sewer rates by resolution number CR2009-XXX on April 28, 2009.
3. A notice of the intent to pass a by-law setting the water and wastewater rates was completed in accordance with the City Notice By-law.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2009-087.

Article 1.00: Definitions and Interpretation

1.01 **Definitions:** In this by-law:

“**City**”, “**City of Kawartha Lakes**” or “**Kawartha Lakes**” means The Corporation of the City of Kawartha Lakes.

“**Clerk**” means the person appointed by Council to carry out the duties of the Clerk described in Section 228 of the *Municipal Act, 2001*.

“**Council**” or “**City Council**” means the municipal council for the City.

“**Director of Public Works**” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council;

“**Manager of Revenue and Taxation**” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council;

“**metered water systems**” shall include city-owned systems where water is supplied to the customer using a measurement or consumption meter.

“**flat rate**” is the fee charged when there is no meter available to measure consumption for billing purposes and is based upon average consumptive usage of 259m³ annually.

1.02 **Interpretation Rules:**

- (a) The regulations established by this by-law apply to those properties within the municipality where water is supplied to the customer by a City owned water system.
- (b) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (c) The word “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

1.03 **Statutes:** References to laws in this By-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this By-law to be illegal or unenforceable, that portion of this By-law will be considered to be severed from the balance of the By-law, which will continue to operate in full force and effect.

Article 2.00: Water Rates and Sewer Rates

2.01 **2009 and Subsequent Years Rates:** The water and sewer rates effective June 1st, 2009 and for subsequent years, until amended, for all city-owned water systems shall be as set out in Schedule “A” attached to and forming part of this By-law.

Article 3.00: Billing and Collection

- 3.01 **Billing Frequency:** The Revenue and Taxation Department shall invoice residents on a quarterly basis, or as approved by Council.
- 3.02 **Multiple Flat Rate Charges:** Where customers are invoiced for more than one flat rate charge per unit, these charges are based upon historical calculations undertaken prior to amalgamation and will continue until repealed.
- 3.03 **Penalty on Late Payment:** The Revenue and Taxation Department shall add to each account which is not paid on the due date a charge of five (5%) percent which represents a late payment charge, or as approved by Council.

Article 4.00: Effective Date

- 4.01 **Administration of the By-law:** The Manager of Revenue and Taxation is responsible for the administration of this by-law.
- 4.02 **Effective Date:** This By-law shall come into force and take effect on June 1, 2009 and shall remain in full force and effect until repealed or further amended.

By-law read a first, second and third time, and finally passed, this 28th day April, 2009.

Mayor

Clerk

Schedule "A" to By-Law Number 2009-087

2009 Water Rates

Calculated annual flat rate \$535/annum invoiced quarterly
(based on an average consumptive usage of 259 m3)

All metered water system Users – Fixed Rate Plus Consumption listed below

Fixed Rate

Meter Size	Monthly Charge
5/8 – 3/4"	14.87
1"	20.81
1.5"	26.76
2"	43.11
3"	163.55
4"	208.15
6"	312.21
8"	431.14

Consumption Rate
(8499 m3 or under)

Cubic Meter	\$1.37/m3
Cubic Foot	\$0.038/ft3

**Consumption for Large
Volume Users**
(8500 m3 or over)

Cubic Meter	\$1.37/m3
Cubic Foot	\$0.038/ft3

2009 Sewer Rates

Calculated Annual flat rate \$547/annum invoiced quarterly

All metered sewer system users Fixed Rate plus Consumption Rate listed below

Fixed Rate

Meter Size	Monthly Charge
5/8 – 3/4"	15.32
1"	21.44
1.5"	27.56
2"	44.41
3"	168.45
4"	214.39
6"	321.58
8"	444.08

Consumption Rate
(8499 m3 or under)

Cubic Meter	\$1.40/m3
Cubic Foot	\$0.039/ft3

**Consumption for Large
Volume Users**
(8500 m3 or over)

Cubic Meter	\$1.40/m3
Cubic Foot	\$0.039/ft3