

qathet Regional District

**Myrtle Pond Local Area Water System Rates and Regulations
Bylaw No. 596, 2024**

Being a bylaw to fix the rates and regulations of the Myrtle Pond Local Area Water System

WHEREAS it is deemed necessary and expedient that provision be made for the management of the water system and to specify the terms and conditions upon which this service may be provided and for a tariff of charges for such services;

NOW, THEREFORE, the Board of Directors of the qathet Regional District, in open meeting assembled, enacts as follows:

1. Interpretation:

- 1.1 "Regional District" means the qathet Regional District, the Regional Board, a committee appointed by the Board or persons duly authorized to represent the Regional Board in respect of this bylaw;
- 1.2 "Water Connection" means a connection to a main water supply line and extending to the property line of the customer, and may or may not include a water meter and shut-off valve which shall be the property of the Regional District;
- 1.3 All words, either in this bylaw or in the schedule thereto, referring to any person, consumer or applicant, shall be taken to be of such number and gender as the context and facts may require and shall also include a corporation or partnership;
- 1.4 "Schedule "A"" being the form of application for connection to the water system to be made by applicants and "Schedule "B"" setting out the user rates and charges, are incorporated and form part of this bylaw;
- 1.5 "Owner" shall mean any person who is the owner or the agent for the owner of any premises which are connected to the water system.

2. Responsibilities:

- 2.1 The Regional District shall administer and determine all water rates for all premises which are connected to the water system, according to the provisions of this bylaw.

- 2.2 The Regional District shall be responsible for the charge and control of all properties and works in connection with the water system.
- 2.3 The Regional District shall have charge and control of the inspections of all properties and works in connection with the water system.
- 2.4 No person shall obstruct or prevent the Regional District from carrying out any or all of the provisions of this bylaw, nor shall any person refuse to grant the Regional District permission to inspect any waterworks at any reasonable time.

3. Prohibitions:

- 3.1 No person other than an employee of the Regional District shall tap into or make any connections whatsoever to any of the public or private water pipes forming part of the water system. The Regional District reserves the right to refuse such connections where winter frost conditions are evident.
- 3.2 No person or persons except an employee of the Regional District shall interfere in any way with any water system appurtenances.
- 3.3 No pump, booster or other device shall be employed by any consumer without permission in writing from the Regional District for the purpose of, or having the effect of, increasing water pressure in service lines to a higher pressure than the normal water pressure in the said service lines, and the Regional District may without notice, discontinue service to any customer employing such pump, booster or other device.

4. Conditions of Service:

- 4.1 The Regional District shall have the right to limit the number of connections to the Myrtle Pond Water System.
- 4.2 Each owner of premises shall be responsible for the construction, repair and maintenance of all pipes and fixtures between the property line and their premises.
- 4.3 Each installation under Section 4 (2) shall be covered by a minimum of 2 feet (.70 metres) of earth fill.
- 4.4 The Regional District is authorized to inspect all buildings and premises which are connected to the water system. The Regional District shall also keep records of all applications for services and a full description of all works constructed.

- 4.5 The Regional District may at its sole discretion require an applicant for water service to install a meter for measuring water use. The cost of the meter and installation will be recovered from the applicant.

5. Applications:

- 5.1 All applications for water connection shall be made in writing by the owner of the property to which the application refers, or by the owner's duly authorized agent, to the Regional District, and shall be made in the form of Schedule "A" of this bylaw and shall be accompanied by the proper fees as specified in Schedule "B".
- 5.2 All applications for water connection shall state, the use of the building for which water is to be connected, together with the legal description and the street address of the property or building to which the installation is to be made.
- 5.3 No application shall be considered approved until it has been signed by an authorized representative of the Regional District.
- 5.4 Applications for disconnection of any water service shall be made in writing and delivered to the Regional District.

6. Water Consumption:

The Regional District may, whenever at its discretion and the public interest so requires, suspend or limit the consumption of water from the Myrtle Pond Specified Area or may regulate the hours of use or further prescribe the manner in which such water may be used.

7. Disconnections:

The Regional District may, without notice, disconnect the water service to any premises for any of the following reasons, and the Regional District shall not be liable for damages by reason of discontinuing water service for such reasons:

- 7.1 Unnecessary or wasteful use of water, or violation of regulations concerning watering or sprinkling.
- 7.2 Failure to repair or replace defective pipes, fittings, valves, tanks or appliances which are leaking or are otherwise not in a good state of repair and which are or may become a cause of waste of water.

8. Billing Charges:

- 8.1 There is hereby imposed and levied a user charge against the owner or occupier of land or real property whose property is connected to the Myrtle Pond Water System and the clerk shall classify each consumer in accordance with the categories set out in Schedule "B" attached to and forming part of this bylaw.
- 8.2 Water user fees shall be invoiced as set out in Schedule "B".
- 8.3 Penalties will be applied as set out in Schedule "B"
- 8.4 All payments will be applied firstly against arrears and then to current balances.
- 8.5 In the case of connections being made during the year, the charge imposed shall begin with the month during which the water connection was made provided such connection was made before the fifteenth day of the month; otherwise the charge shall begin with the first of the month following the date the connection was made.
- 8.6 Accounts with User Fees outstanding at 31st December in each year will be subject to recovery as authorized by the *Local Government Act*.

9. Liability:

Nothing contained in the bylaw shall be construed to impose any liability on the Regional District to give a continuous supply of water to any persons or premises and the Regional District hereby reserves the right at any time to shut off the water from any premises without giving notice to any person from whose premises the water may be shut off.

10. Multiple Dwellings:

In the case of apartment houses, mobile homes, duplex houses or houses containing one or more suites, each dwelling unit within such structure shall be considered as a separate unit and shall be charged the appropriate rate as shown in Schedule B".

11. Public Health:

The Province of British Columbia appointed Health Inspector shall be the authority in all matters pertaining to public health resulting from the operation of the water system.

12. Water Main Extension and Service Connection Charges:

- 12.1 All water main extensions or water service connections must be approved in writing by the Regional District prior to construction and all costs incurred will be a direct charge against the developer of a subdivision or the owner of the property being connected.
- 12.2 The Regional District will inspect and approve all such extensions or service connections before backfilling is started.
- 12.3 The Regional District shall have the right to disallow any water main extension if, such extension may jeopardize the supply to those persons already connected to the water system.

13. Every person who offends against any of the provisions of this bylaw or suffers or permits any act or thing to be done in contravention of or violation of any of the provisions of this bylaw, or neglects to do or refrains from doing anything required to be done under this bylaw or who does any act or thing which violates any of the provisions of this bylaw, shall be deemed to have committed an offence under this bylaw and shall be liable on summary conviction to a fine and penalty of not less than \$25.00 nor more than \$500.00.

14. The rates and conditions contained herein shall be effective from the date of adoption.

15. Repeal

Bylaw No. 117, 1984 cited as "Powell River Regional District Myrtle Pond Specified Area Water System Rates and Regulation Bylaw No. 117, 1984, and all amendments thereto, are hereby repealed.

16. Citation

This bylaw may be cited as the "Myrtle Pond Local Area Water System Rates and Regulations Bylaw No. 596, 2024".

READ A FIRST TIME

this 22 day of May, 2024.

READ A SECOND TIME

this 22 day of May, 2024.

READ A THIRD TIME

this 22 day of May, 2024.

ADOPTED

this 22 day of May, 2024.


Chair


Corporate Officer

Bylaw 596, 2024
Schedule 'A'

Myrtle Pond Water System
APPLICATION FOR WATER SERVICE AND AGREEMENT

I, _____
(name)

being the owner (or duly authorized agent) of the lands and premises described as:

(civic address or legal land description)

(mailing address)

(phone number) _____ (email address)

hereby apply to the qathet Regional District for a supply of water from the Myrtle Pond Water System through a connection to the said premises. In the event of this request being granted, I covenant and agree to be bound by all regulations, charges, terms and conditions set out and imposed by the qathet Regional District which shall in no case be liable for shortage or failure of water supply.

Do you consent to email communication Yes _____ No _____

Purpose of water connection:

Principal dwelling Secondary dwelling Accessory building i.e. workshop or studio

Other (please describe) _____

It is declared that this agreement shall be binding upon my heirs and administrators, and that all charges payable in respect of the above premises shall constitute a charge against said premises, pursuant to the provisions in that behalf contained in the *Local Government Act*.

I will not initiate a connection to the water system until this application has been approved in writing by the qathet Regional District.

Connection fee paid by: Cash Cheque Debit Credit

Signature of Owner / Agent _____ Date _____

Office use only

Connection Fee Received by _____ Date _____

Conformance to Zoning Bylaw _____ Date _____
(management signature)

Connection Authorized by _____ Date _____
(management signature)

Connected by _____ Date _____
(name of plumbing contractor)

Inspected by _____ Date _____
(water system operator)

Location on Walk List _____ Date _____
(water system operator)

Bylaw No. 596, 2024
Schedule 'B'

qRD Myrtle Pond Water User Fees, Rates and Charges

The following rates shall be effective June 1, 2024.

1. Definitions

- **Commercial Recreation** – includes a use providing overnight accommodation and recreational opportunities and includes the following uses:
 - a. campgrounds and cabins providing temporary overnight accommodation;
 - b. an office, restaurant, laundry facility and playground accessory to a use in a);
 - c. a swimming pool.
- **Dwelling Unit** – means a self-contained unit used as a residence for a single household and containing a single set of facilities for food preparation and eating, sleeping and living areas.
- **Multiple Residential** – includes parcels used for residential purposes and that contain more than one dwelling unit.
- **Residential** – includes parcels used for residential purposes and that contain only one dwelling unit.
- **Summer** – means the months of April through September, inclusive.
- **Winter** – means the months of October through March, inclusive.

2. Minimum and Metered User Rates

- a. Users that consume up to the maximum cubic meters allowed per month under Rate 1 will pay the minimum monthly fee specified in section 2(c).
- b. Users that exceed the maximum monthly cubic meter consumption specified under Rate 1 will be charged at the metered rates specified in paragraph 2(c).
- c. Minimum monthly fees, water allowances and metered rates are specified in the table below. Rate increases are effective January 1st of each calendar year.

3. Metered Charges for Mixed Use Properties

Notwithstanding the minimum charge for any water users on metered rates, properties which have both commercial recreation users and other classes of users shall be charged at the Commercial Recreation rate.

Rates effective January 1 of year	Minimum Fee					Water Volume Included in Rate Level			
	2024	2025	2026	2027	2028	Rate 1	Rate 2	Rate 3	Rate 4
Increase	10%	5%	5%	5%	5%				
Metered Rate per m³									
Rate 1	\$ 2.76	\$ 2.89	\$ 3.04	\$ 3.19	\$ 3.35				
Rate 2	\$ 3.58	\$ 3.76	\$ 3.95	\$ 4.15	\$ 4.36				
Rate 3	\$ 4.66	\$ 4.89	\$ 5.14	\$ 5.39	\$ 5.66				
Rate 4	\$ 6.06	\$ 6.36	\$ 6.68	\$ 7.01	\$ 7.36				
Residential									
Use per month - Summer	\$ 82.70	\$ 86.84	\$ 91.18	\$ 95.74	\$ 100.53	<= 30 m ³	<= 45 m ³	<= 60 m ³	> 60 m ³
Use per month - Winter	\$ 55.14	\$ 57.89	\$ 60.79	\$ 63.83	\$ 67.02	<= 20 m ³	<= 30 m ³	<= 45 m ³	> 45 m ³
Multiple Residential									
1st Dwelling Unit									
Use per month - Summer	\$ 82.70	\$ 86.84	\$ 91.18	\$ 95.74	\$ 100.53	<= 30 m ³	<= 45 m ³	<= 60 m ³	> 60 m ³
Use per month - Winter	\$ 55.14	\$ 57.89	\$ 60.79	\$ 63.83	\$ 67.02	<= 20 m ³	<= 30 m ³	<= 45 m ³	> 45 m ³
Each Additional Dwelling Unit									
Use per month - Summer	\$ 68.92	\$ 72.36	\$ 75.98	\$ 79.78	\$ 83.77	<= 25 m ³	<= 40 m ³	<= 55 m ³	> 55 m ³
Use per month - Winter	\$ 41.35	\$ 43.42	\$ 45.59	\$ 47.87	\$ 50.26	<= 15 m ³	<= 25 m ³	<= 40 m ³	> 40 m ³
Commercial Recreation									
Use per month - Summer	\$ 468.65	\$ 492.08	\$ 516.68	\$ 542.52	\$ 569.64	<= 170 m ³	<= 270 m ³	<= 645 m ³	> 645 m ³
Use per month - Winter	\$ 413.51	\$ 434.19	\$ 455.90	\$ 478.69	\$ 502.63	<= 150 m ³	<= 250 m ³	<= 625 m ³	> 625 m ³

Note: One cubic meter (m³) equals approximately 220 imperial gallons.

4. Invoicing

Metered users will be billed quarterly based on monthly consumption or minimum user rates whichever rate is applicable. Charges for any lesser period shall be pro-rated.

5. Meter Testing Fee

\$100 per test.

6. Connection Fees

The fee to install a new connection will include the actual cost of labour, equipment, meter and materials to install the connection plus \$400 administration / inspection fee.

7. Turn On/Shut Off Fee

\$50.00 per occurrence

8. Penalty On Overdue Accounts

10% of the current amount billed will be applied on any accounts that remain unpaid past the due date noted on the invoice.