

By-Law 398/2001
Of the
Village of Duchess

A By-Law of the Village of Duchess in the Province of Alberta, for the PURPOSE OF LEVYING RATES AND CHARGES RESPECTING GARBAGE REMOVAL AND DISPOSAL, WATER USE AND SEWER SERVICE USE.

WHEREAS, pursuant to section 7 of the Municipal Government Act, a council may pass bylaws for public utilities.

AND WHEREAS, under authority 191 of the Municipal Government Act chapter M26.1, a council may appeal or amend any bylaw.

NOW THEREFORE, the council of the Village of Duchess, in the Province of Alberta hereby enacts as follows:

- 1) Short Title
 - a) This By-law may be cited as the "Utilities Rates By-law".
- 2) Fees
 - a) The bi-monthly Utility Fees shall be in accordance with Schedule "A" attached and forming part of this By-law.
 - b) In the event that water meters have not been read within 4 days after the end of the bi-monthly billing period, the Village Foreman or the Municipal Administrator may estimate water consumption for that period, but for not more than three consecutive billing periods, using a reasonable basis of estimation.
- 3) Collection Procedures
 - a) For Purposes of this By-law, the collection procedure set out in Schedule "B" hereto Shall be followed as nearly as may be practicable to achieve collection of accounts rendered hereunder.
 - b) Failure on the part of the Village of Duchess or any of it's staff or agents, to comply Strictly with the collection procedures set out in Schedule "B" shall in no way hinder or void the Villages' right to collect the account, nor shall it in any way hinder the Village from pursuing it's remedies for collection.
- 4) Enforcement
 - a) All customers receiving utility Services pursuant to this By-law shall pay Utility Fees.
 - b) A customer shall be deemed to be receiving Utility Services if the building which the customer owns is within the Village of Duchess, whether or not the customer actually receives the Utility Service except where a motion has been passed by Village Council to the contrary.
 - c) The rates charged shall be due and payable when rendered, and a penalty of 2% shall be charged in the event that an account is not paid within 30 days from the date shown on the billing statement. An additional 2% will be charged on all outstanding balances each billing period on the billing date.
 - d) When the occupant is the owner or purchaser of a building or lot or part of a lot, the sum payable by the owner for the public utility supplied by the Village of Duchess, including all penalties, costs and charges resulting therefrom, may be transferred to the Village's tax roll at any time after sixty (60) days from the date of billing.
 - e) The Village of Duchess may discontinue Utility Services as outlined in Schedule "B" of this By-law.
 - f) All owners of the property will be responsible for the charges levied against it, to which service has been provided and bills will be sent directly to the owner.
 - 1) In the event that the owner rents the property to a renter and signs an agreement that the said owner will assume responsibility for the charges the utility bill will be sent to the renter.
 - 2) If a renter is receiving the utility bills in accordance with Section 4(f)(1) of this By-law, and at any time is in default of payment, the owner of the property will be subject to the enforcement policies as set out in Sections 4(c), (d) and (e) of this By-law.

5) Deposits

- a) All applicants for water service, other than the owner or purchaser as the occupant of the building or lot or part of a lot, must deposit with the Municipal Administrator the sum of \$125.00 before said service is provided. The deposit may be waived at the discretion of the Municipal Administrator for customers who have established a satisfactory repayment record.
- b) The deposit set out in Section 5(a) of this By-law shall be refundable to the customer upon the customer terminating its account with the Village of Dutchess, except such that deposit may be applied by the Village to any amounts owing on the account of the customer upon termination.
- c) No interest shall be payable upon the deposit set out in Section 5(a) of this By-law.

6) Repeal and Effect of By-law

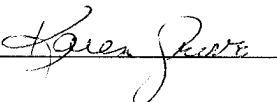
- a) By-law 342/91, as amended is repealed upon this By-law coming into effect.
- b) This By-law shall come into force on November 1, 2001.

READ a first time this 24th day of September, 2001.

READ a second time this 24th day of September, 2001.

READ a third time and finally passed this 24th day of September, 2001.

Mayor 

Municipal Administrator 

SCHEDULE "B" BY-LAW NO. 398/01

- 1) This Schedule may be cited as the Collection Procedure Schedule.
- 2) The following collection procedure shall be followed as nearly as may be practicable to achieve collection of accounts rendered hereunder on a basis equitable to all utility customers or users.
- 3)
 - a) Water meters shall be read during the period comprised of the last four days of a billing month and the first four days of the next following month or an estimate will be made in accordance with Section 2(b) of this By-law. The last day of the billing month shall be the billing date.
 - b) All accounts included in a particular bi-monthly group shall be invoiced pursuant to this By-law within fifteen days of the reading date. The fifteenth day of the month immediately following the reading date shall be the billing date.
 - c) A penalty shall be added pursuant to Section 4© of this By-law and the date it is added shall be the penalty date.
 - d) A reminder notice shall be issued to each consumer or user having a balance outstanding on the next billing date.
 - e) In the event that actions taken pursuant to this collection schedule fail to achieve collection of an account prior to discontinuation of service and where service has been provided to a consumer or user who is not the owner or purchaser of a building or lot to which the service has been provided, a written notice shall be issued to the owner indicating that the account is seriously overdue and service is subject to discontinuation. The date of discontinuation shall be specified in the notice. Such notice is to be provided to the owner not later than four days prior to the discontinuation date.
 - f) All services shall be discontinued on each account having a balance outstanding sixteen days after the overdue notice date.
 - g) A reconnect fee pursuant to By-law 359/94 of \$50.00 shall be charged to each account Which has been disconnected pursuant to Section 3(f) of Schedule "B" of this By-law
 - h) Notwithstanding this Schedule, The Village of Duchess may proceed pursuant to Section 4(d) of this By-law.

By-Law No. 427/06
Of The Village of Duchess
In The Province of Alberta

A By-law of the Village of Duchess, in the Province of Alberta to amend Schedule A of the Garbage removal and disposal, Water use and Sewer service use by-law 398/2001.

Whereas, the Municipal Government act chapter M26.1 authorizes a council to charge fees for public utilities.

Now therefore, the Council of the Village of Duchess, in the Province of Alberta hereby enacts Revised Schedule A, Water, Sewer and Garbage rates.


This by-law shall be in effect as of January 1, 2006.

Read a first time this 21st day of February 2006.

Read a second time this 21st day of February 2006.

Read a third time and finally passed this 21st day of February 2006.

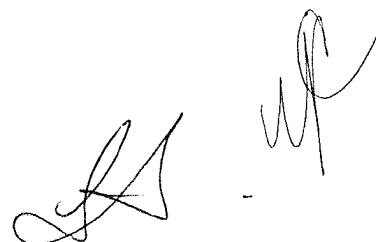
Mayor 

Administrator 

Bylaw 427/06 replace schedule A Bylaw 398/01

Revised Schedule "A" Water, Sewer, and Garbage Rates as of January 1, 2006

	<u>Water (bi-monthly)</u>	<u>Sewer (bi-monthly)</u>	<u>Garbage (bi-monthly)</u>
Residential (single Family)	\$51.32 basic Rate Plus .1622 per cubic Meter of Consumption.	\$15.00 basic rate	\$18.70 basic rate
Residential (Multi - Family)	\$75.00 basic rate Plus .25 per cubic Meter of Consumption.	\$45.00 basic rate	\$47.75 basic rate
Commercial A (Under 30 cubic Meters per period)	\$75.00 basic rate plus .30 per cubic meter of consumption.	\$27.00 basic rate	Based on private Contract price.
Commercial B (Over 30 cubic Meters per period)	\$75.00 basic rate plus .35 per cubic meter of consumption.	\$60.00 basic rate	Based on private Contract price.
Commercial C (Industrial)	\$75.00 basic rate plus .35 per cubic meter of consumption.	\$37.50 basic rate	Based on private Contract price.
Commercial D (Public Institutions - Churches)	\$50.00 basic rate plus .35 per cubic meter of consumption.	\$22.50 basic rate	Based on private Contract price.
Commercial E (School)	\$75.00 basic rate plus .35 per cubic meter of consumption.	\$112.50 basic rate	Based on private Contract price.
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Bulk water rates at card lock station			\$.00132 per litre

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