

TOWN OF EDSON

BYLAW NO. 2113

A BYLAW OF THE TOWN OF EDSON IN THE PROVINCE OF ALBERTA, PURSUANT TO THE PROVISIONS OF THE MUNICIPAL GOVERNMENT ACT, BEING CHAPTER M-26 OF THE STATUTES OF ALBERTA 2000 AND AMENDMENTS THERETO, TO ESTABLISH THE TERMS, COSTS, OR CHARGES FOR THE PROVISION OF BULK WATER SERVICES WITHIN THE TOWN OF EDSON.

WHEREAS the Town of Edson is granted the authority to provide municipal public utility services subject to any terms, costs or charges established by the Council of the Town of Edson;

AND WHEREAS the Council of the Town of Edson provides bulk water service within the municipality subject to the following terms and conditions;

NOW THEREFORE the Municipal Council of the Town of Edson, duly assembled, enacts as follows:

TITLE AND DEFINITIONS

This Bylaw may be cited as the Edson Bulk Water Rate Bylaw.

In this Bylaw, unless the context otherwise requires, the word, term, or expressions:

- a) "Bulk Water" means water that is for use at a location other than the location of purchase.
- b) "Council" means the Town Council of the Town of Edson.
- c) "Municipality" means the municipality of the Town of Edson.
- d) "Town" means the Town of Edson.
- e) "Person" means any individual, partnership, firm, corporation, municipality, association, society, or any legal representatives of a person to whom the context can apply according to law.

BULK WATER RATES AND BILLING

1. The Town of Edson does hereby levy a service charge on all persons purchasing bulk water within the limits of the Municipality.
2. The water service charge for bulk water sales shall be computed and rendered monthly as follows:
 - a) Minimum Charge: When water is supplied during any month, a minimum charge of \$15.00 per month shall apply.
 - b) Water Commodity Charge: A commodity charge as set out in the attached 'Schedule A'.

DEPOSIT FOR ACCOUNT

3. All persons purchasing bulk water must, upon the opening of an account, deposit with the Director of Finance the minimum amount of \$100.00. This deposit will be credited against the final billing at the time said account is closed. If any deposited amount remains after the said account is paid in full, the balance will be refunded to the account holder. The Director of Finance reserves the right to increase the amount of the deposit requested at any time for delinquent accounts. The deposited amount shall not exceed the estimated cost of the supply of three months of bulk water service to the account holder. In addition, in accordance with the Municipal Government Act, idle accounts that have not been used for a period of seven years, and no refund of deposit has been requested, shall be deemed to have forfeited their deposit to the Town.

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- PAYMENT OF ACCOUNT** 4. All accounts shall be due and payable forty-five (45) days after the billing date. Accounts not paid on or before the due date shall be liable to a monthly penalty of 2.5% on the account balance.
- DELINQUENT ACCOUNT** 5. In the event that an account billing remains unpaid for a period of sixty (60) days from the billing date, the Director of Finance shall cause the delinquent customer to be served with a written notice advising that access to the bulk water service will be denied unless the account is paid in full within two (2) business days of a notice delivered to the customer, or to person in charge of the premises of the customer, or seven (7) business days after to the date of mailing a notice. If after this period, the account remains unpaid, the Director of Finance may cause the service to be denied without further notice.
- SPECIAL AGREEMENTS** 6. The Town of Edson reserves the right to make special arrangements on terms fixed by the Council with certain industries or others to whom quantities of bulk water are sold.
- RIGHT TO IMPOSE RESTRICTIONS** 7. (a) When and if it is considered necessary the Town Manager may, at his/her sole discretion, impose restrictions upon on the amount of bulk water any one, or all consumers may take from the Town water system.
- (b) The Town of Edson reserves the right to refuse use of the Bulk Water Facility to any person who is deemed by the Town Manager to be misusing the facility, or displaying improper conduct.
- PROHIBIT PUBLIC FROM SALE OF BULK WATER** 8. Pursuant to the Municipal Government Act, the Council of the Town of Edson hereby prohibits any person other than the municipality from providing the same or a similar type of bulk water service in all or part of the municipality, unless given permission by the Town Manager.
- PURCHASE OF BULK WATER** 9. It is unlawful to purchase bulk water from any person or supplier other than the Town while within the limits of the Town of Edson.
- PENALTIES** 10. Any person found guilty of an infraction of any provision of this bylaw shall be liable to penalties as set out in the attached 'Schedule A'.
- AMEND SCHEDULE A** 11. The Town Manager may review the costs and charges reflected in the attached Schedule A and make recommendation to Council with respect to amendments to the said schedule. If it deems necessary, the Municipal Council may amend "Schedule A" of this Bylaw by resolution.
- EFFECTIVE DATE** 12. That this Bylaw shall take force and have effect January 1, 2012.
13. That Bylaw No. 1898 is hereby repealed.

READ a first time this 1st day of November A.D. 2011.

READ a second time this 1st day of November A.D. 2011.

READ a third time and finally passed this 1st day of November A.D. 2011.

Mayor

Director of Finance

Bulk Water Charges – 2012 to 2014

January 1, 2012 - \$6.00 per c/m

January 1, 2013 - \$6.50 per c/m

January 1, 2014 - \$7.00 per c/m

Penalties

1. For the first offence and upon Summary Conviction to a fine of not less than One Thousand (\$1,000.00) Dollars and not more than Two Thousand, Five Hundred (\$2,500.00) Dollars and in default of payment, judgement,
2. For the second offence within a one (1) year period from the first offence and upon Summary Conviction to fine of not less than Two Thousand (\$2,000.00) Dollars and not more than Three Thousand Five Hundred (\$3,500.00) Dollars and in default of payment, judgement,
3. For the third offence within a one (1) year period from the first offence, and upon Summary Conviction to a fine of not less than Three Thousand (\$3000.00) Dollars and not more than Five Thousand (\$5,000.00) Dollars and in default of payment, judgement.