

THE TOWN OF THE CITY OF DAWSON

WATER DELIVERY BYLAW

BYLAW #11-09

A bylaw to provide for the conditions and rules governing the City of Dawson's Water Delivery Program.

WHEREAS section 248 provides that a municipality may supply for public consumption any service or product which the council considers necessary or desirable for the residents of the municipality; and

WHEREAS the Town of the City of Dawson has previously made commitments to provide water delivery services to certain residents within the municipal boundaries;

NOW THEREFORE the Council for the Town of the City of Dawson, duly assembled in a public meeting, does hereby enact as follows:

SHORT TITLE

1. This bylaw may be cited as the "**Water Delivery Bylaw**".

APPLICATION

2. This bylaw shall apply equally those properties that formed part of the Water Delivery program provided for in bylaw #06-18 on April 1st, 2011.

DEFINITIONS:

3. For the purposes of this bylaw:

"Eligible Property" shall refer to a property that participated in the Water Delivery Program on April 1st, 2011 subject to the provisions of section 4 (a);

"Water Delivery Program" shall refer to the water delivery service provided pursuant to bylaw #06-17 prior to April 1st, 2011 and in accordance with this bylaw following its adoption.

"City Manager" shall refer to the individual appointed as Chief Administrative Officer pursuant to section 183 of the Municipal Act, or their designate.

CONDITIONS OF SERVICE

4. In order to be eligible for service under the provisions of this bylaw the property must have been receiving service pursuant to bylaw #06-18 on April 1, 2011.

(a) notwithstanding the above, a property that was included in the program

pursuant to bylaw #06-18 shall be deemed to have been receiving the service on April 1, 2011 if the discontinuance of service during April 1, 2011 was a result of normal seasonal disconnect.

- 5. In order to receive delivery services, the property owner or occupant shall:
 - (a) ensure that the contractor has a clear path to the water fill station; and
 - (b) keep the delivery path free of all potential contaminants including dog feces or the excrements of any other animal.

DELIVERY SCHEDULE AND RATES

- 6. Every property owner or occupant eligible for service pursuant to this bylaw and wishing to utilize this program shall notify the City Administration of their desired delivery schedule.
 - (a) The City Manager shall ensure that the following delivery schedules are available to the eligible participants of this program:
 - (i) One delivery every other week;
 - (ii) One delivery every week; or
 - (iii) Two deliveries per week.
- 7. The City Manager shall cause the following rate schedule to be implemented:

Delivery Schedule	Annual Fee	Monthly Fee
Once every two weeks	810.00	67.50
Once per week	1620.00	135.00
Twice per week	3240.00	270.00

- (a) the fees noted above are to be implemented as annual fees invoiced monthly.
- (b) The rates shown in this bylaw shall be reviewed annually and may be amended by resolution of Council.

SENIOR'S DISCOUNT

- 8. (1) Senior Citizens (60 years of age or older) shall be invoiced at a rate equal to sixty percent (60%) of the rates otherwise prescribed by this bylaw.
- (2) In order to receive the senior's rate the following must apply:
 - (a) the senior citizen has provided proof of age, to the satisfaction of the City Manger; and
 - (b) the senior citizen is the registered owner of the eligible property, and the property is owner-occupied.

INVOICING:

- 9. The City Manager shall cause monthly invoices to be issued for all accounts created pursuant to this bylaw.

10. Invoices shall be issued during the last week of each month for service to be provided the following month.
11. Each payment shall be due on the 15th day of the service month.

PENALTIES FOR NON-PAYMENT

11. All accounts with an outstanding balance at the end of each payment period shall be assessed a penalty of ten percent (10%) of the amount owing.

DISCONTINUATION OF SERVICE

12. Where an account has remained unpaid for a period of 60 days the service to the property shall be discontinued until such time as the following have occurred:
 - (a) the amount owing the municipality has been paid in full; and
 - (b) a pre-payment of two (2) months service has been paid.

ADDITIONAL DELIVERIES

13. It shall be the responsibility of the owner or occupant of any eligible property to make arrangements for any deliveries which are in excess of the selected delivery schedule. Payments for such deliveries shall be a private matter between the contractor and the client and shall not be represented on the City of Dawson invoices.

EXPIRATION OF THIS BYLAW

14. This bylaw, and any commitments or duties of the municipality contained herein, shall expire on the 31st day of March, 2014.

ENACTMENT

15. This bylaw shall come into full force and effect upon receiving final reading.

READ A FIRST TIME THIS 13th DAY OF April, 2011.

READ A SECOND TIME THIS 13th DAY OF April, 2011.

READ A THIRD TIME THIS 27th DAY OF April, 2011.

Originals signed by
Peter Jenkins
Mayor

Originals signed by
Jeff Renaud
CAO