

A BY-LAW OF THE COUNCIL OF THE VILLAGE OF LOMOND, IN THE PROVINCE OF ALBERTA, TO REGULATE THE USE OF THE WATER AND SEWERWORKS SYSTEM, SET APPLICABLE CHARGES FOR VARIOUS FEES AND RATES TO BE CHARGED AND SET REGULATIONS FOR METER RENTALS, RENTER USER FEES AND UTILITY BILLINGS.

WHEREAS, Sections 288, 289, 293, 294, 299, 301 through to 310 inclusively, 314, 315 and 316 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980, provides for the setting of regulations pertaining to the water and sewerworks, meter rentals and various other fees; and

WHEREAS, Council of the Village of Lomond deems it necessary to set rates for water, sewer, renter user fees, meter rentals and the setting of billing procedures.

NOW THEREFORE, the Council of the Village of Lomond duly assembled enacts as follows:

SECTION A: DEFINITIONS

1. BULK SALES shall mean all sales of water through the water treatment plant at the outlet provided for water tanks.
2. COUNCIL shall mean the Council of the Village of Lomond.
3. EMPLOYEE shall mean an authorized employee of the Village of Lomond.
4. OCCUPANT shall mean any person who rents, leases or stays on a property or in a residence or building with permission of the owner, with or without a written lease.
5. OUTSIDE RESIDENTS shall mean any person outside the Village of Lomond who is serviced with raw or treated water and who has a current agreement for such service with the Village of Lomond.
6. OWNER shall mean the individual or company or business that has title to the property and or holds an agreement to purchase property and or holds a rental agreement with the provision that the leasee must pay the property taxes on said property.

SECTION B: WATERWORKS REGULATIONS

The use and control of all public waterworks shall be in accordance with this by-law.

All waterworks belonging to the municipality now laid down, constructed or built, or hereafter laid down, constructed or built, shall be under the direct control and management of the Village Foreman subject to the authority of the Council of the municipality.

1. TAPPING WATERMANS: No person, except employees of the municipality, shall make any connection or communication whatsoever with any of the public thoroughfares of the municipality. No connection may be made to the water service pipe between the property line and the meter. Such cases which are brought to the attention of the municipality shall be dealt with by:
 - (a) first issuing a warning to the owner or occupant that further use of the illegal line connection will result in the turning off of the main service; and
 - (b) upon a violation of this warning, the main service shall be turned off immediately until such time as the illegal connection is rendered useless by either the owner or occupant or the municipality upon written permission of the owner to do so.

The owner shall be responsible for all costs of installation of a new water connection from the curb stop to the service outlet.

2. METERS: All services must be metered.

The owner or occupant of any residence or building shall be responsible for all costs of repairs to or replacement of meters due to damage by accident or done wilfully. In the event that damage to the meter results in water loss that is not recorded on the meter, the following charges will be levied:

- (a) water wastage - the current charge levied for flat water charge for bi-monthly billing for the applicable service type; and
- (b) a minimum of one (1) hour labour at the current rate as may be fixed by council from time to time; and

- (c) material costs at the current rate as may be fixed by council from time to time.
Such accounts shall be paid before the service is turned on.
3. **TURNING ON WATER:** After any construction, reconstruction, alteration or change, or the completion of work requiring a permit, water may be turned on to any building or premises before inspection of same by the Plumbing Inspector, but shall be turned off immediately if deemed necessary by the Plumbing Inspector upon the completion of the works by the Inspector. Water shall be turned on or off only by an employee of the municipality.
4. **DISPOSAL OF WATER:** No person being an owner or occupant of any house, building or other such premises which are supplied with water from the water system shall vend, sell or dispose of water therefrom, or give it away, or permit same to be taken or carried away, or use, or supply it to the use or benefit of others, or to any other use than his own use and benefit, or shall increase the supply of water beyond that fixed by the rating of the premises, or shall wrongfully, negligently or improperly waste any water.
5. **INTERFERENCE WITH HYDRANTS AND VALVES:** Except as hereinafter provided, no persons other than employees of the municipality or the volunteer firefighters in the line of duty shall open or close or operate or interfere with any valve, hydrant or fire plug or draw water therefrom.
6. No person shall in any manner obstruct the free access to any hydrant or valve or cock. No vehicle, building, rubbish or any other matter which would cause such obstruction shall be placed nearer to a hydrant than the property line of the street in which the hydrant is located, not within twenty (20) feet of the hydrant in a direction parallel with the said property line.
7. **TAMPERING WITH METERS:** If any person wilfully alters any meter placed on any service pipe or connection therewith, within or without any house, building or other place so as to lessen or alter the amount of water registered thereby, unless specially authorized by the municipality for the particular purpose and occasion, he is guilty of an offence and liable on summary conviction to a fine of not more than one hundred (\$100.00) dollars and shall have the water turned off until such payment is received.
8. **REPAIRS:** All repairs of waterlines past the curb stop on private property is the responsibility of the owner.
Upon written request by the owner to the municipality, for repairs to a water line past the curb stop on private property, the Municipal Administrator shall arrange for such work to be completed. The owner must allow reasonable time for such repairs.
Any billing for such work remaining unpaid after thirty (30) days from billing shall be considered delinquent and water service will be terminated immediately. Service will be turned on once payment in full is received.
All curb stops which are damaged by antural causes shall be repaired by the municipality. Any curb stop which is damaged through neglect or wilfully by the owner or agen of the owner of the property, shall be repaired and paid for by the owner. If such repair is not done within a resonalbe amount of time after the damage is done, the municipality will do such repair and bill the owner accordingly. If payment is not received within thirty (30) days from the date of billing, water service will be discontinued to the owner until such time as payment is received in full.
9. **SEALS:** All water meters shall be sealed with an official seal of the municipality. Any seals broken by anyone other than an offical employee of the municipality, is guilty of an offence and shall be fined one hundred (\$100.00) dollars and shall have the water service turned off until such payment is made.
10. All water service pipes laid in private property, between the property line and water meter, shall be of the same material as the service pipe in the road way between the water main and the property line.

SECTION C: SEWERWORKS REGULATIONS

The use and control of all public sewerworks shall be in accordance with this by-law.

All sewerworks belonging to the municipality now laid down, constructed or built, or hereafter laid down, constructed or built, shall be under the direct control and management of the Village Foreman, subject to the authority of the council of the municipality.

1. **TAPPING SEWERMAINS:** No person except employees of the municipality shall made any connection or communication whatsoever with any of the public pipes or main in the public thoroughfares of the municipality.

The owner shall be responsible for all costs of the installation of a new sewer connection from the property line to the service outlet.

2. **REPAIRS:** All repairs of sewerlines on private property shall be the responsibility of the owner.

Upon written request by the owner to the municipality, for repairs to a sewer line on private property, the Municipal Administrator shall arrange for such work to be completed. The owner must allow reasonable time for such repairs.

All curb stops which are damaged by natural causes shall be repaired by the municipality. Any curb stop which is damaged through neglect or wilfully by the owner or agent of the owner of the property, shall be repaired and paid for by the owner. If such repair is not done within a reasonable amount of time after the damage is done, the municipality will do such repair and bill the owner accordingly. If payment is not received within thirty (30) days from the date of the billing, water services will be discontinued to the owner until such time as payment is received in full.

All repairs to sewerlines from the private property line to the mainline are the responsibility of the municipality.

In the case of both parties sewerline being repaired, the total cost of the repair ill be split according to the amount of time and material used by each party. This time is to be estimated by the contractor hired by the municipality to do the excavation. The Village Foreman must supervise the entire job as well.

All sewage service pipes laid in private property, between the property line and the building being serviced, shall be of the same material as the service pipe in the laneway between the sewage main and the property line.

3. **ROTO ROOTER SERVICE:** Work order for roto rooter service shall be issued by the owner to the municipality before the service is hired by the municipality. The work order shall be by way of Schedule "A" of this by-law.

The owner or occupant shall be responsible for the cleaning of the service outlet to the sewer mainline connection.

In the event that payment is not received within thirty (30) days from billing, the water service will be terminated until payment is received and or charged to the property as taxes due and payable.

4. Schedule "A" shall form a part of this by-law.

SECTION D: RENTER USE FEES

1. All renters of premises in the municipality shall make application for a Renter User Fee by way of Schedule "B" of this by-law.

2. The fees payable shall be in accordance with the rates charged for two (2) bi-monthly billings of water and sewer for the service type applied for at the time of application.

3. After termination of the service, the fee shall be applied immediately against any arrears or unlevied charges. Any balance remaining shall be repaid to the applicant.

SECTION E: MEIER RENTALS

1. Owners and or occupant of premises serviced with water are required to

SECTION E: METER RENTALS

1. Owners and or occupants of premises serviced with water are required to apply for a meter rental from the municipality, excepting thereout the following which shall be exempt:
 - (a) Community Centres
 - (b) Places of Worship
 - (c) Schools
 - (d) Senior Citizens Drop-In Centres
 - (e) Senior Citizens Housing Units and Lodges
 - (f) Municipal owned and or operated buildings
 - (g) Provincial or Federally owned or operated buildings
2. Persons and or businesses previously recorded as to having applied and paid for the "Application for Utilities Services", otherwise known as meter deposits or meter rentals, shall be considered as having a Meter Rental as outlined in this by-law.
3. Meter Rental rates shall be deemed as a once only charge per applicant per premises upon moving into a premises. In the event an applicant moves from one premises to another within the limits of the municipality, the Meter Rental shall be transferred to that premises.
4. Water services shall not be turned on to any premises until the Meter Rental application and payment of same have been received by the municipality.
5. After termination of the service, the meter rental shall be applied immediately against any arrears or unlevied charges. Any balance remaining shall be repaid to the applicant.
6. The following rules and regulations apply to any person or persons leaving the municipality without paying all arrears on the account and then returns to the municipality:
 - (a) the water service will not be turned on until the unpaid arrears on the previous account are paid in full; and
 - (b) two months advance on the flat rates for water and sewer being currently charged at that time are paid in full; and
 - (c) the meter rental and renter user fees are collected in full.

Charges as referred to in sub-section (b) shall be refunded after termination of the service and all arrears and or unlevied charges are deducted from the balance. Any balance remaining shall be refunded to the applicant. If the amount in sub-section (b) is not sufficient to cover the arrears and or unlevied charges then the regulations as outlined in Sections D and E of this by-law apply to the remaining fees held.
7. In the event that a meter has been damaged or tampered with and a charge in accordance with Section B-6, the Meter Rental shall also be held by the municipality and not refunded.
8. Application for a Meter Rental shall be done by way of Schedule "C" and rates for same by way of Schedule "D".
9. Schedules "C" and "D" shall form part of this by-law.

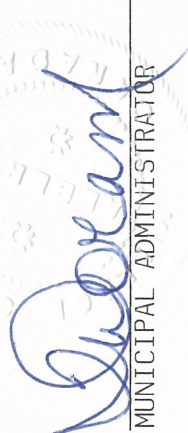
SECTION F: UTILITY BILLING AND CHARGES

1. **METER READINGS:** All water meters shall henceforth be read every two (2) months, on or about the following dates, unless weather conditions make it impossible or the service is terminated, then the meter will be read immediately:
 - (a) February 1st
 - (b) April 1st
 - (c) June 1st
 - (d) August 1st
 - (e) October 1st
 - (f) December 1st
2. **UTILITY BILLINGS:** All utility billings, excepting bulk sales, shall be issued on or about the following dates:
 - (a) February 1st
 - (b) April 1st
 - (c) June 1st
 - (d) August 1st
 - (e) October 1st
 - (f) December 1st

Bulk sales billing shall be issued on or about the first day of every month.

3. All billings shall be due and payable within thirty (30) days. A penalty of one (\$1.00) dollar shall be levied on all unpaid accounts of fifty (\$50.00) dollars or less per month. A penalty of two (2%) percent shall be charged to all unpaid accounts of fifty (\$50.00) or more, per month.
 4. If after thirty (30) days, an account remains unpaid, a warning shall be issued with the next billing stating that the water will be turned off if payment is not received within (30) thirty days of the date of that billing. If payment is not received within the stated period, the water service shall be turned off by an employee of the municipality. If payment is made by way of cheque which is N.S.F., the service will be terminated again, until payment is received by way of certified cheque, money order or cash.
Any service terminated due to failure to pay will be charged with a ten (\$10.00) dollar turn on charge each and every time the service is terminated and then reconnected.
 5. The period of time allowed for the shutting off of utility services shall be any time during the year after the first warning is issued.
 6. The following account holders shall be exempt from penalties on overdue accounts due to their payment of accounts procedures:
 - (a) County of Vulcan No. 2
 - (b) Lomond Community Library
 - (c) Lomond Community Centre Agricultural Society
 - (d) Golden Prairie Villa
 7. Bulk sale accounts in arrears shall be treated as a debt due and payable to the municipality and collected as a debt due and payable to the municipality.
 8. **WATER CHARGES:** The charges for water consumed shall be deemed in accordance with Schedule "E" of this by-law.
 9. **SEWER CHARGES:** The charges for sewer shall be deemed in accordance with Schedule "F" of this by-law.
 10. **BILLING NOTICES:** The form for billing notices shall be by way of Schedule "G" of this by-law.
 11. Schedules "E", "F" and "G" shall form a part of this by-law.
- THAT this by-law shall come into full force and effect on the final passing thereof.
- THAT By-Law Number 423 is hereby repealed.
- READ a first, second and by unanimous consent of the Councillors present, a third and final time this 10th day of March A.D., 1993.


MAYOR


MUNICIPAL ADMINISTRATOR

ROTO ROOTER WORK ORDER
VILLAGE OF LOMOND

NO. _____ DATE: _____

NAME: _____

ADDRESS: _____

LEGAL DESCRIPTION: LOT(S) _____ BLOCK _____ PLAN _____

OWNER: _____ RENTER: _____

INSTRUCTIONS FOR ROTO ROOTER:

I HEREBY UNDERSTAND AND AGREE THAT I WILL REIMBURSE THE VILLAGE OF LOMOND FOR THE ABOVE LISTED WORK AS COMPLETED BY A ROTO ROOTER SERVICE HIRED BY THE VILLAGE OF LOMOND.

AND I FURTHER UNDERSTAND THAT IN THE EVENT THAT THE BILL REMAINS UNPAID AFTER THIRTY (30) DAYS, THAT MY WATER UTILITY SERVICE WILL BE DISCONNECTED UNTIL PAYMENT IN FULL IS RECEIVED.

VILLAGE OF LOMOND

APPLICANT

MUNICIPAL ADMINSTRATOR _____ SIGNATURE _____

OFFICE USE ONLY:
INVOICE FOR ROTO ROOTER: _____

DATE INVOICE MAILED TO APPLICANT: _____

DATE PAID AND MODE: _____

VILLAGE OF LOMOND
RENTER USER FEE

DATE _____

APPLICANT: _____

SERVICE TYPE: _____

LOCATION: LOT: _____ BLOCK: _____ PLAN: _____

OWNER: _____

ADDRESS: _____

Being the renters of the above mentioned premises, I hereby make application for water/sewer services from the Village of Lomond. I understand that the fee levied for this Renter User Fee is to be held by the Village of Lomond until such time as the service is terminated by myself or by an agent acting on my behalf. I further understand that in the event that any charges are outstanding at the time of termination of the service that the Village of Lomond may apply all or part of this fee against such and that if a balance remains, it will be refunded to me at a mutually acceptable date.

VILLAGE OF LOMOND

APPLICANT

MUNICIPAL ADMINISTRATOR _____ SIGNATURE _____

TRANSFERRED: DATE: _____

LOCATION: LOT _____ BLOCK _____ PLAN _____

OWNER: _____

ADDRESS: _____

RECEIVED FROM: _____

DATE: _____ RECEIPT NO.: _____ \$ _____

REFUNDED TO: _____

DATE: _____ CHEQUE NO.: _____ \$ _____

VILLAGE OF LOMOND
WATER METER RENTAL APPLICATION

DATE: _____

APPLICANT: _____

ADDRESS: _____

LOCATION: LOT _____ BLOCK _____ PLAN NO. _____

OWNER: _____ SERVICE NO. _____

METER: _____ WATER: _____ SEWER: _____

I/WE, the undersigned applicant(s), hereby make application for service of water by meter at the above described location and agree to the rates and regulations as now set, or as hereinafter set by the Village of Lomond.

VILLAGE OF LOMOND

APPLICANT(S)

MUNICIPAL ADMINISTRATOR

TRANSFERRED: DATE _____ SERVICE NO. _____

LOCATION: LOT _____ BLOCK _____ PLAN NO. _____

OWNER: _____

METER: _____ WATER: _____ SEWER: _____

TRANSFERRED: DATE _____ SERVICE NO. _____

LOCATION: LOT _____ BLOCK _____ PLAN NO. _____

OWNER: _____

METER: _____ WATER: _____ SEWER: _____

RECEIVED FROM: _____

DATE: _____ RECEIPT NO. _____ \$ _____

REFUNDED TO: _____

DATE: _____ CHEQUE NO. _____ \$ _____

METER RENTALS

| DESCRIPTION | AMOUNT |
|------------------------------|---------|
| Domestic | \$25.00 |
| Hotels | 25.00 |
| Garage | 25.00 |
| Banks/Financial Institutions | 25.00 |
| Restaurants | 25.00 |
| Industrial | 25.00 |
| Commercial | 25.00 |
| Car Washes | 25.00 |

| SERVICE TYPE | WATER RATES | |
|-------------------------------|--------------------------------|---|
| | GALLONS PER MONTH | PRICE PER MONTH |
| Domestic | 5,000 (Jan.-Mar.) | 49.50 24.88 19.50 \$14.50 |
| | 5,000 (Oct.-Dec.) | 24.00 19.50 14.50 |
| | 7,500 (Apr.-Sept.) | 49.50 44.25 37.75 34.75 |
| Hotels | 10,000 | 49.50 24.00 19.50 14.50 |
| Garages | 5,000 | 49.50 24.00 19.50 14.50 |
| Banks/Financial Institutions | 5,000 | 49.50 24.00 19.50 14.50 |
| Restaurants | 5,000 | 49.50 24.00 19.50 14.50 |
| Industrial | 5,000 | 49.50 24.00 19.50 14.50 |
| Stores | 5,000 | 49.50 24.00 19.50 14.50 |
| Car Washes | 10,000 | 69.75 44.25 39.75 34.75 |
| Community Centres | 35,000 | 124.75 99.25 104.25 89.75 |
| Schools | 35,000 | 124.75 99.25 104.25 89.75 |
| Senior Citizens Housing Units | same as domestic occupied unit | 49.50 24.00 19.50 14.507 occupied unit |

OVERAGE CHARGES: \$2.45 per every 1,000 gallons over the fixed service by law # 566

BULK SALES:
 Treated: Farmers - 1/4¢ per gallon
 Others - 1.25¢ per gallon
 Raw: Farm Use Only - 1/4¢ per gallon

*Amended by law # 11424
 March 28/07
 JND*

*Amended March 13, 2002
 JND*

*Amended # 627
 by law 20119
 by June JND*

SEWER RATES

| SERVICE TYPE | PRICE PER MONTH |
|-------------------------------|--|
| Domestic | 15.00 7.50 \$-6.50 |
| Garages | 15.00 7.50 6.50 |
| Bank/Financial Institutions | 15.00 7.50 6.50 |
| Restaurants | 15.00 7.50 6.50 |
| Industrial | 15.00 7.50 6.50 |
| Stores | 15.00 7.50 6.50 |
| Car Washes | 21.75 11.25 13.25 |
| Community Centres | 28.50 21.00 20.00 |
| Schools | 28.50 21.00 20.00 |
| Senior Citizens Housing Units | 15.00 7.50 6.50/occupied unit |
| Libraries | 15.00 7.50 6.50 |
| Hotels | 21.75 11.25 13.25 |

*Amended
March 13/02
By Law # 566
DNL*

*Amended 19
April 20/10
By Law # 628
By Law # 566*

| DATE | ACCOUNT NO. | READINGS | | CURRENT CONSUMPTION | PREVIOUS BALANCE | CURRENT WATER BILLING | SEWER BILLING | GARBAGE PENALTY | | | BALANCE DUE |
|----------|-------------|----------|---------|---------------------|------------------|-----------------------|---------------|-----------------|--|--|-------------|
| | | PREVIOUS | PRESENT | | | | | | | | |
| 85105750 | | | | | | | | | | | |

UTILITY BILLING NOTICE

VILLAGE OF LOMOND
 DRAWER 268
 LOMOND, ALBERTA T0L 1G0

TELEPHONE: (403) 792-3611

B 0927

↑
 Please
 Pay This
 Amount

*Help us to Serve
 You Better Please
 PAY PROMPTLY*

In Account With Village of Lomond

TERMS: Net 25 Days. Account Due on Receipt of Statement
 Penalty of 2% Charged on Overdue Accounts.
 (24% Per Annum) Minimum Charge \$1.00