

The Corporation of the City of Kenora

By-Law Number 101 - 2019

A By-law to Amend Bylaw Number 70-2018, a bylaw to regulate the Municipal Water Supply and the Provision of Sanitary Sewage Services in the City of Kenora

Whereas bylaw number 70-2018, a bylaw to regulate the Municipal Water Supply and the Provision of Sanitary Sewage Services in the City of Kenora was adopted by Council on May 22, 2018; and

Whereas it is deemed necessary to amend such bylaw from time to time to address the changing needs of the municipality; and

Whereas, pursuant to Part II of the *Municipal Act*, the Municipal Council may pass by-laws to impose fees or charges for services or activities;

Whereas Council supported changes to multi-unit water rates at a special meeting of Council held June 28, 2019;

Now Therefore the Council of The Corporation of the City of Kenora, enacts as follows:

1. Part VI – Water Meters, Section 57, (1) to (7) be replaced with the following (1) to (8):

57.

(1) All water supplied by the City to any other person through the City municipal water system shall be metered.

(2) In every building or property comprised of or containing one or more dwelling units either individual meters at each living unit, or, a single meter to record consumption for the entire property or complex shall be installed.

(3) In the case of condominium buildings, apartment buildings or property, an additional meter may be installed solely for servicing areas and facilities external to the dwelling units for that building or property.

(4) (a) In respect of every dwelling unit, whether individually metered or situate in a building lawfully serviced by a single meter as provided herein, in addition to the metered rate of water, the Customer shall pay the fixed water service rate and the fixed sewer service rate as described in the General Tariff of Fees and Charges By-law.

(b) Clause (a) shall not apply to an apartment building having less than four (4) or more dwelling units, in which case a single fixed water service charge for all living units in the building shall be paid.

(5) Notwithstanding Subsection (4) of this Section, in the case of an apartment building having four (4) or more dwelling units and serviced by a single meter as at the date of passage of this By-law, the fixed water service rate and the fixed sewer service rate payable by the Property Owner in respect of the dwelling units shall be phased in by

equal annual increases over three (3) years beginning January 1, 2020. This phase in shall be based on the rates in effect at the date of passing this By-law and any future rate increases passed by Council would be implemented in full to all ratepayers as they come into effect and shall not impact the phase in amounts.

- (6) Properties where multiple stand-alone living units are serviced by a single meter, shall be charged for the consumption, and the sewer and water service fees. The water service fee shall be calculated by taking the consumption read on the meter and dividing that consumption by the median or mid-point consumption for an average Kenora living unit as set out in the Tariff of Fees and Charges By-law. The result shall be multiplied by the water service fee for a 5/8" meter as per the Tariff of Fees and Charges By-law. The sewer fee shall be charged based on the calculated water service fee as per the Tariff of Fees and Charges By-law. These service fees shall be phased in by equal annual increases over years (6) years beginning January 1, 2020. This phase in shall be based on the rates in effect at the date of passing this By-law and any future rate increases passed by Council would be implemented in full to all ratepayers as they come into effect and shall not impact the phase in amounts.
- (7) The phase in as outlined in subsections (5) and (6) within this section shall not be applicable to any customers for either buildings with four or more dwelling units or with multiple detached residences connecting to City systems as one of these classes of customer following the date of passing of this By-law. This shall include a new build, conversion of an existing build to one of these categories of customers that was previously connected to the City's systems under a different category of customer, or a new connection to City systems regardless of the date of the build. These customers will be charged the fully phased in rate.
- (8) Nothing in this Subsection prevents the Property Owner in respect of a condominium building or an apartment building which is exempt from the requirement for separate meters for individual dwelling units, from voluntarily applying for and installing such separate meters in accordance with all applicable provisions hereof.

2. Effective Date

This by-law shall take effect and come into force on the final passage hereof.

By-law read a First and Second Time this 28th day of June, 2019

By-law read a Third and Final Time this 28th day of June, 2019

The Corporation of the City of Kenora:-

Daniel Reynard, Mayor

Heather Kasprick, City Clerk

