

**BYLAW NO. 1706/2011
OF THE TOWN OF REDCLIFF
IN THE PROVINCE OF ALBERTA**

A BYLAW OF THE TOWN OF REDCLIFF TO PROVIDE FOR THE LEVYING AND COLLECTING OF CHARGES AND RATES FOR SEWER SERVICE.

PURSUANT to the provisions of Section 7 of the Municipal Government Act, RSA 2000 Chapter M-26.1, the Municipal Council of the Town of Redcliff, duly assembled enacts as follows:

1.0 This Bylaw shall be known as the "Sewer Rate Bylaw" of the **Town** of Redcliff.

2.0 In this Bylaw the following terms shall be defined as follows:

"**Council**" shall mean the Municipal **Council** of the Town of Redcliff.

"**DUE DATE**" shall mean the date on the billing that all rates, fees, and charges are due and payable.

"**Multi-unit Building**" shall mean a building which has more than one (1) self-contained business, residence or combination of both.

"**Town**" shall mean the Municipal Corporation of the **Town** of Redcliff.

3.0 a) Every person, firm or corporation being the registered owner, occupant, or purchaser entitled to the possession of property within the **Town** limits which is serviced directly or indirectly by a service connection to the **Town's** sewage system shall pay to the **Town** the following sewer rates payable monthly or bi-monthly at the discretion of **Council**.

<u>MONTHLY</u> Minimum Rate	<u>BI-MONTHLY</u> Minimum Rate
Residential \$18.25	\$36.50
Non-Residential \$21.95	\$43.90

b) An additional sewer charge on non-residential customers shall be levied, based on 193% of the calculated water non-residential surcharge calculation for that billing period.

3.1 a) Exceptional consideration may be made by the Municipal Manager for a reduction in cases where it is clearly discernible that:

i) certain volumes of effluent are not discharged into the sewer system. This reduction shall not exceed 75% of the sewer surcharge. If warranted further reductions may be approved by Redcliff Town Council. Reductions, if warranted, shall be limited to the previous three (3) years from the date the written request for rebate is received.

ii) greenhouses are equipped with a bona fide irrigation recirculation system that is in ongoing use. This reduction shall not exceed 90% of the sewer surcharge. This

reduction is subject to random inspection completed by the Public Services Department to ensure that the irrigation recirculation system is in use. Reductions, if warranted, shall be from the date the written request for rebate is received.

- b) In both a) i) and ii), consideration for a reduction in the "additional sewer charge" shall be subject to clear indication to the Town of Redcliff that the non-residential customer has fully complied with all Town of Redcliff Bylaws or Policies relating to the disposal of both effluent and surface/roof drainage. This approval and/or continuation thereof, may be subject to verification through an inspection, that the site fully complies with proper disposal of sanitary sewer and surface water. For greenhouse applications, connection of surface/roof water must be directed into a Storm Sewer System directly via a service connection, or in the event of the site not being immediately adjacent to Storm Sewer Infrastructure, in a method acceptable to the Town of Redcliff.
- 3.2 Owners or occupants requiring sewer service from the Town of Redcliff are required to pay a sign on fee of \$5.00.
- 4.0
- a) Unless specifically authorized by the Council, only one (1) sewer service connection shall be permitted for any legal parcel.
 - b) In the event there are any outstanding issues relating to any unresolved utility or property related matter, administration may at their discretion withhold the installation of any service connection to a parcel and refer the matter to Council for consideration.
 - c) Any multi-unit building with one service connection shall be charged the applicable minimum rate for each residential or non-residential unit.
- 5.0 In the event a utility invoice:
- a) remains unpaid on the 21st day following the due date, there shall be added thereto by way of penalty, an amount which shall be two and one half percent (2 ½ %) of the unpaid current utility invoice. The said penalty shall be added to and shall form part of the unpaid utility invoice
 - b) remains unpaid on the 31st day following the due date the Town of Redcliff shall issue a water service disconnection notice which shall notify the user that the water service may be disconnected on the date specified in the water disconnection notice; however the date of disconnection shall not be less than 10 days after the mailing date of the water disconnection notice.
 - c) Errors or omission relating to utility billing may be adjusted to a maximum of six (6) bi-monthly billings.
- 6.0 Sewer charges in default shall constitute a debt owing to the **Town** and may be recovered:
- a) by action in any court of competent jurisdiction; or
 - b) by distress and sale of goods and chattels of the person owing such rates or charges wherever they may be found in the municipality; or
 - c) where the occupant is the owner or purchaser of a building, lot or part of a lot, the

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sum payable by him for such rates or charges are a preferential lien and charge on the building, lot or part of a lot and on the personal property of the debtor and may be levied and collected in like manner as municipal rates and taxes are recoverable; or

- d) where the occupant is a person other than the owner or purchaser of the building, lot or part of a lot the sum payable by the occupant for such rates or charges is a debt due by him and shall be a preferential lien and charge on his personal property and may be levied and collected with costs by distress.

7.0 Should any clause of this Bylaw be declared invalid that clause shall be deleted but the remainder of the Bylaw shall be deemed to be held intact.

8.0 Town of Redcliff Bylaw 1678/2010 is hereby repealed on January 1, 2012.

9.0 This Bylaw shall be effective January 1, 2012.

READ a first time this 12 day of December 2011.

READ a second time this 12 day of December 2011.

READ a third time this 12 day of December 2011.

PASSED and **SIGNED** this 13 day of December 2011.



MAYOR



MANAGER OF LEGISLATIVE AND LAND SERVICES