

**FRASER VALLEY REGIONAL DISTRICT
BYLAW NO. 1514, 2019**

**A bylaw to establish regulations, fees and other charges for the
Townsite of Yale Water Supply and Distribution System Service Area**

WHEREAS the Board of Directors of the Fraser Valley Regional District ("the Board") delivers water supply and distribution services pursuant to *Fraser Valley Regional District Townsite of Yale Water Supply and Distribution Local Service Area Conversion and Amendment Bylaw No. 0292, 1999*, as amended;

AND WHEREAS the Board has deemed it advisable to establish certain regulations, fees and other charges associated with the delivery of said services;

THEREFORE the Board enacts as follows:

1) CITATION

This bylaw may be cited as *Fraser Valley Regional District Yale Water System Regulations, Fees and Other Charges Establishment Bylaw No. 1514, 2019*.

2) INTERPRETATION

"Inspector" means any person appointed by the Regional District as Inspector for the purposes of administering and enforcing this bylaw;

"Owner" means any person who is the owner of real property, or any other person authorized in writing by the owner to represent the owner, including, but not limited to, a person, firm or corporation ;

"Person" means any individual, firm, company, association, society, partnership, corporation or group of such number and gender as the context and facts may require."

"Regional District" means the Fraser Valley Regional District;

"Water Connection" means a connection to a main water supply line and extending to the property line of the customer, and may or may not include a water meter and shut-off valve which shall be the property of the Regional District"

"Water System" means the Townsite of Yale Water Supply and Distribution System

3) RESPONSIBILITIES

- 3.1 The Regional District shall administer and determine all water fees and other charges for all premises which are connected to the Water System, according to the provisions of this bylaw.
- 3.2 The Regional District shall be responsible for the charge and control of all properties and works in connection with the Water System.
- 3.3 The Regional District shall have charge and control of the inspections of all properties and works in connection with the Water System.
- 3.4 No person shall obstruct or prevent a duly authorized Inspector from carrying out any or all of the provisions of this bylaw, nor shall any person refuse to grant the Inspector permission to inspect any waterworks at any reasonable time.

4) PROHIBITIONS

- 4.1 No person other than an authorized employee or agent of the Regional District shall tap into or make any connections whatsoever to any of the public or private water pipes forming part of the Water System. The Regional District reserves the right to refuse such connections where winter frost conditions are evident.
- 4.2 No person shall alter or tamper with any of the Water System works and services, including hydrants, within any street or land or within the system's rights-of-way or property, or with any water meter belonging to the Regional District or turn on or off any stop or gate valve unless authorization is obtained in advance from the Regional District.
- 4.3 No pump, booster or other device shall be employed by any person without permission in writing from the Regional District for the purpose of, or having the effect of, increasing water pressure in service lines to a higher pressure than the normal water pressure in said service lines, and the Regional District may, without notice, discontinue service to any person employing such pump, booster or other device.

5) CONDITIONS OF SERVICE

- 5.1 The Regional District shall have the right to limit the number of connections to the Water System.
- 5.2 Each Owner of land and/or premises shall be responsible for the construction, repair and maintenance of all pipes and fixtures between the property line and his premises.
- 5.3 Each installation under Section 5.2 shall be covered by a minimum of 1.4 metres of earth fill.
- 5.4 Inspectors of the Regional District are authorized to inspect all buildings and premises which are connected to the Water System, and shall keep records of all applications for services and a full description of all works constructed.

- 5.5 The Regional District may, at its sole discretion, require an applicant for water service to install a meter for measuring water use. The cost of the meter and installations will be recovered from the applicant.
- 5.6 The Regional District may, at its sole discretion, require an Owner who wishes to install a standpipe to apply for a separate Water Connection for such purpose.
- 5.7 Each Owner of premises who installs a standpipe shall make arrangements for the adequate drainage of any excess water either through a storm drainage system, or through a system of drainage works upon the parcel which is served.

6) APPLICATIONS

- 6.1 All applications for Water Connection shall be made in writing by the Owner of the property to which the application refers, or by the Owner's duly authorized agent, to the Regional District. Applications shall be made by filling out an application form obtained from the Regional District and shall be accompanied by the proper fees as specified in Schedule A of this bylaw.
- 6.2 All applications for Water Connection shall state the use of the building for which water is to be connected, together with the legal description and the street address of the property or building to which the installation is to be made.
- 6.3 No application shall be considered approved until it has been signed by the Inspector.
- 6.4 Applications for disconnection of any water service shall be made in writing and delivered to the Regional District.
- 6.5 All applications for Water Connections for standpipes shall be accompanied by an annotated site plan which shows:
 - a) the location of the proposed connection;
 - b) the location of the proposed standpipe;
 - c) the size of the connection required;
 - d) the location of and arrangements for drainage of excess water from the site.

7) WATER CONSUMPTION

- 7.1 The Regional District may, whenever in its discretion and the public interest so requires, suspend or limit the consumption of water from the Water System or may regulate the hours of use or may further prescribe the manner in which such water may be used.

8) DISCONNECTIONS

- 8.1 The Regional District may, without notice, disconnect the water service to any premises for any of the following reasons, and the Regional District shall not be liable for damages by reason of discontinuing water service for such reasons:
- a) unnecessary or wasteful use of water, or violation of regulations concerning watering or sprinkling;
 - b) failure to repair or replace defective pipes, fittings, valves, tanks or appliances which are leaking or are otherwise not in a good state of repair and which are, or may become, a cause of waste of water.

9) BILLING CHARGES

- 9.1 The fees and charges enumerated in Schedule A of this bylaw, attached hereto and forming an integral part of this bylaw, are hereby imposed and levied for water services supplied by the Regional District to Water System users and all fees shall be billed at such times as determined by the Regional District and shall be due and payable on or before the 20th day of the month following the issuance of statements.
- 9.2 In the case of connections being made during the year, the charge imposed shall begin with the month during which the Water Connection was made provided such connection was made before the 15th day of the month; otherwise the charge shall begin with the 1st of the month following the date the connection was made.
- 9.3 Accounts with user fees and other charges outstanding on the 31st of December in each year will be subject to recovery as authorized by Section 399 of the Local Government Act.
- 9.4 When any fees or charges for water services are overdue for a period of 3 months, such water services shall be turned off from the premises in respect of which such fees or charges are overdue, without notice. Such service shall not be turned on again to the premises the following have been paid to the Regional District:
- a) all overdue amounts;
 - b) any additional costs incurred by the Regional District with respect to turning off the water services.

10) LIABILITY

- 10.1 Nothing contained in this bylaw shall be construed to impose any liability on the Regional District to give a continuous supply of water to any person or premises and the Regional District hereby reserves the right, at any time, to shut off water from any premises without giving notice to any person from whose premises the water may be shut off.

11) MULTIPLE DWELLINGS

- 11.1 In the case of apartment houses, mobile homes, duplex houses or houses containing one or more suites, each dwelling unit within such structure shall be considered as a separate unit and shall be charged the appropriate fees and other charges as shown in Schedule A.

12) PUBLIC HEALTH

- 12.1 The Province of British Columbia appointed Health Inspector shall be the authority in all matters pertaining to public health resulting from the operation of the Water System.

13) WATER MAIN EXTENSION AND SERVICE CONNECTIONS

- 13.1 All water main extensions or water service connections must be approved in writing by the Regional District prior to construction and all costs incurred will be a direct charge against the developer or a sub-division or the Owner of the property being connected.
- 13.2 The Regional District will inspect and approve all such extensions or service connections before back-filling is started.
- 13.3 The Regional District shall have the right to disallow any water main extension if such extension may jeopardize the supply to those persons already connected to the Water System.

14) PENALTIES

- 14.1 Every person who offends against any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention of or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done under this bylaw or who does any act or thing which violates any of the provisions of this bylaw shall be deemed to have committed an offence under this bylaw and shall be liable on summary conviction to a fine and penalty of not less than \$25.00 nor more than \$500.00. Each day that a violation continues to exist shall constitute a separate offence hereunder.

15) REPEAL

Regional District of Fraser-Cheam "The Townsite of Yale Water System Rates and Regulation Bylaw No. 353, 1981" and any amendments thereto are hereby repealed

16) SEVERABILITY

If a portion of this bylaw is found invalid by a court, it will be severed and the remainder of the bylaw will remain in effect.

17) READINGS AND ADOPTION

READ A FIRST TIME THIS day of

READ A SECOND TIME THIS day of

READ A THIRD TIME THIS day of

ADOPTED THIS day of

Chair/Vice-Chair

Corporate Officer/Deputy

18) CERTIFICATION

I hereby certify that this is a true and correct copy of *Fraser Valley Regional District Yale Water System Regulations, Fees and Other Charges Establishment Bylaw No. 1514, 2019* as adopted by the Board of Directors of the Fraser Valley Regional District on the

Dated at Chilliwack, BC this

Corporate Officer/Deputy

FRASER VALLEY REGIONAL DISTRICT BYLAW NO. 1514, 2019**Schedule A - Fees and Charges****RESIDENTIAL**

	Per Month
Single Family Dwelling	\$11.55
First Unit in Commercial & Recreational	\$11.55

BUSINESS COMMERCIAL

1. Premises used for businesses	\$17.50
Hotel containing dining room/restaurant/beverage room	\$17.50
2. Additional commercial units	\$5.25
3. Additional recreation units	\$7.00
4. Institutional	\$5.25
5. Community Use Facility	\$25.00
6. Railway Use – for service to railway buildings or trains	\$241.50

Notwithstanding the maximum fees established herein, if the costs necessary to deliver the service are less than anticipated in a given budget year, then a lesser amount of water user fees may be charged.

ADDITIONAL CHARGES

All requests for water service that require a water connection to be turned on at the property line will be subject to a fee of \$150.00 should the request result in a stoppage of the water user rate.