

BY-LAW NO. 13-14

- of -

THE R.M. OF SPRINGFIELD

Being a by-law of R.M. of Springfield to amend By-law No. 12-15 to establish a common sewer and water utility and set sewer and water rates and charges within the Municipality

WHEREAS Section 232 of the Municipal Act, LM 1996 c.58 states as follows:

232 (1) A Council may pass by-laws for municipal purposes respecting

(l) public utilities;

232 (2) Without limiting the generality of sub-section (1), a Council may in a by-law passed under this Division

(b) adopt by reference in whole or in part, with any changes the council considers necessary or advisable, a code or standard made or recommended by the Government of Canada or a province or a recognized technical or professional organization, and require compliance with the code or standard;

(d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;

And WHEREAS Section 242 of the Municipal Act, LM 1996 c.58 states as follows:

242 (1) If a designated officer finds that a person is contravening a by-law or this or any other Act that the municipality is authorized to enforce, the designated officer may by written order require the person responsible for the contravention to remedy it if, in the opinion of the officer, the circumstances so require.

242(2) The order may

- (a) Direct a person to stop doing something, or to change the way in which the person is doing it;
- (b) Direct a person to take any action or measure necessary to remedy the contravention of the Act or by-law, including the removal or demolition of a structure that has been erected or placed in contravention of a by-law and, if necessary, to prevent a reoccurrence of the contravention;
- (c) state a time within which the person must comply with the directions; and
- (d) state that if a person does not comply with the directions within a specified time, the municipality will take the action or measure at the expense of the person.

AND WHEREAS Section 250 of the Municipal Act, LM 1996 c.58 states as follows:

250 (2) Without limiting the generality of subsection (1), a municipality may for municipal purposes do the following:

- (b) construct, operate, repair, improve and maintain works and improvements;
- (c) acquire, establish, maintain and operate services, facilities and utilities;
- (e) use municipal equipment, materials and labour to carry out private works on private property.

AND WHEREAS Section 252 of the Municipal Act, LM 1996 c.58 states as follows:

252 (1) A municipality exercising powers in the nature of those referred to in clauses 250(2)(b), (c) and (e) may set terms and conditions in respect of users, including

- (a) setting the rates or amounts of deposits, fees and other charges, and charging and collecting them;
- (b) providing for a right of entry onto private property to determine compliance with other terms and conditions, to determine the amount of deposits, fees or other charges, or to disconnect a service; and
- (c) discontinuing or disconnecting a service and refusing to provide the service to users who fail to comply with the terms and conditions.

252(2) A charge referred to in clause (1)(a) may be collected by the municipality in the same manner as a tax may be collected or enforced under this Act.

NOW THEREFORE the Council of the Rural Municipality of Springfield, in Council duly assembled, hereby enacts as follows:

1 (1). By-law No. 12-15 is amended by this section.

1 (2) Clause B – “The Quarterly Sewer Only Charges - Sewer Service Only” section be deleted and replaced with:

Customer	Residential Equivalency Unit	Service Charge	Commodity Charge	Quarterly Bill
Single family or small business	1	\$8.52	\$56.25	\$64.77
Building with more than one residence or business:				
35117 PTH 15 RD 60N	1.1	\$8.52	\$61.88	\$70.40
530 Main St. unit 2	1.2	\$8.52	\$67.50	\$76.02
659 Main St.	1.3	\$8.52	\$73.13	\$81.65

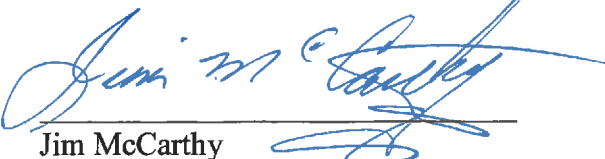
677 Main St.	1.5	\$8.52	\$84.38	\$92.90
530 Main St. unit 10	1.6	\$8.52	\$90.00	\$98.52
2 residences or businesses	2	\$8.52	\$112.50	\$121.02
630 Balsam Cres.	2	\$8.52	\$112.50	\$121.02
646 Pine Dr.	2	\$8.52	\$112.50	\$121.02
576 Balsam Cres.	2	\$8.52	\$112.50	\$121.02
573 Main St.	2	\$8.52	\$112.50	\$121.02
559 Main St.	2	\$8.52	\$112.50	\$121.02
559 Main St.	2	\$8.52	\$112.50	\$121.02
27030 PTH 15 60N unit B	2.25	\$8.52	\$126.56	\$135.08
530 Main St. unit 1	2.25	\$8.52	\$126.56	\$135.08
777 Cedar Ave	2.6	\$8.52	\$146.25	\$154.77
3 residences or businesses	3	\$8.52	\$168.75	\$177.27
567 Main St.	3	\$8.52	\$168.75	\$177.27
582 Balsam Cres	3	\$8.52	\$168.75	\$177.27
639 Main St.	2.5	\$8.52	\$140.63	\$149.15
623 Balsam Cres.	3	\$8.52	\$168.75	\$177.27
27055 Oakwood Rd.	3	\$8.52	\$168.75	\$177.27
26157 Oakwood Rd.	3.4	\$8.52	\$191.25	\$199.77
27030 PTH 15 60N unit A	3.75	\$8.52	\$210.94	\$219.46
644 Willow Ave	4.5	\$8.52	\$253.13	\$261.65
1016 Almey Ave	4.5	\$8.52	\$253.13	\$261.65
643 Main St. carwash	5	\$8.52	\$281.25	\$289.77
689 Main St.	5.5	\$8.52	\$309.38	\$317.90
674 Main St.	6.19	\$8.52	\$348.19	\$356.71
36003 PTH 15 RD 60N	8.35	\$8.52	\$469.69	\$478.21
544 Main St.	10.82	\$8.52	\$608.63	\$617.15
860 Cedar Ave	13.1	\$8.52	\$736.88	\$745.40
27047 Oakwood Rd.	13.82	\$8.52	\$777.38	\$785.90
520 Main St.	14.95	\$8.52	\$840.94	\$849.46
826 Cedar Ave	17.72	\$8.52	\$996.75	\$1,005.27
680 Pine Dr.	23.6	\$8.52	\$1,327.50	\$1,336.02
841 Cedar Ave	33.75	\$8.52	\$1,898.44	\$1,906.96

1 (3) Clause C – 6 be deleted and replaced with:


The hauled sewage shall be \$1.03 per cubic meter, charged to the sewage hauler, payable monthly. This would be charged, based on 100% of the waste hauler's tank capacity. There would also be an annual licensing fee of \$125.00 per truck registered for the initial license, and \$75.00 thereafter for annual renewals of said license.

2. THAT this By-law shall come into force and become effective on, the latter of, June 1st, 2014, or after both approval by the Public Utilities Board and receipt of third and final reading thereof. Current Sewage hauler licenses, which require renewal June 1st, 2014, would be pro-rated on the current basis, until such time these changes can be implemented. And any REU changes would not become affective until the September 2014 billing period.

DONE AND PASSED by Council of the Rural Municipality of Springfield, in Council duly assembled at Springfield, in Manitoba, this 15th day of July A.D., 2014.



Jim McCarthy
Reeve



Scott Smith
Chief Administrative Officer

Read a first time this 17th day of December, A.D., 2013

Read a second time this 15th day of July, A.D., 2014

Read a third time this 15th day of July, A.D., 2014