

THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN

BY-LAW NO. 2007-05

BEING A BY-LAW AMENDING BY-LAW 2005-19 TO RESTRICT WATER WORKS ACTIVITIES FROM OCTOBER TO APRIL & UPDATING COSTS AS PER BY-LAW 2006-21.

WHEREAS, the Municipal Act, R.S.O. 2001, s. 78-93 authorizes the Corporation to acquire, establish, maintain and operate a waterworks system;

AND WHEREAS the Act authorizes the Corporation to regulate the distribution and use of water in all places where and for all purposes for which it may be required and to fix the price for such use thereof and the terms for payment;

NOW THEREFORE, the Council of the Corporation of the Township of Matachewan enacts as follows:

1. Section 9.a) of by-law 2005-19 which read: 'Any person(s) about to vacate any premises that have been supplied with water from the waterworks or who desire to discontinue the use thereof, shall give notice of the same in writing to the Corporation, or the rates therefore will be charged until such notice is given or the water turned off. All charges for each turning off and turning on of water services are stipulated in the User Fee By-Law 2005-10.'

Shall now read: 'Any person(s) about to vacate any premises that have been supplied with water from the waterworks or who desire to discontinue the use thereof, shall give notice of the same in writing to the Corporation using the prescribed form, or the rates therefore will be charged until such notice is given or the water turned off. Water Rates will continue to be charged even if the water has been turned off. Users may apply for the six-month seasonal rate but must not be present at said location for any cumulative duration of more than six months less one day during any one calendar year or fiscal period (see Section 9.b).'

No water turn-on or turn-off will be permitted after October 31 or prior to April 30 in any given year. This stipulation is notwithstanding any emergency situation. Any turn-on or turn-off during this period is subject to significant additional labour, equipment and material costs, the entirety of which is the responsibility of the property owner.

All charges for each turning off and turning on of water services are stipulated in the User Fee By-Law 2006-21.'

2. Section 10 of by-law 2005-19 which read: 'Except when otherwise provided by special contracts, the rates, rents and charges to be collected for the supply of water within the limits of the Township shall be those set forth in the User Fee By-Law 2005-10.'

Shall now read: 'Except when otherwise provided by special contracts, the rates, rents and charges to be collected for the supply of water within the limits of the Township shall be those set forth in the User Fee By-Law 2006-21.'

3. Section 14 of by-law 2005-19 which read: 'The Public Works Committee shall have full power and authority to use its discretion in the event of any or all emergencies, to curtail the use of water to any or all users within the Township of Matachewan or to determine the periods during which the use of water may be limited or entirely discontinued for a period or periods from time to time.'

However, it is the intention of Council, where practical, that reasonable notice of such shutting off shall be given to consumers.

Additional charges where water pipes are found to be frozen due to lack of water flow from the main line shall be paid by the consumer or owner within fifteen days after the thawing in accordance with fees outlined in the User Fee By-Law 2005-10.'

Shall now read: 'The Public Works Committee shall have full power and authority to use its discretion in the event of any or all emergencies, to curtail the use of water to any or all users within the Township of Matachewan or to determine the periods during which the use of water may be limited or entirely discontinued for a period or periods from time to time.

However, it is the intention of Council, where practical, that reasonable notice of such shutting off shall be given to consumers.

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4. That all previous by-laws and/or motions, or parts thereof, in conflict with, or contrary hereto or inconsistent herewith, be and the same, are hereby repealed.
5. That this By-Law shall come into full force and effect upon it's final passing thereof and remain in full force and effect until such time as it is repealed by the Council of the Corporation of the Township of Matachewan.

READ A FIRST, SECOND, AND THIRD TIME AND FINALLY ENACTED AND PASSED IN OPEN COUNCIL THIS 19TH DAY OF FEBRUARY 2007. SIGNED, SEALED AND NUMBERED 2007-05.

Beverley Hine
Reeve

Andrew Van Oosten
CAO-Clerk-Treasurer