

By-law Number 47-2021
of The Regional Municipality of Durham

Being a by-law to amend the by-law respecting the Water Pollution Control System and the Storm Sewer System in the Regional Municipality of Durham and the establishment of sewer surcharge rates and sewer charges and being By-law No. 90-2003 of The Regional Municipality of Durham.

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. By-law No. 90-2003 is hereby amended by repealing Section 47. (4) and substituting with the following:

47. (4) Where any regular billing for Sewer Surcharge Rates and Sewer Charges remains unpaid for thirty-seven (37) days after the date of mailing, the Commissioner of Finance shall send the Consumer a second notice of non-payment.
2. By-law No. 90-2003 is hereby amended by repealing Section 47. (5) and substituting with the following:

47. (5) Where any regular billing for Sewer Surcharge Rates and Sewer Charges remains unpaid for forty-four (44) days after the date of mailing, the Commissioner of Finance may authorize further collection action in the form of a notice delivered to the Consumer advising the Consumer of that imminent collection action, which may include the sewer arrears being transferred to the municipal tax roll and/or water service shut off.
3. By-law No. 90-2003 is hereby amended by repealing Section 47. (6) and substituting with the following:

47. (6) If it becomes necessary for the Region to initiate collection action indicated in subsection 47 (5), collection fees as set out in Schedule "E" will be charged to the Consumer
4. By-law No. 90-2003 is hereby amended by repealing Schedule "A" and substituting the following Schedule "A" attached hereto.
5. By-law No. 90-2003 is hereby amended by repealing Schedule "B" and substituting the following Schedule "B" attached hereto.
6. By-law No. 90-2003 is hereby amended by repealing Schedule "C" and substituting the following Schedule "C" attached hereto.
7. By-law No. 90-2003 is hereby amended by repealing Schedule "D" and substituting the following Schedule "D" attached hereto.
8. By-law No. 90-2003 is hereby amended by repealing Schedule "E" and substituting the following Schedule "E" attached hereto.
9. Schedules "A", "B", "C", "D" and "E" attached hereto form part of this by-law.
10. This By-law comes into force on the date of its passage and the rates and charges set out in this by-law shall be effective the 1st day of January 2022.

This By-law Read and Passed on the 22nd day of December, 2021.

J. Henry, Regional Chair and CEO

R. Walton, Regional Clerk

Schedule "A"

Sewer Surcharge Rates Where Water Consumption is Metered

1. Consumers utilizing the Regional Water Pollution Control System who receive metered Regional Water shall pay the greater of: (1) the sum of the volumetric charge set out in clause (a) below, plus the service charge set out in clause (b) below; or, (2) the minimum bill set out in clause (c) below:

a) Volumetric Sewer Surcharge Rates:

The volumetric Sewer Surcharge Rates are calculated based on the following surcharge on the Regional metered water rates:

First Block	167.7%
Second Block	173.5%
Third Block	158.9%

The rates per cubic foot and cubic metre below are set to be equivalent to the corresponding gallonage block rates. All volumetric Sewer Surcharge Rates billed to residential customers shall be at first block rates only.

- i) Volumes Expressed in Imperial gallons.
- | | |
|--|-----------------------|
| First Block | |
| - 0 to 10,000 Imperial gallons per month | \$8.750/1,000 gallons |
| Second Block | |
| - 10,001 to 1,000,000 Imperial gallons per month | \$7.700/1,000 gallons |
| Third Block | |
| - Over 1,000,000 Imperial gallons per month | \$6.472/1,000 gallons |
- ii) Volumes Expressed in Cubic Feet
- | | |
|---|------------------------|
| First Block | |
| - 0 to 1,600 cubic feet per month | \$5.451/100 cubic feet |
| Second Block | |
| - 1,601 to 160,000 cubic feet per month | \$4.797/100 cubic feet |
| Third Block | |
| - Over 160,000 cubic feet per month | \$4.032/100 cubic feet |
- iii) Volumes Expressed in Cubic Metres
- | | |
|--------------------------------------|---------------------|
| First Block | |
| - 0 to 45 cubic metres per month | \$1.925/cubic metre |
| Second Block | |
| - 46 to 4,500 cubic metres per month | \$1.694/cubic metre |
| Third Block | |
| - Over 4,500 cubic metres per month | \$1.424/cubic metre |
- iv) Note: Water Meters Serving Multiple Units

For multiple units the consumption block limits, for non-residential customers, are calculated by multiplying the above consumption block limits by the number of units. For example, the first block rate limit for an 8 unit commercial building is 80,000 gallons per month.

Schedule "A" (Cont'd)

Sewer Surcharge Rates Where Water Consumption is Metered

- b) Service Charge: \$90.60/year, or
\$22.65/quarter, or
\$ 7.55/month

- c) Minimum Bill: No minimum charge for standard meter customers. All other customers - \$51.00 per month.

Schedule "B"

Sewer Surcharge Rates Where Water Consumption is Unmetered

1. Flat Rate: Consumers utilizing the Regional Water Pollution Control System who do not receive metered Regional Water shall be charged a 113.0 per cent surcharge on their flat rate water billing, which surcharge shall be in the following amounts:

\$615.60/year/unit or
\$153.90/quarter/unit or
\$ 51.30/month/unit

Schedule "C"

Sewer Service Connection Related Charges

	<u>Dec. 1 to March 31</u>	<u>April 1 to Nov. 30</u>
1. Sanitary Sewer Service Connection Charges, 100 or 125 millimetres (4" or 5") diameter for single family and semi-detached residential lots including those created by severance and pre-installed stubs (pursuant to subsection 15(9)).	\$5,005.00	\$3,843.00
2. Sanitary Sewer Service Connections, not covered in paragraph 1 above, including apartment buildings (from duplexes to multi-floor buildings), townhouses and condominiums on blocks of land or recreational, institutional, commercial and industrial buildings (pursuant to subsection 15(9)).		Charges shall be based on the actual cost of labour, equipment and materials used in the work. A deposit may be required in advance of the commencement of the work based on an estimate of the cost by the Commissioner of Works. The minimum charge shall be \$3,843.00.
3. Storm Sewer Service Connection (pursuant to subsection 26(7)).		Charges shall be based on the actual cost of labour, equipment and materials used in the work. A deposit may be required in advance of the commencement of the work based on an estimate of the cost by the Commissioner of Works. The minimum charge shall be \$3,843.00.
4. Reuse of Sewer Service Connections where building has been or will be demolished or removed:		
(a) Inspection fee (pursuant to subsection 23(1) & Section 28)	\$125.00	
(b) Where a disused Sewer Service Connection is to be replaced by the Region (pursuant to subsection 23(3) and section 28.		Charges to the Owner for such work shall be in accordance with the provisions of paragraphs 1, 2 or 3 above.
5. Disconnecting, rendering inoperable, reconnecting or restoring Sewer or Water Service connections (pursuant to Sections 25 and 53, and subsection 47(10)).		Charges shall be based on the actual cost of labour, equipment and materials used in the work. A deposit may be required in advance of the commencement of the work based on an estimate of the cost by the Commissioner of Works.

Schedule "D"

Frontage Charges

1. Frontage charges are to be assessed on the basis of a standard sized sanitary sewer. Customers requiring non-standard sized mains and/or for projects initiated by petition shall be charged actual cost.
2. Where an Owner has elected to pay an annual frontage charge, the annual frontage charge shall be based on:
 - a) the per metre charge for the applicable standard sized Sanitary Sewer main, and,
 - b) an annual interest rate of the prime rate of the Region's financial institution plus 1.5%, for a payment term of ten (10) or fifteen (15) years. The payment term is at the option of the Property Owner.

Standard 200-mm (8-inch) diameter Sanitary Sewer	
i) Cash cost (standard)	
- /metre	\$507.00
- /foot	\$154.53
Standard 250-mm (10-inch) diameter Sanitary Sewer	
i) Cash cost (standard)	
- /metre	\$575.00
- /foot	\$175.26
Standard 300-mm (12-inch) diameter Sanitary Sewer	
i) Cash cost (standard)	
- /metre	\$637.00
- /foot	\$194.16

Schedule "E"

Miscellaneous Charges

1. Water Shut Off/Turn On	
- For water shut off notification prior to shut off action being taken (pursuant to subsections 47(5) and 47(6))	\$25.00
- For water shut off due to collection action for non-payment of sewer bill, or any Regional invoice, or for violation of any provision of the Sewer System By-law (water not necessarily shut off) (pursuant to subsections 47(4), 47(8) and Section 53)	\$94.00
- Turn water on (pursuant to subsections 47(9) and section 53)	\$80.00
2. Disposal of Septic Tank and Holding Tank Waste and the disposal of Water Pollution Control Plant Sludges:	
(a) Hauled Domestic Waste Rate (Dilute Holding Tank Wastes) (Septic Tank Wastes)	\$19.56/cubic metre \$88.93/1000 gal.
(b) Water Pollution Control Plant Sludges Discharged into the York/Durham System	
-/cubic metre	\$16.19
-/1000 gallons	\$73.59
(c) Annual charge for registration of haulers (up to 10 vehicles)	\$175.00
Additional stickers if more than 10 vehicles, Or replacement stickers - per sticker	\$10.20
(d) ICI Sector areas (discharges up to 50,000 gallons)	\$522.75
(e) ICI sector areas (discharges up to 50,001 to 100,000 gallons)	\$1,024.59
3. Cleaning sanitary sewer services (pursuant to subsection 21(3)).	No Charge
4. Repairs to or renewals of sanitary building sewers (pursuant to subsection 21(5))	No Charge
5. Supply statements of account (pursuant to section 42)	\$35.00 (per statement)
6. Charge for Regional Solicitor providing information (pursuant to section 42)	\$94.00
7. Processing of dishonoured payment (pursuant to section 43)	\$48.00 (per payment)
8. Account payment transfer fee	\$11.00 (per transfer)
9. New Account or Change of Occupancy (pursuant to subsection 45(1))	\$42.00 (per customer)
10. Late payment Charge (pursuant to subsections 47(2), and 48(1))	2.00%
11. Lien Administration Fee (pursuant to subsection 49(2))	\$50.00

12. Sewer Surcharge and Compliance Agreements	\$1,885.00
13. Copies of By-law for Sewer System and Sewer Use	\$20.50* (per copy)
14. Sewer T.V. Inspection Reports and Videos	\$21.51 * (per Report or Video)
15. Sewer Appeal Fee	\$1,200.00
16. Fee for transferring outstanding balances to a third party collection agency	Actual Cost
17. Sewer Use By-law Agreement extra strength waste (\$/kg)	\$0.53
18. For Final Collection Notification prior to tax roll transfer action (lien) being taken	\$25.00

NOTE: * Includes all applicable taxes