

THE CITY OF SPRUCE GROVE

BYLAW C-1108-20

2020 FEES AND CHARGES BYLAW AMENDMENT

WHEREAS, pursuant to the *Municipal Government Act*, RSA, 2000, cM-26 and amendments thereto, a council has the authority to establish fees and charges for the provision of goods and services;

AND WHEREAS, pursuant to the *Municipal Government Act*, RSA 2000, cM-26 and amendments thereto, a council has the power to enact bylaws for the purpose of operating a public utility;

AND WHEREAS, pursuant to the *Municipal Government Act*, RSA 2000, cM-26 and amendments thereto, a council has the power to enact for the enforcement of bylaws including the imposition of fines and penalties;

AND WHEREAS, pursuant to the *Municipal Government Act*, RSA 2000, cM-26 and amendments thereto, a council has the power to amend enacted bylaws;

AND WHEREAS, the City of Spruce Grove wishes to amend Bylaw C-1093-19;

NOW THEREFORE, the Council for the City of Spruce Grove, duly assembled hereby enacts as follows:

1. Bylaw C-1093-19 Fees and Charges Bylaw is amended as follows:

1.1 By adding in section 2.9 the following in bold:

2.9 “Customer” means a person, firm, partnership, corporation, or organization who has entered into a Service Account with the City for the supply of utility services, or who is the **Property Owner** or Tenant of any Property connected to or provided with a Utility.

1.2 By adding in section 2.16 the following in bold:

2.16 “Interceptor” means a receptacle that is installed to prevent oil, grease, sand or other material from entering the City’s sewerage system **and storm sewer system**.

1.3 By adding the following section after section 2.19:

2.19.1 “Large Customer” means a Utility Customer with a water service greater than or equal to one (1) inch in diameter, or, a Small Customer with multiple meters less than one (1) inch in diameter

if the Utility Customer is not-for-profit, and they deliver affordable housing, and they occupy a single parcel of land, and they have a private storm network that provides storage on the property prior to entering the City's storm network.

1.4 By deleting section 2.26 in its entirety:

~~2.26 "Owner" means the registered owner of Property in the City.~~

1.5 By adding the following new section after section 2.29:

2.29.1 "Property Owner" means the registered owner of Property in the City.

1.6 By adding the following new sections after section 2.32:

2.32.1 "Small Customer" means a Utility Customer with a water service less than one (1) inch in diameter and does not qualify to be considered a Large Customer.

2.32.2 "Stormwater" means surface runoff and uncontaminated water when discharged to the storm sewer system from foundation, roof and underground drains, weeping tile, and groundwater.

2.32.3 "Storm Sewer" or "Storm Sewer System" means the works provided for the acceptance, collection, transmission, storage, treatment and disposal of stormwater, or any one or more of them, as well as any related services, not limited to surface runoff and service connections.

2.32.4 "Stormwater Utility Fee" means the fee charged to Property Owners to manage the Storm Sewer System.

1.7 By adding in subsections 2.33(a) and 2.33(b) the following in bold:

2.33 "Tenant" means:

- a. A person who is permitted by the **Property** Owner to occupy a Property under a tenancy agreement;
- b. A person who is permitted to occupy a Property under an assignment or sublease of a tenancy agreement to which the **Property** Owner has consented; or

1.8 By adding the following new subsection after subsection 2.37(c):

- c.1 The provision of Storm Sewer services including acceptance, collection, transmission, storage, treatment and disposal of Stormwater.

1.9 By adding the following new subsection after subsection 8.1(c):

- c.1 A Stormwater Utility Fee shall be imposed on all Property Owners in the City in accordance with Schedule B. Fees were established based on average lot size and an estimate of impervious area for a Customer class. The Customer classes consist of a Small Customer and Large Customer.

1.10 By deleting in strikethrough in subsections 8.2(a) and 8.2(d) and adding the following in bold:

- a. A Customer wishing to obtain Utility Services from the City must contact the City to arrange for the establishment of services. In the absence of an application deemed acceptable by the City, a utility service will be placed in the **Property** Owner's name.
- d. Should the Customer wishing to obtain Utility Services be a Tenant, rather than the ~~Owner of the Property~~ **Owner**, the following additional conditions apply:
 - (i) A non-interest bearing deposit, as outlined in Schedule B, must be submitted with a completed application form. The deposit may be applied by the City at any time to any outstanding amount, or will otherwise be held by the City and applied to the final account, with any excess amounts returned to the Customer; and
 - (ii) A copy of the lease agreement must be submitted with a completed application form; and
 - (iii) The Tenant's written authorization to release information about utility account payments to the Property Owner must be included with a completed application form; and
 - (iv) The ~~Owner of the~~ **Property** Owner shall be responsible for the division of utility fees between Tenants.

1.11 By adding the following new subsection after subsection 8.3(a):

- a.1 The City shall bill Property Owners a Stormwater Utility Fee using a utility bill that includes the billing for Stormwater Utility Fees with the charges for other Utilities supplied to the Property Owner. Where a property is Tenant occupied, the Property Owner will receive a separate utility bill for the Stormwater Utility Fee.

- 1.12 By adding in subsections 8.3(d)(i) and 8.3(d)(ii) the following in bold:
- (i) A notice shall be mailed to a **Property** Owner when a disconnection notice is delivered to a Tenant site.
 - (ii) A previous Tenant's utility arrears are not required to be paid in order to open an account in the name of the **Property** Owner.
- 1.13 By deleting in subsection 8.3(f) the following in strikethrough:
- f. Once services have been discontinued or disconnected, the outstanding utility account balance and reconnection service charge specified in Schedule B must be paid prior to the City re-establishing service to the Customer ~~or Owner of the Property~~ to which service has been discontinued. At the discretion of the City, a reasonable payment plan may be accepted.
- 1.14 By adding in subsection 8.5(a)(viii) the following in bold:
- (viii) Where the Customer is a Tenant, at the **Property** Owner's written request to have the services discontinued. The request must state that the *Residential Tenancies Act*, S.A. 2004, c. R-17.1 as amended will not be violated if service is terminated; or
- 1.15 By replacing "Schedule B – Utility Fees, Fines and Penalties" with a new "Schedule B – Utility Fees, Fines and Penalties", which is attached to and forms part of this bylaw.
2. This bylaw shall come into force and effect when it receives third reading and is duly signed.

First Reading Carried 24 February 2020

Second Reading Carried 9 March 2020

Third Reading Carried 14 September 2020

Date Signed 19 September 2020

Mayor

City Clerk

SCHEDULE B - UTILITY FEES, FINES, AND PENALTIES

	2019	2020
TENANT'S DEPOSIT		
Account opened prior to January 1, 2010	\$125.00	\$125.00
Account opened on or after January 1, 2010	\$200.00	\$200.00
Additional deposit for Customer who has had utility services disconnected or discontinued due to non-payment (after January 1, 2010)		
First Disconnection	\$100.00	\$100.00
Second Disconnection (\$400 total maximum)	\$200.00	\$200.00
WATER AND WASTEWATER SERVICES		
Water and Wastewater services (per m ³)	\$5.966	\$6.085
Water to The County of Parkland No. 31 in accordance with Memorandum of Agreement dated October 2 nd , 2002; expiring in 2022 (per m ³)	\$3.435	\$3.503
City of Spruce Grove Bulk Water Station (per m ³)	\$5.966	\$6.085
Wastewater service supply only (per unit, per month)	\$25.18	\$25.68
Water and Wastewater service for the purpose of new land development for mandatory disinfecting or flushing of new water and sewer prior to placing system into full service (per ha)	\$916.00	\$934.00
Disconnection of utility services	\$75.00	\$75.00
After-hours reconnection of utility services	\$200.00	\$200.00
Request for water Meter test	Actual Cost	Actual Cost
WASTE MANAGEMENT		
Household 240-litre black waste cart, blue bag, and Organic Waste collection (per month)	\$28.50	\$28.50
Household 120-litre black waste cart, blue bag, and Organic Waste collection (per month)	\$25.25	\$25.25
Spruce Grove Eco Centre disposal		
Organic Waste (up to 3 m ³ , loads over 3 m ³ not accepted)	\$0.00	\$0.00
Garbage		
Bagged household waste (per bag, up to equivalent of 100L)	\$3.00	\$3.00
1 m ³ (½ level truck box)	\$18.00	\$18.00
2 m ³ (level truck box)	\$36.00	\$36.00
3 m ³ (heaping truck box)	\$54.00	\$54.00

Schedule B cont.

	2019	2020
Small items (per item/over 100L)	\$ 5.00	\$ 5.00
Sofas (one piece, per item)	\$18.00	\$18.00
Love seat (per item)	\$12.00	\$12.00
Chair (per item)	\$10.00	\$10.00
Sofa bed (per item)	\$18.00	\$18.00
Box spring	\$20.00	\$20.00
Mattress	\$20.00	\$20.00
Appliances CFC removal req'd (per item)	\$20.00	\$20.00
Appliances (non-CFC)	\$0.00	\$0.00
Construction Waste (wood, drywall, shingles, etc.)		
1 m3 (½ level truck box)	\$18.00	\$18.00
2 m3 (level truck box)	\$36.00	\$36.00
3 m3 (heaping truck box)	\$54.00	\$54.00
E-waste		
TV, CPU, monitor, etc.)	\$0.00	\$0.00
Blue Bag Recyclables	\$0.00	\$0.00
Metals		
BBQ, shelving, etc.	\$0.00	\$0.00
Cardboard (flattened corrugated only)	\$0.00	\$0.00
Tires		
Passenger tires (up to 39" diameter)	\$0.00	\$0.00
Industrial tires or tires over 39" diameter	Not accepted	Not accepted
Hazardous Waste		
Chemicals, paint, etc.	\$0.00	\$0.00
Propane/Butane Tanks		
Up to 1 lb	\$2.00	\$2.00
Over 1 lb - 30 lbs	\$5.00	\$5.00
Over 30 lbs	Not accepted	Not accepted
STORMWATER UTILITY SERVICES		
Small Customers (per month)	\$0.00	\$7.30
Large Customers (per month)	\$0.00	\$37.20

Schedule B cont.

	2019	2020
CUSTOM SERVICES		
After-hours service call (minimum \$75.00)	Actual cost	Actual cost
Sewerage service line backup investigation deposit	\$600.00	\$600.00
Investigative services where failure or interference are found to lie within Property of the Owner (less \$600.00 deposit)	Actual cost	Actual cost
Investigative services where failure or interference are found to lie within City Property (\$600.00 deposit refunded)	\$0.00	\$0.00
Repair to private utility services using contracted services or City resources	Actual cost	Actual cost
Installation of water Meters (all sizes)	Actual cost	Actual cost
FINES AND PENALTIES		
Late payment penalties for overdue utility accounts (monthly compounding rate)	2.50%	2.50%
Contamination of Truck Fill Station	\$3000.00	\$3000.00
Operation of a Service Valve	\$500.00	\$500.00
Tampering with, interfering with, or obstruction of valves and/or hydrants	\$500.00	\$500.00
Tampering with or damaging water Meter and/or remotes	\$500.00	\$500.00
Bypassing a meter	\$500.00	\$500.00
Release of Prohibited Waste into sewage or Storm sewer system	\$500.00	\$500.00
Failure to produce Interceptor records	\$250.00	\$250.00
Loitering and scavenging at or from Eco Centre	\$100.00	\$100.00
Failure to properly dispose of solid waste materials at the Eco Centre	Actual cost	Actual cost
Failure to vacate the Eco Centre after being directed to do so by the facility attendant	\$100.00	\$100.00
Repeated inclusion of non-organic material in the organic collection	\$100.00	\$100.00
SNOW DUMPING		
Single, tandem and tridem axle trucks (per load)	\$30.00	\$30.00
End-Dump or other truck/trailer configurations (per load)	\$60.00	\$60.00