

**RESORT VILLAGE OF TOBIN LAKE**  
**BYLAW NO. 2/2003**

A BYLAW OF THE RESORT VILLAGE OF TOBIN LAKE TO SET THE RATE TO BE CHARGED TO OWNERS APPLYING TO BE HOOKED UP TO THE VILLAGE'S WATER SYSTEM AND TO FIX THE PRICE FOR THE USE OF WATER CONSUMPTION AND THE TIMES OF PAYMENT

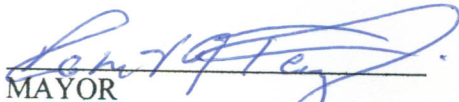
NOW, THEREFORE, THE COUNCIL OF THE RESORT VILLAGE OF TOBIN LAKE ENACTS AS FOLLOWS:

- (1) Every owner of a lot in the Village applying to be hooked up to the Village's water system shall make application to the officials of the Municipality for water connection in the prescribed application form provided by the Village along with a capital hookup payment in the amount set out in Schedule A hereto or as amended from time to time.
- (2) The owners shall have the hookup to the Village water system done in accordance with the Village procedure and approved by a person appointed by the Village to approve the hookups.
- (3) Every subsequent reconnection to the water system shall also be done in accordance with the Village procedure and approved by the person appointed by the Village to approve the hookups.
- (4) The owner or user requesting a hookup or reconnection shall pay a fee for the hookup or reconnection as set forth in Schedule A hereto or as amended from time to time.
- (5) The charges to be paid by the water consumer where water services have been turned on shall be those set forth in Schedule A hereto or as amended from time to time. The charges shall be paid whether or not water is consumed. The charges are due and payable upon receipt of billing.
- (6) If the water service has been terminated at the request of an owner or user or if water service has been terminated in accordance with the provisions of this bylaw, every owner or user shall pay, in addition to any other amounts owed by the owner or user, to the Village, the sum set out in Schedule A hereto for reconnecting the water service.
- (7) A penalty of 2% per month compounded monthly will be added to any outstanding water charges in arrears 30 days following the last date of each billing period.
- (8) Payment by an owner or user of any fees, rents, charges or levies assessed by the Village in relation to the provision of water services, shall constitute acceptance by the owner or user of a contract for the supply of water between the Village and the owner or user, for the supply of water in accordance

with the provisions of *The Urban Municipality Act* and amendments thereto and of this bylaw and amendments thereto.

- (9) The cost of installation and maintenance of water service lines from the curbstops to the owner's building or improvement shall be the responsibility of the property owner.
- (10) For reasons of making repairs or extension of mains or services, the Village shall have the right to shut off water to any customer without notice for a period necessary to complete the repair or connection.
- (11) The Village, or its employees, or agents, shall not be liable for any damages resulting from the discontinuance of a water system, with or without notice, to any property, building or other apparatus deriving its supply from the Village water system.
- (12) The Village shall have the right to limit the amount of water furnished to any owner or user upon reasonable notice to the customer of such intention. The Village shall be entitled to install a meter to any hookup to monitor water usage.
- (13) Every owner or user of the water system shall apply to the Village of his intention to disconnect the water service and disconnection will be according to Village procedures and a disconnection fee shall be charged as set forth in Schedule A hereto or as amended from time to time.
- (14) Any person found guilty of an infraction of this bylaw or any part thereof, shall be liable on summary conviction, to the penalties provided by the General Penalty Bylaw of the Resort Village of Tobin Lake.
- (15) If the owner or user of water services fails to pay any amounts charged for the usage or fails to pay any other charges, fees, rents or amounts levied by the Resort Village of Tobin Lake in relation to the provision of water service including the capital hookup payment, the Village may, in addition to any other remedies available to it for the non-payment of charges, fees, rents or amounts levied, discontinue the provision of water service to the owner or user upon giving reasonable notice of its intention to do so to the owner or user.
- (16) If the person to whom water services are supplied is the owner of the land to which the service is supplied, the sum payable by him for the service and all rates and costs imposed pursuant to this bylaw are a lien on the land and buildings which has priority over other liens or charges, save that of the Crown, and are a charge on the goods and chattels of the owner and may be levied and collected in the same manner as taxes are recoverable.

- (17) If the person to whom the water services are supplied is a person other than the owner of the land or buildings to which the service is supplied, then the sum payable by him for the services and all rates and costs imposed pursuant to this bylaw are a debt due by him and are a lien on his goods and chattels and may be levied and collected with costs by distress.
- (18) If any rate, charge or rent owned by the owner of land or building is in arrears after December 31st of the year in which it becomes payable, the amount of the rate, charge or rent may, at the discretion of Council, be added to and thereby form part of the taxes on the land or buildings of the owner with respect to which the water service is provided.
- (19) Every owner or user connected to the water system shall only use the water on the property that is connected to the system and paying the water charges and shall not make the water supply available to other properties not connected to the Village water system and not paying fees. If a user or owner is supplying water to other properties within the Village, the owner or user shall discontinue the supply of water upon 15 days' notice and, if the supply of water is not discontinued, the Village may terminate the supply of water to the user or owner supplying water to other users.
- (20) No owner or user shall connect an existing or another water system into the Village water system.
- (21) An owner or user may apply to be connected to the water service as a summer user which shall be from May 1st to October 15th of each year. The summer user shall have the water service disconnected no later than October 15 of the year the water service is connected.
- (22) This Bylaw shall come into force and take effect on the date of approval thereof being issued by the Local Government Board.
- (23) The previous water bylaw no. 13/79 is hereby repealed to take effect upon this water bylaw coming into force and taking effect.

  
MAYOR

  
TOWN ADMINISTRATOR

Certified a True Copy of Bylaw 2/2003  
adopted by Resolution of Council this  
15 day of July 2003.

  
TOWN ADMINISTRATOR



Read a third time and  
hereby adopted this 15  
day of July 2003.

## WATER BYLAW NO. 2/2003

### Schedule A

#### Owners and Users:

Capital hookup charge before December 31, 2003	\$1,800.00 payable upon application
Capital hookup charge after December 31, 2003	\$4,000.00 payable upon application
Reconnection charges	\$20.00 payable upon reconnection
Disconnection charges	\$ NIL

#### Commercial Users:

Summer charges	\$200.00 payable April 15 each year, plus \$7.00 per 1,000 gallons for usage over 10,000 gallons
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#### Other Users:

Annual charges	\$400.00 payable April 15 each year
Summer charges	\$180.00 payable April 15 each year

**Summer users shall be users connected from May 1<sup>st</sup> to October 15<sup>th</sup> of each year.**