

Authority: Item 2, General Issues Committee
Report 13-022(a)
CM: December 11, 2013

Bill No. 320

CITY OF HAMILTON

BY-LAW NO. 13-

To Amend the Waterworks By-law No. R84-026 and Implement the 2014 Fees and Charges

WHEREAS pursuant to sections 9 and 10 of the *Municipal Act, 2001*, S.O. 2001, c.25, a municipality may pass by-laws respecting public assets of the municipality acquired for the purpose of exercising its authority under the said Act or any other Act, and respecting services that the municipality considers necessary or desirable for the public, including the provision of public utilities such as water and sewage, as defined in the said Act;

AND WHEREAS pursuant to section 391 of the *Municipal Act, 2001*, S.O. 2001, c.25, sections 9 and 10 of the said Act authorize a municipality to pass by-laws imposing fees or charges for services or activities provided or done by or on behalf of the municipality and for the use of the municipality's property, including property under its control;

AND WHEREAS on the 11th day of December, 2013, the Council of the City of Hamilton did approve of Item 2 of General Issues Committee Report 13-022(a) and did authorize the 2014 fees and charges set out herein;

AND WHEREAS notice of the 2014 fees and charges set out herein has been given in accordance with the provisions of the City of Hamilton's Public Notice Policy By-law No. 07-351.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Section 8 of By-law R84-026 is amended by adding the following subsections 8(15), (16) and (17):
 - (15) All water meters shall be sized in accordance with the American Water Works Association Manual of Water Supply Practices M22 (second edition), as amended or replaced from time to time, unless the Owner can demonstrate a need for a different sized water meter to the satisfaction of the General Manager of Public Works.

- (16) All requests by an Owner to change the size of a water meter shall be made in writing to the General Manager of Public Works and upon the request of the General Manager of Public Works, shall contain supporting documentation signed by a professional engineer licenced in the Province of Ontario or such other documentation acceptable to the General Manager of Public Works.
 - (17) Where a change to the size of a water meter is initiated by an Owner and approved by the General Manager of Public Works, the Owner is responsible for all costs associated with changing the size of the water meter.
2. Section 9 of By-law R84-026 is deleted and replaced with the following new section 9:
 9. Any Owner or Occupant may at any time have their water meter tested by the City upon making application in writing to the General Manager of Public Works, and in such case, the General Manager of Public Works shall make mutually convenient arrangements to test the water meter in the presence of the applicant. In the event the water meter measures accurately within the manufacturer's accepted limit of variation, the applicant shall pay for the expenses related to the test. If the water meter does not measure accurately within such limits, the expenses related to the test are to be borne by the City, and a discount for the cost of water supplied to the applicant's property that is reasonable in the circumstances, in the opinion of the General Manager of Finance and Corporate Services, shall be applied for the previous and current billing period.
3. Subsection 12(2) of By-law No. R84-026 is deleted and replaced with the following new subsection 12(2):
 - (2) Except as otherwise provided in sub-section (5) of this section, and except for water for fire suppression purposes for which no water rate is payable, the Owners and Occupants of all lands having a water service connected to a City of Hamilton watermain are liable to pay metered water rates as set out in Schedule "G" to this By-law. Such metered water rates consist of a daily water fixed charge and a metered water consumption charge. Owners and Occupants are liable to pay the daily water fixed charge portion of the metered water rates set out in Part A (Daily Water Fixed Charge) of Schedule "G" to this By-law, whether or not the water meter is removed or the water service is shut off at the street line.

4. Clause 12(7)(b)(iii) of By-law No. R84-026 is deleted and replaced with the following new Clause 12(7)(b)(iii):
 - (iii) the metered water rates set out in Schedule “G” to this By-law, except that the wastewater/storm fees and charges will not be applied to those properties where a separate water service connection is established for a Private Water Filling Station provided that the separate water service connection is not used to provide water for any domestic purpose.
5. Subsection 13(2) of By-law No. R84-026 is deleted and replaced with the following new subsection 13(2):
 - (2) Accounts for metered water rates are to be sent bi-monthly, monthly or at any other time as determined to be appropriate by the General Manager of Finance and Corporate Services or by any other body acting on behalf of the General Manager of Finance and Corporate Services under an agreement with the City of Hamilton and if these accounts are sent by any other body, then the rates so collected are to be forwarded to the General Manager of Finance and Corporate Services within the time prescribed in such agreement.
6. Subsection 13(5) of By-law No. R84-026 is amended by deleting the words “minimum charge” in the eighth line of the subsection and by substituting therefor the words “daily water fixed charge”.
7. Clause 18(4)(a)(ii) of By-law No. R84-026 is amended by deleting the words “minimum charge” in the first line of the clause and by substituting therefor the words “daily water fixed charge”.
8. Section 19 of By-law No. R84-026 is deleted and replaced with the following new section 19:
 19. Schedules “A” to “H” attached to this By-law form part of this By-law.
9. Schedule “A” to By-law No. R84-026 is deleted and replaced with the new Schedule “A” attached to this by-law.
10. Schedule “C” to By-law No. R84-026 is deleted and replaced with the new Schedule “C” attached to this by-law.
11. Schedule “E” to By-law No. R84-026 is deleted and replaced with the new Schedule “E” attached to this by-law.
12. Schedule “G” to By-law No. R84-026 is deleted and replaced with the new Schedule “G” attached to this by-law.

13. Schedule "H" to By-law No. R84-026 is deleted and replaced with the new Schedule "H" attached to this by-law.
14. The fees and charges imposed by this by-law continue in force until amended, repealed or replaced (by by-law or by a resolution of the Council of the City of Hamilton confirmed by by-law) and for greater certainty this includes continuing in force after December 31, 2014 until amended, repealed or replaced.
15. This by-law comes into force on January 1, 2014.

PASSED this 11th day of December, 2013.

R. Bratina
Mayor

R. Caterini
Clerk

SCHEDULE "A"

NON-METERED WATER RATES
EFFECTIVE JANUARY 1, 2014

The non-metered annual water rate for water supplied by the City of Hamilton is:

\$461.62 per annum, plus applicable taxes.

Note: The non-metered annual wastewater/storm rate is \$467.60 per annum, plus applicable taxes, for a combined total non-metered water and wastewater/storm annual rate of \$929.22 per annum, plus applicable taxes.

SCHEDULE "C"

MISCELLANEOUS RATES FOR WATER EFFECTIVE JANUARY 1, 2014

(Referred to in sub-sections 12(6), (7) and (8))

1. Travelling Shows and Other Temporary Occasions

Applicants for travelling shows or applicants for other temporary occasions shall pay a deposit of Six Thousand Dollars (\$6,000.00), which consists of:

- (a) Two Hundred and Eighty-Five Dollars (\$285.00) as a usage deposit (to be applied to the cost of temporary connection/ disconnection, the per diem rental cost for the hydrant adapter and the amount due for water used); and
- (b) Five Thousand, Seven Hundred and Fifteen Dollars (\$5,715.00) as a damage deposit (refundable upon return to the City of the hydrant adapter, less any damages incurred).

The fee for connecting and disconnecting the water service and for the hydrant adaptor rental are set forth in Section 9 of Schedule "E" to this By-law and are in addition to the applicable metered water rate set out in Schedule "G" to this By-law.

2. Public Water Filling Stations

- (a) The rate payable by water users for water supplied to tank trucks at the Public Water Filling Stations is \$1.940 per cubic metre or part thereof. The Public Water Filling Stations are located at:
 - (i) Cormorant Road, Ancaster
 - (ii) Dartnall Road, Hamilton.

- (b) Water Haulage License Fee (includes 2 cards) \$195.00

3. Private Water Filling Stations

The one time permit fee for new Private Water Filling Stations approved by the General Manager of Public Works is \$1,146.90 and is payable upon permit application.

The annual permit fee for both existing Private Water Filling Stations and new Private Water Filling Stations approved by the General Manager of Public Works is \$343.90 and is payable by the Owner of the Private Water Filling Station within one month of the notification by the City.

4. Areas Outside the City of Hamilton

The rate for water supplied to municipalities for the Owner or Occupant of any lands outside the City of Hamilton is the applicable metered water rates set forth in Schedule "G" to this By-law, plus fifty per cent (50%) surcharge or such other surcharge as may be specifically defined in the agreement between the City and the municipality, Owner or Occupant of the lands outside the City of Hamilton.

SCHEDULE "E"**TABLE OF FEES FOR VARIOUS SERVICES***
EFFECTIVE JANUARY 1, 2014

1. Permit fees associated with the supply and installation of water meter and remote reading device, inspection and the turning on of the water, as referred to in clause 4(1)(b) of By-law R84-026, as amended.

Size of Water Meter	Fee
16 mm displacement	\$ 359.70
20 mm displacement	\$ 404.60
25 mm displacement	\$ 559.40
38 mm displacement	\$ 856.30
50 mm displacement	\$ 1,001.60
50 mm turbine	\$ 1,319.30
50 mm compound	\$ 3,316.40
100 mm turbine	\$ 3,129.20
100 mm compound	\$ 4,880.40
100 mm fire service turbine	\$ 5,839.30
100 mm fire service compound	\$ 6,607.30
100 mm magnetic flow meter	\$ 7,888.20
100 mm fire rated magnetic flow meter	\$ 8,248.20
150 mm turbine	\$ 5,400.00
150 mm compound	\$ 9,643.70
150 mm fire service turbine	\$ 9,446.30
150 mm magnetic flow meter	\$ 9,589.30
150 mm fire rated magnetic flow meter	\$10,629.30
150 mm fire service compound	\$11,104.30
200 mm turbine	\$ 5,859.20
200 mm compound	\$ 8,666.30
200 mm magnetic flow meter	\$10,364.30

200 mm fire rated magnetic flow meter	\$11,377.20
200 mm fire service turbine	\$12,293.20
200 mm fire service compound	\$14,404.30
250 mm turbine	\$10,537.30
250 mm magnetic flow meter	\$12,514.30
250 mm fire rated magnetic flow meter	\$14,912.30
250 mm fire service turbine	\$16,947.30
250 mm fire service compound	\$20,384.20

2. Water Meter Removal Fee Cost + 10% Overhead
3. Water Meter Inspection Services
- (a) Inspection – Regular Hours \$82.00
- (b) Inspection – After Hours \$108.90
4. Existing Water Service Replacement or Repair Fee (not including new water meter, if required). Service available only to poor pressure or lead replacement program participants.
- (a) water service replacement of private portion (yard service) from < 20 mm to and including 20mm diameter \$229.40
- (b) service size upgrade additional fee (based on size and length)

Upgrade From:	Short Side	Long Side
20 mm to 25 mm	\$ 28.10	\$ 52.80

5. (a) For turning water on (Regular Hours) \$72.80
- (b) For turning water off (Regular Hours) \$72.80
6. (a) For turning water on (After Hours) \$108.90
- (b) For turning water off (After Hours) \$108.90
7. (a) For turning water off & on during the same call – ½ hour maximum (Regular Hours) \$106.60
- (b) For turning water off & on during the same call – ½ hour maximum (After Hours) \$162.00

8. Hydrant flow test \$103.20
 Note: support services to flow a City fire hydrant; on and off with testing performed by third party with a maximum of one hour. Any work performed beyond one hour will be charged at cost plus overhead.
9. For temporary connections and disconnections (hydrant adaptor fees):**
 Usage cost (metered water rate) plus connection/disconnection fee
- (a) Connection/Disconnection Fee – Regular Hours \$200.70/visit
- (b) Connection/Disconnection Fee – After Hours \$303.20/visit
- (c) Hydrant adaptor rental (includes first 7 days) \$78.00/day
- (d) Per diem charge for hydrant adaptor rental (after first 7 days) \$5.70/day
10. Replacement Cost for Lost or Broken Water Meter and Attachments

Size of Meter	Cost
15 mm displacement	\$ 186.00
16 mm displacement	\$ 192.30
20 mm displacement	\$ 284.90
25 mm displacement	\$ 353.30
38 mm displacement	\$ 787.80
50 mm turbine	\$1,207.30
50 mm displacement	\$ 903.80
50 mm compound	\$3,792.10
75 mm fire hydrant meter	\$ 159.40
100 mm turbine	\$3,264.10
100 mm compound	\$ 5,273.60
100 mm fire service turbine	\$5,607.30
100 mm fire service compound	\$ 8,269.90
100 mm magnetic flow meter	\$7,656.30
100 mm fire rated magnetic flow meter	\$8,016.30

150 mm turbine	\$ 6,006.40
150 mm compound	\$ 9,139.80
150 mm fire service turbine	\$ 9,214.30
150 mm fire service compound	\$13,231.90
150 mm magnetic flow meter	\$ 9,357.30
150 mm fire rated magnetic flow meter	\$10,397.40
200 mm turbine	\$ 5,627.30
200 mm compound	\$ 8,434.30
200 mm fire service turbine	\$12,061.40
200 mm fire service compound	\$18,195.00
200 mm magnetic flow meter	\$10,132.30
200 mm fire rated magnetic flow meter	\$11,145.40
250 mm turbine	\$10,305.30
250 mm magnetic flow meter	\$12,282.40
250 mm fire rated magnetic flow meter	\$14,680.30
250 mm fire service turbine	\$16,715.30
250 mm fire service compound	\$25,704.80

11. Testing water meters, referred to in Section 9 of this By-law

15 and 16 mm diameter	\$ 242.80
20 mm diameter	\$ 278.80
25 mm diameter	\$ 324.75
38 mm diameter	\$ 804.60
50 mm diameter	\$1,294.05
100 mm plus diameter (in situ testing)	\$ 824.50

12. Service Call
Note: when a Water Distribution Operator (WDO) is called out for a water quality complaint and the issue resides on private property, this charge applies. No charge for water quality complaints originating from the City's water distribution system. Missed appointments will be billed the corresponding service call rate.
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|----------------------------------|----------|
| (a) Service Call – Regular Hours | \$ 84.70 |
| (b) Service Call – After Hours | \$143.90 |
13. Hydrant Repair, Replace or Relocate
Note: cost to repair/replace City property. Fee includes labour, materials and equipment. cost plus 33% overhead
14. Watermain Valve Turn On or Off (per valve)
Note: turn water valve off/on for a constructor to isolate and re-charge a watermain as a result of causing a water service or watermain leak/break. Also includes shutdown and re-charge of a watermain to facilitate tapping a watermain. cost plus 33% overhead
15. Construction Water fees:
- | | |
|---|---------|
| (a) Single residential (per lot or townhouse) | \$79.00 |
| (b) Multi-residential (per apartment/condo unit) | \$37.00 |
| (c) Industrial/commercial/institutional (\$1 per 1,000 square feet of building area or \$1 per hectare where no structure is constructed) | \$26.00 |
16. Private Water Service Inspection
Note: Visual inspection of water service from property line to the building, to confirm water service has been installed to City of Hamilton specifications
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|--------------------------------|----------|
| (a) Inspection – Regular Hours | \$84.70 |
| (b) Inspection – After Hours | \$124.50 |
17. General Administration Fees:
- | | |
|--|----------|
| Extra or lost card replacement for public water filling stations | \$ 49.50 |
| Account Review | \$121.70 |
| General Administrative Request (per hour) | \$ 51.70 |
| NSF Cheque | \$ 31.05 |
| Permit Cancellation Administration Fee | \$ 36.00 |
| Permit Renewal Fee | \$ 39.30 |

Notes to Schedule “E”:

- * all fees in this Schedule “E” are subject to all applicable taxes.
- ** This service requires a \$6,000.00 deposit (\$285.00 usage deposit and \$5,715.00 damage deposit).

“Regular Hours” means 7:00 a.m. – 4:30 p.m. inclusive, Monday to Friday.

“After Hours” means outside Regular Hours Monday to Friday, a Saturday, Sunday, public holiday or other day on which banks in Ontario are authorized or required by law to be closed.

SCHEDULE "G"**METERED WATER RATES****EFFECTIVE JANUARY 1, 2014**

The metered water rates consist of a daily water fixed charge and a metered water consumption charge.

A) **Daily Water Fixed Charge**

The daily water fixed charge is not related to the direct costs of consumption and are not dependent upon or related to the amount of consumption incurred. The fixed charges are intended to offset the fixed costs of maintaining the Waterworks.

Meter Size	Water Rate
15mm	\$ 0.29
16 mm	\$ 0.29
20 mm	\$ 0.29
25 mm	\$ 0.73
38 mm	\$ 1.45
50 mm	\$ 2.32
75 mm	\$ 4.64
100 mm	\$ 7.25
150 mm	\$14.50
200 mm	\$23.20
250 mm	\$33.35
300 mm	\$49.30

For the supply of water to Haldimand County and The Regional Municipality of Halton, the daily water fixed charge is as follows:

Meter Size	Haldimand Water Rate	Halton Water Rate
15mm		
16 mm		
20 mm		
25 mm		
38 mm		
50 mm	\$ 3.48	\$ 3.48
75 mm	\$ 6.96	\$ 6.96
100 mm	\$10.88	\$10.88
150 mm	\$21.75	\$21.75
200 mm	\$34.80	\$34.80
250 mm		
300 mm		

B) Metered Water Consumption Charges

Water consumption shall be charged on a per cubic metre basis at the rates indicated in the table below. The total monthly metered water consumption charge is the sum of usage in all blocks at the rate for each block:

		Residential	Multi-Residential, Commercial, Institutional & Industrial
Consumption Block	Monthly Water Consumption (m³)	Rate (\$/m3)	Rate (\$/m3)
1	0-10	0.65	1.29
2	>10	1.32	1.29

For the supply of water to Haldimand County and The Regional Municipality of Halton, the metered water consumption charge is as follows:

		Haldimand	Halton
Consumption Block	Monthly Water Consumption (m³)	Rate (\$/m3)	Rate (\$/m3)
1	0-10	1.94	1.94
2	>10	1.94	1.94

Note to Schedule "G":

Wastewater/storm fees and charges are as set out in By-law No. 03-272 and in the Water and Wastewater/Storm Fees and Charges By-law.

SCHEDULE "H"

PRIVATE UNMETERED FIRE LINE FEES

EFFECTIVE JANUARY 1, 2014

(referred to in Section 11(4))

Size of Connection		Monthly Fees or Charges
mm	inches	
25	1	\$ 3.00
38	1.5	\$ 6.90
50	2	\$ 12.00
75	3	\$ 27.00
100	4	\$ 48.00
150	6	\$108.00
200	8	\$192.00
250	10	\$192.00
300	12	\$192.00