

**THE COPROPRATION OF THE  
TOWNSHIP OF ASPHODEL-NORWOOD**

**BY-LAW NO. 2007-**



*Being a By-law to amend By-law No. 2005-72 being a by-law to set water service and sewer service rate charges for users of the Norwood Water System and to include and set rates for the Norwood Wastewater System in the Township of Asphodel-Norwood*

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**WHEREAS** the Corporation of the Township of Asphodel-Norwood (the “Corporation”) operates and maintains municipal waterworks distribution systems; and

**WHEREAS** the Corporation of the Township of Asphodel-Norwood (the “Corporation”) operates and maintains municipal wastewater systems;

**WHEREAS** Section 391 of the Municipal Act R.S.O. 2001, c25 as amended provides that the municipality may pass by-laws imposing fees or charges on any class of persons, 391(a) of the Municipal Act for services or activities provided or done by or on behalf of it; and

**WHEREAS** the Council deems it necessary and expedient to establish Water Works rate for the Public Water Systems and Wastewater System operated within the Township of Asphodel-Norwood; and

**WHEREAS** the Municipal Act, the Public Utilities Act and the Ontario Water Resources Act, all or separately, authorizes the Municipality to pass By-laws to regulate the supply of water and the collection of wastewater and to fix the price to be paid by owners or occupants of lands who derive a benefit from the installation and maintenance of the Public Water Systems and Public Wastewater System; and

**WHEREAS** the Council deems it necessary and expedient to establish Water Works and Wastewater (“sewer”) rates for the Public Water Systems and Public Wastewater System operated within the Township of Asphodel-Norwood for the residents in the Urban Centre of Norwood; and

**WHEREAS** Subsection 400(f) of the Municipal Act R.S.O. 2001, c25 as amended requires that a municipality give the prescribed notice of its intention to pass a by-law imposing the fees and charges which have a priority lien status under clause 400(d) of the Municipal Act to the prescribed person in the manner and form and at the times prescribed; and

**WHEREAS** Subsection 400(g) of the Municipal Act R.S.O. 2001, c25 as amended provides for a process of appealing a by-law under this Part to the extent that it imposes the fees or charges that have priority lien status under clause (d) and providing that the appeal may apply to all or any aspect of the by-law specified in the regulations; and

**WHEREAS** a public meeting was held with advertised and held on January 9<sup>th</sup>, 2007;

**NOW THEREFORE** the Council of the Township of Asphodel-Norwood enacts as follows:

**1. Norwood Public Water System Rates**

1.1 Amend By-law No. 2005-72 the Norwood Water System users and the Norwood Wastewater system rates and policies by substituting the following:

1.2 The “Residential Rate” provided for herein shall apply to all residential dwelling units which includes s single family detached dwelling, a semi-detached single family dwelling, a row housing single family dwelling, a condominium unit, an apartment unit and other living unit receiving water services from the corporation.

**THE COPROPATION OF THE  
TOWNSHIP OF ASPHODEL-NORWOOD**

**BY-LAW NO. 2007-**

- 1.3 The "General Service Rate" provided for herein shall apply to all individual commercial, office, institutional and professional users receiving water services from the corporation, unless listed in the Exception Rates or Metered Rate designation.
- 1.4 The "Metered Rate" provided for herein shall apply to all individual commercial, industrial, institutional and farms provided with a meter by the corporation and receiving water services from the corporation.
- 1.5 Residential Water Rates effective January 1, 2007 shall be a \$32.94 monthly flat rate charge per residential unit.
- 1.6 General Service Water rates shall be a \$32.94 monthly flat rate charge per commercial non-metered unit. This rate is only effective until such time as a meter shall be installed.
- 1.7 All commercial businesses on the Norwood Water system require meters to be installed.
- 1.8 All newly constructed buildings that are connected to the Norwood Water system will have a meter installed. Meters are to be installed by the Township at a fee of \$250 per meter.
- 1.9 Metered Water rates shall be \$1.00 per cubic meter and will be billed on a monthly basis.
- 1.10 If the monthly metered water according to section 1.9 does not exceed the sum of **\$32.94**, then the Metered Rate for that monthly period shall be deemed to be a flat minimum charge of **\$32.94**.
- 1.11 In addition to the charges for water herein set out, there shall be a separate water rate of \$50.00 payable annually to the corporation by the landowner for each swimming pool located on a parcel of land during each year or part thereof, and for purposes of this paragraph a swimming pool shall be an in-ground or above ground swimming pool containing 3,000 gallons of water or more.
- 1.12 A tap-in charge of \$1,250 shall be levied for all severed lots. This includes \$750 to cover the expense to bring the service to the lot line. All lot line to house expenses are paid by lot owner. This fee also includes a \$500.00 reserve fund fee for water system update and maintenance. All services extensions and water hook-ups for new subdivisions are subject to the subdivision agreement, which shall take include this tap-in charge.
- 1.13 All newly constructed buildings shall be connected to the Corporation's water system where water lines are available.
- 1.14 A service charge of \$35.00 shall be levied for disconnecting water and a further charge of \$35.00 shall be levied for reconnection. If the call in for shut offs is after regular Public Works hours a charge of \$75.00 will apply instead of the \$35.00 charge.
- 1.15 It is the responsibility of the property owner to have the water shut off valve accessible to the Township Public works staff.
- 1.16 Water will not be refunded or forgiven to ratepayers for temporary disconnection for services (e.g. vacation, home renovations etc.) unless the requirements of article 1.3 are met.
- 1.17 Peterborough Utilities Services shall collect water rates monthly upon the terms and conditions as set out by agreement.

**THE COPROPATION OF THE  
TOWNSHIP OF ASPHODEL-NORWOOD**

**BY-LAW NO. 2007-**

1.18 If water is disconnected from a unit, the monthly water charge will be discontinued the sewer charge shall be applied, even if the service is not available, but if the Sewer Connection to the property is available.

**2 Norwood Wastewater System Rates:**

2.1 That the number in Column 1 shall indicate the number of residential rates applied to the class of users as set out in Column 2 for the year 2006.

2.2 That the residential rate be \$37.35 per month.

2.3 That the metered rate be \$1.50 per cubic metre.

2.4 If the monthly metered water according to section 2.3 does not exceed the sum of **\$37.35**, then the Metered Rate for that monthly period shall be deemed to be a flat minimum charge of **\$37.35**.

2.5 The rates that are to be applied to the commercial business are listed in the attached Appendix A. That the number in Column 1 shall indicate the number of residential rates applied to the class of users as set out in Column 2 for the year 2006.

3. This by-law comes into to force and the above rates become effective as of the 1st day of January 2007.

**4. By-Laws Repealed**

That the Township of Asphodel-Norwood By-Law 2005-72 is hereby amended.

By-Law 2008-05 read a first, second and third time in Open Council this 15<sup>th</sup> day of January, 2007.

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Reeve Douglas J. Percy

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Clerk Lorraine Brace

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**Appendix A**

Column #1

Column #2

<b>SEWER</b>	<b>ADDRESS</b>	<b>TYPE OF BUSINESS</b>
1.5	2254 County Road 45	Convenience Store & Gas Bar
2	4293 Highway #7	Car Lot
2	4 County Road 40	Grocery Store
2	31 King Street	Medical Centre
2	4393 Highway #7	Double occupancy
2	72 Ridge Street	Double occupancy
2	64 King Street	Double occupancy
2	33 King Street	Double occupancy
2	4375 Highway #7	Double occupancy
2	82 King Street	Double occupancy
2.5	2368 County Road 45	Hair Dresser/Police Office
2.5	2281 County Rd. 45	Rest Home/Old Section
3	4181 Highway #7	Apartments/Motel
3	45 Alma Street	Day Care
3	112 Mill Street	Farm
3	2200 County Road 45	Farm
3	42 Mill Street	Farm
3	4289 Highway #7	Apartments
5	10 Cedar Street	Car Wash
5.5	4257 Highway #7	Laundry Mate
6	38 Victoria Street	Apartment Complex
6	36 Victoria Street	Apartment Complex
6	15 Elm Street	Apartment Complex
10	28 Alma Street	Apartment Complex
28	53 Spring Street	Apartment Complex
<b>Special Rates</b>		
Student	44 Elm Street	High School - 710 @ 0.90
Student	55 Oak Street	Public School - 258 @ 0.85
Student	24 Flora Street	Public School - 591 @ 0.85
\$1.50/3	2281 County Rd. 45	Retirement Centre
\$1.50/m3	99 Alma St.	Nursing Home