

THE CORPORATION OF THE VILLAGE OF MONTROSE

BYLAW #718

A BYLAW TO ESTABLISH WATER METER REGULATION

WHEREAS Part 2, Sections 8 and 12, of the *Community Charter* authorize Council to regulate municipal services, and

WHEREAS Council deems it in the best interest of the community's long-term water security to manage water consumption through meter data analysis,

BE IT THEREFORE RESOLVED that the Council of the Village of Montrose in open meeting assembled, and enact as follows:

SHORT TITLE

1. (1) This Bylaw may be cited as the "**Water Meter Regulation Bylaw**"

ENACTMENT

2. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
(2) This Bylaw shall come into full force and effect on the passing thereof.

READ A FIRST TIME	this 1 st day of December, 2014
READ A SECOND TIME	this 1 st day of December, 2014
READ A THIRD TIME	this 15 th day of December, 2014
RECONSIDERED AND FINALLY ADOPTED	this 5 th day of January, 2015

Mayor

Corporate Officer

Certified a true copy of Bylaw #718, as adopted.

Corporate Officer

THE CORPORATION OF THE VILLAGE OF MONTROSE

BYLAW #718

A BYLAW TO ESTABLISH WATER METERING

Definitions

For the purposes of this Bylaw, the following definitions and interpretations shall govern:

“building bylaw” means a Village Bylaw to establish building regulations as may be amended from time to time.

“Council” means the Municipal Council of the Corporation of the Village of Montrose.

“fee bylaw” means a Village Bylaw to impose fees or charges for services or activities provided or done by the Village, as may be amended from time to time.

“final inspection” means when the internal plumbing is completed, but PRIOR to occupancy of the building.

“non-residential property” means industrial, commercial and institutional (ICI) property

“owner” shall, in addition to any other meaning, be deemed to extend to and include any person in occupation or possession of, or entitled to, or having any interest in the land, premises or property referred to under an Agreement of Sale.

“property” means a house, building or structure, or any part of a house, building or structure, lot or part of a lot which has a unique municipal address, adjacent to the Municipal Drinking Water System.

“superintendent of works” means the Village’s Public Works foreman or other persons appointed by Council to perform the duties of the superintendent of works as required under this Bylaw.

“village” means the Corporation of the Village of Montrose.

“water meter” means the meter read, serviced, maintained or supplied by the Village to measure the quantity of water consumed at in or upon a Property.

“water service connection” means a connection from the watermain to a pipe which extends to the property line of the customer for the purposes of conveying water to the said customer and may or may not include a Water Meter beyond the property line but shall include a shut off valve. The said Water Service Connection shall be the property of the Village.

1. Scope and Application

- a) This Bylaw shall apply to new and existing:
 - i. Non-Residential Property
 - ii. Residential Property containing three or more Residential Units;
or
 - iii. Strata property
- b) All water supplied to the Property shall be metered.
- c) Notwithstanding Subsection (1b), connections where in the opinion of the Superintendent of Works, it is impractical to install a Water Meter, the Owner will be exempt from this bylaw.

2. Meter Installation, Inspection and Testing

- a) At the time of application for a building permit under the Building Bylaw, including change of use, capacity, renovations, or new construction, the Owner must agree to the installation of a Water Meter on the Water Service Connection at their sole expense, that:
 - i. Meets the standards of the Canadian Standards Association or the American Water Works Association
 - ii. Is of a type and size and location approved by the Village and
 - iii. Is capable of being remotely read.
- b) The meter location and specifications shall be shown on the plumbing drawings as part of the permit application package, where applicable.
- c) The meter is to be inspected by the Superintendent of Works at the time of the Final Inspection.

3. Responsibilities of the Property Owner

- a) The Property Owner shall:
 - i. Carry out all necessary modifications or alterations to the property as directed by the Superintendent of Works so as to allow for proper installation of the meter and meter reading equipment
 - ii. Ensure that a Water Meter required on the Property is properly protected at all times against damage including vandalism, corrosion and freezing
 - iii. Promptly notify the Superintendent of Works of any damage that may occur to the meter, and must take immediate steps to repair or replace the meter and notify the Village of the repair or replacement
 - iv. Provide and maintain reasonable access to the Superintendent of Works for the purposes of reading, inspection, testing, repair and/or replacement of the Water Meter and meter reading equipment
 - b) By-Passing of the Water Meter is not permitted unless authorized by the Superintendent of Works.
 - c) Tampering with, manipulation of or interference with the Water Meter and meter reading equipment is prohibited.
 - d) The Owner is responsible for the cost to replace a Water Meter when:
 - i. The replacement is at the initiative of the Owner
 - ii. The replacement is necessary due to change of use, capacity, renovations, new construction or other circumstances under the control of the Owner
 - iii. The meter has been damaged or fails to work properly due to negligence, vandalism, corrosion, freezing, wear or aging; or
 - iv. Where the replacement of a Water Meter is initiated by the Village, the Village will bear the cost of the meter and its installation; and
 - v. The Owner is responsible thereafter as set out in this Bylaw.
4. Should the Village bear costs for meter supply, installation, maintenance, or replacement that is the responsibility of the owner, the Owner will be charged at the actual costs of supply and service.
- a) After rendering of a bill by the Village to the Owner for meter related costs, the same is not paid within thirty (30) days from the date

rendered, the supply of water to the consumer concerned may be suspended until all charges are paid.

5. Consumers of metered water shall pay water rates as set out in the current Water and Wastewater User Rates Bylaw.
6. Failure to comply with the provisions of this Bylaw may result in shutting off the water service to the affected Property.