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## **BYLAW NO. 1872**

### **MAGIC LAKE ESTATES WATER LOCAL SERVICE AREA FEE AND CHARGE BYLAW NO. 1, 1990**

**Consolidated for Public Convenience  
(This bylaw is for reference purposes only)**

ORIGINALLY ADOPTED NOVEMBER 28, 1990

(Consolidated with Amending Bylaws 2029, 2782, 2857, 2955, 3054, 3157, 3254, 3318, 3678)

For reference to original bylaws or further details, please contact the Capital Regional District,  
Legislative Services Department, 625 Fisgard St., PO Box 1000, Victoria BC V8W 2S6  
T: (250) 360-3127, F: (250) 360-3130, Email: [legserv@crd.bc.ca](mailto:legserv@crd.bc.ca), Web: [www.crd.bc.ca](http://www.crd.bc.ca)

CAPITAL REGIONAL DISTRICT

BYLAW NO. 1872

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A BYLAW TO IMPOSE FEES AND OTHER CHARGES WITHIN THE MAGIC LAKE ESTATES WATER LOCAL SERVICE AREA

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WHEREAS under Outer Gulf Islands Magic Lake Estates Water System Local Service Establishment Bylaw, 1990 the Capital Regional District established a local service to supply, treat, convey, store, and distribute water in the area shown outlined on Schedule "A" thereto.

AND WHEREAS the bylaw authorized the annual costs net of grants or other revenue to be recovered by the imposition of an annual user fee, parcel tax and fee based on water consumption and the debt servicing costs to be recovered by the imposition of an annual user fee and parcel tax.

AND WHEREAS under Section 804 of the Municipal Act the Board, having established the local service, may recover the annual costs for that service by the requisition of money as a property value tax or by a frontage or parcel tax or by the imposition of fees and other charges fixed by a separate bylaw.

NOW THEREFORE the Regional Board of the Capital Regional District in open meeting assembled ENACTS AS FOLLOWS:

1. Service Connection Fee:

In the Local Service Area an Applicant for a Service Connection under Section 14 of the Water Rates and Regulations Bylaw No. 1792 shall at the time of making application for the Service Connection pay the applicable Service Connection Fee set out in Schedule "A" hereto.

2. Miscellaneous Fee:

A Consumer in the Local Service Area requesting the turning off or turning on of the water supply at the Curb Stop under Section 22 or 24 of Water Regulation Bylaw No. 1792 shall pay the applicable miscellaneous fee set out in Schedule "B" hereto.

3. The Owner of Property in the Local Service Area wishing to discontinue the water supply under Section 23 of Water Regulations Bylaw No. 1792 shall pay the applicable miscellaneous fee set out in Schedule "B" hereto.

4. User Rates:

The User fees set out in Schedule "C" hereto are hereby imposed on every Consumer in the Local Service Area and shall be paid in accordance with Schedule "C" hereto.

5. Parcel Tax:

The Regional Board hereby levies a parcel tax on each parcel of land located within the Magic Lake Estates Water Local Service Area which is capable of being connected to any water main whether or not the parcel of land is connected to such water main. (Bylaw 2029)

6. Bylaw No. 900 being "Magic Lake Estates Water Supply Distribution System Rates and Regulation Bylaw", and Bylaw No. 1630 being "Magic Lake Estates Water Supply and Distribution

System Specified Area Parcel Tax Bylaw", and all other subsequent amendments are hereby repealed.

7. This Bylaw may be cited for all purposes as the "Magic Lake Estates Water Local Service Area Fee and Charge Bylaw No. 1, 1990".

READ A FIRST TIME THIS 28<sup>th</sup> day of November 1990

READ A SECOND TIME THIS 28<sup>th</sup> day of November 1990

READ A THIRD TIME THIS 28<sup>th</sup> day of November 1990

RECONSIDERED AND FINALLY ADOPTED THIS 28<sup>th</sup> day of November 1990

Original Signed \_\_\_\_\_  
CHAIRPERSON

Original Signed \_\_\_\_\_  
SECRETARY

**SCHEDULE "A"**

(Bylaw 3678)

**SEWER CONNECTIONS AND CHARGES**

**MAGIC LAKE ESTATES SEWER SYSTEM**

The British Columbia Plumbing Code shall apply to all connections made to the Capital Regional District water system, together with the conditions as set forth hereinafter:

1. Any connections not conforming to the requirements set out in the British Columbia Plumbing Code shall not be connected to the Capital Regional District water system.
2. The connection charge for a service connection shall be the actual cost for the connection, calculated as follows:

(i) Engineering Costs:  
Including survey, design, permit, layout,  
Inspection, and as-constructed drawings \$ \_\_\_\_\_

(ii) Construction Costs:  
Including labour, materials, and equipment \$ \_\_\_\_\_

(iii) Administration Costs:  
At 15% of the sum of (i) + (ii) \$ \_\_\_\_\_

ACTUAL COST = Sum of (i) + (ii) + (iii) \$ \_\_\_\_\_

The minimum connection charge shall be \$500.

3. The fees payable herein shall be paid to the Capital Regional District on application for connection to the utility.

## SCHEDULE "B"

### MISCELLANEOUS FEES

The fees payable herein shall be paid to the Capital Regional District on application for the service:

1. Turn On and Turn Off Fee:

Pursuant to Section 3, the fee for turning on or turning off the water supply at the curb stop is:

- |     |  |          |         |
|-----|--|----------|---------|
| (a) | During normal working hours (07:30 – 16:00):<br>Monday through Friday non- inclusive of Statutory Holidays |          | no fee  |
| (b) | During non-working hours:  | Turn off | \$25.00 |
|     |  | Turn on  | \$25.00 |

2. Abandonment Fee:

Pursuant to Section 4, the fee for abandonment of a water supply is the actual cost to the Capital Regional District.

**SCHEDULE “C”**

(Bylaw 3678)

**USER RATES**

1. **Billing and Payment:**

- (a) User fees invoiced by the Capital Regional District are due and payable by the owner of the parcel within thirty (30) days from the date the bill is issued. A late payment charge of 2.5% of the past due amount shall be added to all delinquent sewer bills.
- (b) User fees shall be payable each three months as billed by the Capital Regional District.
- (c) Amounts outstanding after penalty dates will be considered arrears.
- (d) All payments received will be applied firstly against arrears, and then to current balances.

2. **Rates Payable:**

- (a) Unit charge per unit \$250.00/year

The type of use described in Column A is equivalent to the number of units specified in Column B.

<b><u>COLUMN A</u></b>	<b><u>COLUMN B NO. OF UNITS</u></b>
Family Housing - each single family dwelling unit	1.00
Bed and Breakfast establishments – each building	1.00
Apartments – each apartment	1.00
Motel/Hotel – per unit or housekeeping unit	1.00
Cabins – per unit	1.00
Mobile Home Park	
Fixed – per space	1.00
Overnight – per space	1.00
Commercial Building housing one business	
Up to 3 employees	1.25
4 or more employees	1.50
Commercial Building housing more than one business	
Each business up to 3 employees	1.25
Each business with 4 or more employees	1.50
Restaurants	2.00
Churches	1.00
Schools – for each classroom	1.00
Hospitals – for each bed	1.00
Others	
For each 300 imperial gallons of daily winter water consumption. Estimated flows will be based upon minimum daily flows as established by regulations issued pursuant to <i>BC Health Act</i> .	1.00