



Making a difference...together

BYLAW NO. 2570

WATER SUPPLY LOCAL SERVICE AREA FEE AND CHARGE BYLAW NO. 1, 1997

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

ORIGINALLY ADOPTED DECEMBER 17, 1997

(Consolidated with Amending Bylaws 2605, 2662, 2745, 2850, 2932, 3118, 3234, 3391, 3482, 3569, 3656, 3748, 3811, 3866, 3989, 4039, 4136, 4219, 4270, 4334, 4386, 4465, 4526, 4578, & 4629)

For reference to original bylaws or further details, please contact the Capital Regional District,
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CAPITAL REGIONAL DISTRICT

BYLAW NO. 2570

A BYLAW TO IMPOSE FEES AND OTHER CHARGES WITHIN
THE WATER SUPPLY LOCAL SERVICE AREA

WHEREAS under Water Supply Local Service Area Establishment Bylaw No. 1, 1997, the Capital Regional District established a local service to supply water to participating areas in the local service area.

AND WHEREAS the bylaw authorized the annual costs for the water supply, net of grants and other revenues, shall be recovered by one or more of the following:

- (a) the requisition of money under Sections 385 and 387 of the *Local Government Act* to be collected by a property value tax to be levied and collected under Sections 386(1)(a) and 388(1)(a) of the *Local Government Act*; or (Bylaw 4219)
- (b) the imposition of a parcel tax under Sections 386(1)(b) and 388(1)(b) of the *Local Government Act*; and (Bylaw 4219)
- (c) the imposition of fees and other charges that may be fixed by separate bylaw.

AND WHEREAS under Section 378 of the *Local Government 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. (Bylaw 4219)

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

1. Title:

This Bylaw may be cited for all purposes as the “Water Supply Local Service Area Fee and Charge Bylaw No. 1, 1997.”

2. Interpretation:

In this Bylaw, unless the context otherwise requires:

“Agriculture Consumer” means a person to whom agriculture water is supplied. (Bylaw 2605)

“Agriculture Only Connection” means a connection to an authorized Agriculture Premise which does not provide water to a residential dwelling unit. (Bylaw 2605)

“Agriculture Property” means parcel which is within the local service area and classified as farm by the British Columbia Assessment Authority. (Bylaw 2605)

“Agriculture/Residential Connection” means a connection to an Authorized Agriculture Premise which provides water to a residential dwelling unit. (Bylaw 2605)

“Agriculture Water” means annual water consumption in excess of 455 cubic metres where the water is provided to an Agriculture/Residential Connection and all water consumption where the water is provided to an Agriculture Only Connection. (Bylaw 2605)

“Authorized Agriculture Premise” means Agriculture Property which is capable of connection to the waterworks of a Participating Member Area. (Bylaw 2605)

“Consumer” means a person to whom water is supplied by the Regional District.

“Local Service Area” means the Local Service Area established under Water Supply Local Service Area Establishment Bylaw No. 1, 1997.

“Parcel” has the same meaning as defined in the *Local Government Act*. (Bylaw 4219)

“Participating Member Area Waterworks” means the physical plant of a member area owned and employed by the member area in distributing water. (Bylaw 2605)

“Premise” or “Premises” means a Parcel and all buildings and other structures thereon. (Bylaw 2605)

“Property” means a Parcel which may or may not contain one or more buildings or other structures. (Bylaw 2605)

3. User Rates

(a) Bulk Water:

- (i) The Participating Member Areas shall pay to the CRD the bulk water rate prescribed in Schedule A for bulk water supplied to them by the CRD for distribution within their respective boundaries only, except with the consent of the Board.
- (ii) Bulk water supplied to each participating member area shall be recorded by meters installed at each point of connection of the regional distribution system to the Participating Member Area Waterworks.
- (iii) Billings for water supplied shall be made monthly and shall be payable without penalty within thirty days of the date of billing.
- (iv) A ten per cent penalty shall be imposed on all billings remaining unpaid as of the due date.

(b) Agriculture Water

- (i) All Agriculture Consumers shall pay to the CRD or authorized agent the Agriculture Water rate prescribed in Schedule A for Agriculture Water supplied.
- (ii) All Agriculture Water supplied to an Agriculture Consumer shall be recorded by meters installed at the Authorized Agriculture Premise.
- (iii) All Agriculture Water bills will be issued by the Capital Regional District or authorized agent at time intervals determined by the Treasurer.
- (iv) A ten per cent penalty shall be imposed on all billings remaining unpaid as of the due date.

(Bylaw 2605)

4. This Bylaw may be cited for all purposes as the “Water Supply Local Service Area Fee and Charge Bylaw No. 1, 1997.”

READ A FIRST TIME THIS	17 th	day of	December	1997
READ A SECOND TIME THIS	17 th	day of	December	1997
READ A THIRD TIME THIS	17 th	day of	December	1997
ADOPTED THIS	17 th	day of	December	1997

Original Signed by Geoff Young
CHAIR

Original Signed by Carmen Theil
SECRETARY

SCHEDULE "A"

(Bylaw 4629)

For each cubic metre of water supplied to the District of Oak Bay, the District of Saanich, the City of Victoria/Town of Esquimalt, the Juan de Fuca Water Distribution service, and the Saanich Peninsula Water Service.

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| 1. Bulk Water | \$ 0.8631 |
| 2. Agriculture Water | \$ 0.2105 |