TOWN OF ROCKY MOUNTAIN HOUSE

BYLAW NO. 2019/05V

BEING A BYLAW OF THE TOWN OF ROCKY MOUNTAIN HOUSE, IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF CONSTRUCTING, REGULATING, CONTROLLING, AND OPERATING WATER, SEWER AND SOLID WASTE SERVICES, FOR THE PURPOSES OF PROVIDING RESIDENTS AND CONSUMERS WITH A WATER SUPPLY, A SYSTEM FOR THE DISPOSAL OF SEWAGE WASTE AS WELL AS COLLECTION AND DISPOSAL OF SOLID WASTE IN THE TOWN OF ROCKY MOUNTAIN HOUSE.

Pursuant to the Municipal Government Act, R.S.A. 2000, M-26 and amendments thereto, a municipal government may pass a by-law to construct, control, and operate a water, sewer and solid waste utility for the purposes of providing residents and consumers of a municipality with the supply of water, the collection and disposal of sewage as well as the collection, removal and disposal of solid waste, charging such rates and fees as deemed necessary;

WHEREAS pursuant to the Municipal Government Act, R.S.A. 2000 and amendments thereto, a municipal government may delegate to a municipal official certain duty required in the operation of the utility;

WHEREAS the Municipal Council of the Town of Rocky Mountain House, in the Province of Alberta, deems it desirable to pass a by-law to establish and maintain a system for the construction, control, and operation of water and sewer as a service;

NOW THEREFORE the Municipal Council of the Municipal Corporation of the Town of Rocky Mountain House, in the Province of Alberta, duly assembled in Council, hereby enacts as follows;

SECTION 1 CITATION

1.1 This by-law may be cited as "The Water, Sewer and Solid Waste By-law".

SECTION 2 INTERPRETATION AND APPLICATION

2. In this by-law, unless the context otherwise requires.

2.1 "APARTMENT" means a residential building consisting of at least three dwelling units, but shall not include buildings containing units each with their own separate exterior entranceway of entranceways.

2.2 "ASHES" means the residue left after the combustion of any matter;

2.3 "AUTHORITY" shall mean the Rocky Mountain Solid Waste Authority established by By-law 83/7.

2.4 "BASE RATE" means the rate established in Schedule "A", (for water), Schedule "B", (for sewer), and Schedule "C" (for solid waste) of this by-law for the general services provided.

2.5 "BILLING PERIOD" shall be the same as the one-month period for which the consumer is charged for water, sanitary sewer and solid waste services.

2.6 "BIOLOGICAL WASTE" means waste that is created in a hospital, necropsy facility or biological research laboratory and contains or may contain pathogenic agents that may cause disease in Persons exposed to the waste.

2.7 "BUILDING" includes anything constructed or placed on, in, over, or under any land but does not include a highway or public roadway or a bridge forming part of a highway or public roadway.

2.8 "BULK WATER" means water supplied by the Town from an outlet such as a hydrant, filler station or any other source or service connection, which is not for the direct use within the premise which the service connection was provided.

2.9 "BURNING" means any material generating heat enough to create smoke, flames or sparks.

2.10 "CHIEF ADMINISTRATIVE OFFICER" means that Person appointed by Council to that position.

2.11 "COLLECTION AREA" means the location within the Town, which is serviced by the sewer and/or solid waste system.

2.12 "COLLECTION DAY" means the day of the week on which solid waste is collected.

2.13 "COLLECTOR" means a Person who collects means a Person who collects Waste within the Town for and on behalf of the Town;

2.14 "COMMERCIAL, INDUSTRIAL, INSTITUTIONAL AND HIGH DENSITY UNIT" means a Building, or a part thereof used:

a. For retail purposes involving the sale or other distribution of meals, food, dry goods, merchandise, fuel or services;
b. For industrial or manufacturing purposes;
c. As a hospital or school; or
d. As an Apartment, hotel, motel, lodge of five (5) or more Residential Units, or a mobile home park;

2.15 "CONDOMINIUM" means a building divided into individually owned units as described in the Condominium Property Act, Revised Statutes of Alberta, 1980, and amendments thereto, and for the purpose of this by-law only each unit shall be deemed to be a single-family dwelling.

2.16 "CONSUMPTION RATES" means the rate charged to the customer for water supplied and/or waste collected beyond the scope of the base rate service.

2.17 "COUNCIL" means the Municipal Council of the Town of Rocky Mountain House.

2.18 "CUSTOMER" means any Person who is the Owner of any premises connected to or provided with utility services under this bylaw or a building contractor who requests services during building construction.

2.19 "DEVELOPMENT" means:

a. an excavating or stockpile and the creation of either of them;
b. a building or an addition to, or replacement or repair of a building and the construction or placing in, on, over, or under land of any of them, or
c. a change of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the use of the land or building, or
d. a change in the intensity of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the intensity of use of the land or building.

2.20 "DIRECTOR" means the Director of Engineering and Operations

2.21 "DISTRIBUTION AREA" means the location which is serviced by the water system by the Town.

2.22 "DISPOSAL SITE" means a dry dump, a sanitary landfill site or another site approved by the Town for disposal of Waste.

2.23 "DWELLING UNIT" means a complete building or self-contained portion of a building for the use of one or more individuals living as a single housekeeping unit, containing sleeping, cooking, and separate toilet facilities intended as a permanent or semi-permenant residence not separated from direct access to the outside by another separate or self-contained suite or set of rooms.

2.24 "EQUITY FACTOR" means that percentage rate as set out in Schedule "A" of this by-law as modified by Council from time to time intended to offset the vacancy rate for apartments, un-metered mobile homes within a mobile home park, and a building which is principally used for commercial, industrial, and or institutional purposes and which contains four or more contiguous offices or bays with separate entrances.

2.25 "EXECUTIVE OFFICER OF THE LOCAL BOARD OF HEALTH" is a member designated by the Local Board of Health for the purpose carrying out the Public Health Act and regulations and may include a Medical Health Officer.

2.26 "GARGABE BAG" means a bag purposed for the disposal of Solid Waste that is securely tied at the top when ready for collection.

2.27 "GUARANTEE DEPOSITS" means a guarantee of payment in the form of a cash deposit equal to the base rate amount for a four-month period.

2.28 "HAZARDOUS WASTE" means a solid or liquid material that presents an unusual disposal problem or requires special handling including but not limited to explosives, poisons, caustics, acids, radio-active materials and other like materials as defined under other government regulations.

2.29 "LATE PAYMENT CHARGE" means a percentage charge imposed pursuant to Section 15.5

2.30 "METER" means the unit installed on a water line to measure the amount of water used at a premise.

2.31 "MAIN LINE" means that portion of the water, sanitary sewer, and/or storm sewer infrastructure that is constructed to distribute or collect from services at more than one premise.

2.32 "MOBILE COMMERCIAL SALES" means the sale of items or provision of a service from a motor vehicle, or trailer capable of being towed by a motor vehicle, or a cart or similar structure with attached wheels, or a portable marquee tent, any which can be moved off a location in less than four hours.

2.33 "OFFSITE SHARED COSTS" means the costs paid for by the Town for improvements to allow for the development of lands within the Town that are to be distributed to the lands that will be serviced or benefit from the improvements.

2.34 "OWNER" means the registered Owner of a property and includes the purchaser thereof.

2.35 "PEACE OFFICER" means a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer or a Peace Officer appointed pursuant to the provisions of the Police Act, 1988.

2.36 "PERSON" means an individual, proprietorship, partnership, and or a corporation. It shall also include but not be limited to church organizations, non-profit organizations, professionals, provincial and federal governments.

2.37 "PREMISES," means land, includes any buildings erected thereon.

2.38 "PRIVATE SEWER SERVICE" means that portion of the sewer service connection that extends onto the premise from the property line.

2.39 "PRIVATE WATER SERVICE" means that portion of the water service connection that extends onto the premise from the property line.

2.40 "RECYCLE MATERIALS" means any materials that can be recycled by the Authority, which shall include, but not be limited to paper cardboard, plastics, and glass.

2.41 "ROOF DRAINS" means the system used to channel rain water for collection, (example eavestroughs, patio or driveway drains, etc.).

2.42 "RESIDENTIAL PROPERTY" means land with improved design intended or used for residential occupancy including condominiums, apartments, and other dwelling units. Any other premises or buildings would be considered non-residential and shall include but not limited to retail, wholesale, industrial, or institution properties.

2.43 "SANITARY SEWER SERVICES" means that portion of the sanitary sewer infrastructure extending from the main line to the property line of the premise being serviced.

2.44 "SCHEDULE A - WATER DISTRIBUTION RATE AND FEE STRUCTURE" provides Water System Capitalization Program rates, equity factored base rates, consumption rates, reconnection fee, guarantee deposit, new service installation deposit and annual effective interest rate for unpaid rates and/or fees.

2.45 "SCHEDULE B - SANITARY AND STORM SEWER RATE AND FEE STRUCTURE" provides Sanitary Sewer and Storm Sewer System Capitalization Program rates, equity factored base rates, consumption rates, new service installation deposit and annual effective interest rate for unpaid rates and/or fees.

2.46 "SCHEDULE C – SOLID WASTE COLLECTION AND DISPOSAL RATE AND FEE STRUCTURE" provides Sanitary Sewer and Storm Sewer System Capitalization Program rates, equity factored base rates, consumption rates, new service installation deposit and annual effective interest rate for unpaid rates and/or fees.

2.47 "SCHEDULE D – OUTSTANDING BALANCE PENALITIES, ADMINISTRATION COSTS AND FEE STRUCTURE" provides Sanitary

Sewer and Storm Sewer System Capitalization Program rates, equity factored base rates, consumption rates, new service installation deposit and annual effective interest rate for unpaid rates and/or fees.

2.48 "SEWER" means sanitary sewer infrastructure and includes main lines and sanitary sewer services.

2.49 "SOLID WASTE" means any discarded or abandoned organic or inorganic material, which the Owner or the Person in possession of it does not wish to retain for any purpose and includes, but is not limited to Ashes. Unless otherwise agreed upon by the Town in writing, Solid Waste shall not include the following:

a. Discarded furniture, automobile parts, tires, motorized vehicles and household equipment;
b. Tree limbs, tree roots, whole shrubs or bushes, or portions thereof;
c. Fences, gates, and other non-permanent or permanent fixtures;
d. Building materials and building waste;
e. Dead animals;
f. Sod;
g. Any liquid;
h. Byproducts from manufacturing

2.50 "STORM SEWER" means that portion of the infrastructure, which is designed to carry rainfall, and ground water, which does not require treatment through the wastewater facility, (lagoon system).

2.51 "STREET" means any category of public thoroughfare except a lane.

2.52 "TEMPORARY KIOSK" means any temporary or non-permanent structure used for retail, food and/or beverage sales and tourism related businesses that measure less than 107 square feet in total size and can be moved off its location within 24 hours.

2.53 "TOWN" means the corporation of the Town of Rocky Mountain House, or the area contained within the boundaries thereof, as the context requires.

2.54 "UNIT OF WASTE" means a Waste Receptacle.

2.55 "UTILITY ACCOUNT CUSTOMER" means the Person named on the application for Water Hook-Up and Disconnect which may be only be a registered titled Owner, in charge of the buildings or premises served by the utility.

2.56 "UTILITY BILL" means an invoice rendered to a consumer for rates, fees and charges payable pursuant to this Bylaw.

2.57 "WASTE VIOLATION TAG" means a tag or sticker in a form approved by the Town, which is affixed to a Waste Receptacle or disposal bag by a collector pursuant to this bylaw.

2.58 "WASTE RECEPTACLE" means a Collector supplied rollout cart, complete with a handle lid and wheels.

2.59 "WATER SERVICE CONNECTION" means that portion of the water distribution infrastructure that extends from the main line to the property line of a premise.

2.60 "WEEPING TILE" means a system of corrugated piping usually placed at the footing level of a building for the purposes of shedding ground water.

SECTION 3 SCOPE

3.1. The Water, Sewer and Solid Waste Bylaw applies to all water, sewer and solid waste systems within the limits of the Town and any Town owned sites.

3.2 The Water, Sewer and Solid Waste Bylaw provides the Town exclusive right for the construction, control, and operating of water, sewer and solid waste within the limits of the Town or any Town owned sites.

NO OPTION FOR USE OF SERVICE

3.3 The base rate or charges levied pursuant to this by-law be applied to all residential and non-residential properties within the Town, with no option for use of service if the water and/or sewer and/or solid waste system is adjacent to the premise except where required within a provision of this by-law.

3.4 No Person shall have or operate an alternate source of water or sewer if the premise is adjacent to an existing mainline within the Town except:

a) For any Temporary Kiosk or Mobile Commercial Sales that has received approval from the Public Health Inspector; or

b) where required within a provision of this bylaw.

3.5 All premises within the Town on the water system must be serviced with a meter meeting Town specification, (which may change from time to time), and installed under the inspection of the Town. The sizes and guidelines for installation of the meters are defined under Schedule "A", contained within

this by-law.

3.6 All premises within the Town, where serviced or not serviced by the water and sewer system, shall contribute the Capitalization Programs as defined in Schedule "A", Schedule "B" and Schedule "C" contained within this by-law.

3.7 If the Owner or occupant requires the Town to supply water and/or remove any sewage or solid waste for which provision is not made by this by-law that Person shall pay prior to the supply, removal and disposal thereof the estimated cost to the Town of the supply, removal and disposal thereof and the Town shall render an account for any additional costs of such removal or shall return to that Person any excess which was paid.

3.8 The Town will be responsible for all maintenance of the water, sewer, storm sewer and solid waste system within the Town from property line to property line within the street or lane.

3.9 If cleanup, blockage, breaks, and/or damages requiring maintenance as noted in Section 3.2. occurs as the direct or indirect actions of another Person, or as provided for in this by-law that Person shall be responsible for all costs related to the maintenance.

SECTION 4 RIGHT OF ENTRY

4.1 For the purposes of conducting sampling tests, inspecting, repairing, or placing meters on any service pipe or connection inside or outside any premise considered expedient, the Director or an authorized designate for that purpose shall have free access to all parts of the premise in which water is distributed to and/or is serviced by a sewer.

SECTION 5 LIABILITY FOR DAMAGE

5.1 The Town is not liable for damages;

a) Caused by the break of a main line, service connection or attachment, or for breaching of any ditch;

b) Caused by the interference of any supply of any public utility necessary in the connection with the repair or proper maintenance of the utility or;

c) Generally for any accident due to the operation of any public utility, unless the action has been shown to be directly due to the negligence of the Town or its employees.

SECTION 6 PROVISIONS FOR OPERATIONS

6.1 The Town may provide the necessary vehicles for the public construction, control, and operation of the water and sewer system within the Town limits and on all properties owned by the Town.

6.2 The Town may provide, supervise, and operate the facilities and equipment necessary for the construction, control, and operation of the water and sewer system of the Town.

6.3 The Town may enter into a contract with any Person for the construction and/or operation of the whole or a portion of the water and sewer system within the Town.

6.4. The Town may:

a) supervise the construction, control, and operation of water and sewer systems and;

b) direct the days and times that the water and sewer system shall be utilized by designation of areas of the Town.

c) decide as to the quantities and classes of sewage to be accepted into the system from any premises.

6.5 Subject to the provisions of this by-law, the decision of the Town as to:

a) the amount of water supplied to any Person and/or premises and;

b) the amount and types of sewage which the Town is obliged to accept from any Person and/or premises; shall be final and conclusive subject only to the superior statutory authority of another entity.

TAX EXEMPT PREMISES

Unless otherwise agreed with in writing with the Town, the Town shall collect fees for the water, sewer & solid waste system(s) from any building or premises located on land in which the Owners are exempt from the payment of Municipal or other taxes.

MISUSE OF SERVICES GENERAL

6.6. No Person shall wilfully or maliciously hinder or interrupt or cause or procure to hinder or interrupt, the Town or its contractors, agents, employees, in the exercise of

powers and duties related to the water and sewer service and authorization contained in this by-law.

6.7 No Person shall wilfully or maliciously let off or discharge water so that it runs to waste.

6.8 No Person not being in the employment of the Town and not being a member of the fire department and authorized in that behalf, shall wilfully open or close any hydrant or obstruct the free access to any hydrant stop-cock, chamber pipe or hydrant chamber by placing on it any building material, rubbish, or other obstruction.

6.9 No Person shall wilfully, and without authority, hinder, interrupt, or cut off the supply of the water, or the collection and flow of the storm sewer and sanitary sewer system.

6.10 No Person shall lay or cause to be laid or attached any pipe or main to communicate with any pipe or main of the water, storm sewer and/or sanitary sewer system or in any way obtain or use any water or sewer service without the consent of the Town.

6.11 No Person shall cut, break, pierce, or tap any water line or sewer or appurtenance thereof, or introduce any pipe, tube, trough, or conduit into any water line or sewer.

SECTION 7 WATER

7.1. No Person shall throw or deposit any injurious, noisome, or offensive matter into the water or waterworks or on the ice in case that water is frozen or in any way fouls the water or commits any wilful damage or injury to the works, pipes, or water or encourages it to be done.

7.2 No Person shall turn on or attempt to turn on the water at a curb stop valve or other valve once shutoff except where authorized by the Town.

7.3 No Person shall wilfully alter any meter placed on a service pipe or connected with it inside or outside any premise to alter the amount of water registered by it, unless specially authorized by the Town for that particular purpose or occasion.

7.4. No Person shall wash or clean cloth, wool, leather, skin or animals or place nuisance or offensive things within the distance of 500 meters above the source of supply for the waterworks, in any river, pond, creek, spring, source or fountain from which the water of the waterworks is obtained or conveys, casts, throws or puts any filth, dirt, dead carcass or other noisome or offensive thing therein or within the distance as above set forth, or causes, permits, or conveyed in it or causes any other thing to be done whereby the water therein may be in any way tainted or fouled.

7.6 No Person shall allow interference or damage to a meter by frost or otherwise, and that Person shall be responsible for any costs relating to the repair of a damaged meter.

7.7 No Person shall sell, vend, or dispose of water or permit the sale, vending, or disposal of water from a premise for the benefit of others unless authorized by the Town.

SECTION 8 SEWER

8.1. No Person shall make or cause to be made any connection with any sewer, premise drain, or appurtenance thereof for the purpose of conveying or which may convey into weeping tile or eaves trough or roof drains.

8.2 No Person shall discharge the contents of any privy vault, manure pit, or cesspool, directly or indirectly, into any sewer, or premise drain connected therewithin unless authorized by the Town.

8.3 No Person shall lift, turn, remove, raise, or otherwise tamper with the cover of any manhole, ventilator, or other appurtenance of any sewer except where authorized by the Town.

8.4 No Person shall throw, deposit or leave in or upon any sewer or trap, basin, or grating, manhole, or other appurtenance of any sewer any butchers offal, solid waste, litter, manure, rubbish, sweeping, sticks, earth, gravel, dirt, hay, straw, twigs, leaves, paper, rags, cinders, ashes, refuse mater of any kind.

8.5 No waste or discharge resulting from any trade, industrial, or manufacturing process shall be directly discharged to any sewer without such previous treatment as shall be prescribed by the Town for each such case. The necessary treatment works so prescribed shall be completely installed by the applicant at that Person's expense, prior to the construction of the sewer connection thereafter shall be continuously maintained and operated by the Owner.

8.6 Grease traps of sufficient size and approved design shall be placed on the waste pipes from all hotels, restaurants, laundries, and such other places as the Town, under advisement may direct.

8.7 Sumps of sufficient size and approved design shall be placed on the waste pipes from all car washes and any other building which may cause excess dirt and debris to pass into the sewer.

DANGEROUS GOODS

8.8. No Person shall place or mix with any water supply in the water system of the Town any dangerous goods, hazardous waste or biological waste.

8.9 No Person shall be placed or mixed with any sewage placed in the sewer collection system of the Town any dangerous goods, hazardous waste or biological waste.

8.10 Any Person, proprietorship, corporation, or like enterprise breaching any part of the hazardous waste section including but not limited to spills, leaks, or dumping upon Town right of ways, shall be responsible for all costs incurred in eliminating any pollution or contamination of the sites involved in the Town and shall make payment of the same to the Town on demand, such restitution will not exempt the Person or organization from prosecution for contravention of this bylaw.

8.11. The Owner or Person responsible for the existence or accumulation of hazardous waste or an agent of the Owner or responsible Person shall cause the hazardous waste to be transported to a disposal site and disposed of as prescribed by the Executive Officer of the Local Board of Health and in a special disposal area designated by the Province of Alberta.

8.12 When hazardous waste to be disposed of pursuant to this Section, consists of poison, drugs, radioactive materials, or like substances, they shall be disposed of only under the supervision of the Executive Officer of the Local Board of Health or a duly authorized agent of the Province of Alberta.

8.13. No Person shall make or cause to be made any connection with any sewer, premise drain, or appurtenance thereof for the purpose of conveying or which may convey, into same, any inflammable or explosive material.

8.14. No permit shall permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the sewers, or other trade waste or any waste of steam, condensing water, heated water, or other liquids of a higher temperature than seventy-seven degrees Celsius.

8.15. The Town shall not collect hazardous waste.

WASTEWATER TREATMENT FACILITY DIRECT DISCHARGE

8.16 Any Person utilizing the wastewater treatment facility shall obtain from the Town a valid Lagoon Permit as established by the Town.

8.17 Any Person utilizing the service provided must do so under the terms and conditions imposed by the Lagoon Permit.

8.18 Any Person discharging waste into the wastewater treatment facility will be responsible for the contents of the discharge and also for any costs involved to correct detrimental affects related to the contents of the discharge.

8.19 The Town is responsible for the maintenance of the facility and may therefor from time to time have the right to close the facility for maintenance procedures.

CONVEYANCE OF SEWAGE THROUGH TOWN

8.20 No Person shall convey through the streets any sewage whatsoever except in properly covered metal receptacles and are responsible to control as much as practicable the escape of any offensive odours therefrom.

8.21 No Person, using a vehicle of any description, shall transport sewage on a street or laneway within Town if the waste is likely to fall or blow off the vehicle while being transported.

8.22 A Person who transports sewage through Town by a vehicle of any description in a matter so that any portion of the waste detaches itself from the vehicle and falls on property other than the property from which it is taken is guilty of an offence against this bylaw.

8.23 For the purpose of this Section "vehicle" means a device in, upon, or by sewage material may be transported on upon a street, lane, or highway.

SECTION 9 SERVICE CONNECTIONS

9.1 An application for service connection must be completed and along with the service installation down payment, be submitted to the Director for review.

9.2 Service installations will not be allowed without approvals for the premise use under the Land Use Bylaw and approval of the Development Officer that any conditions placed under the Land Use Bylaw have been met.

9.3 Upon approvals the Director will provide a written estimate of cost and scheduling of the installation.

9.4 The applicant is responsible for all costs incurred during the installation of the service which exceed the service installation down payment.

9.5 All service installations will include any construction and restoration from the mainline to the premise property line. The Owner of the premise is responsible for the connection, construction, and materials from the property line.

9.6 All connection materials must be approved by the Town.

SECTION 10 REQUIREMENT FOR OVERLAND FLOW SUMP SYSTEM PROVISION METERING SPACE

10.1 Unless and until adequate provision, to the satisfaction of the Town, is made on the premises for the installation of a meter and the monitoring of information therefrom in a place where convenient access is and will be at all times available to Personnel from the Town, no Person shall:

(i) construct or commence to construct a new building, or;

(ii) reconstruct, alter, add to or extend an existing building on any site in the Town;

(iii) carry on a business.

10.2 Unless and until adequate provision, to the satisfaction of the Town, is made on the premises for the installation of an overland flow sump system and the monitoring therefrom in a place where convenient access is and will be at all times available to Personnel from the Town, no Person shall:

(i) construct or commence to construct a new building, or;

(ii) reconstruct, alter, add to or extend an existing building on any site in the Town;

(iii) carry on a business.

10.3 The space required to be provided pursuant to Section 10.1 and 10.2, shall be determined by the amount of water and sewage which the present, and any proposed use of the premises is likely to use and produce. In the event of any dispute between the Owner or occupier of the premises concerned and the Town, the decision of the Town shall be final and conclusive as to the minimum space, which will be required for such purposes.

10.4 If the space constructed or provided as required by Sections 10.1 and 10.2 is not sufficient for the purposes outlined, the Town may in writing require the Owner or occupier of the premises to provide such additional space. If the additional space is not provided, the Town may suspend the supply of water and sewer services until the required space is provided.

10.5 Sump systems shall not be connected to the sanitary sewer system.

10.6 Overland sump systems shall discharge in a manner that does not drain onto adjacent properties.

SECTION 11 SOLID WASTE COLLECTION AND DISPOSAL

GARBAGE BAGS

11.1 An Owner or occupant of a Residential Unit from which Waste is to be collected shall thoroughly drain all Solid Waste and place it in a Garbage Bag.

11.2 After Waste is secured in a Garbage Bag, the Owner or occupant must securely tie the Garbage Bag and place the Garbage Bag in a Waste Receptacle to await collection.

11.3 No Person may place Solid Waste in anything other than a Garbage Bag.

11.4 No Person may place a Garbage Bag in anything other than a Waste Receptacle.

11.5 No Person may place Waste in anything other than a Garbage Bag or Waste Receptacle.

WASTE RECEPTACLES

11.6 The Collector will provide one (1) Waste Receptacle to each Residential Unit. Waste Receptacles remain with the address of the residential unit they are assigned to and shall not be removed without specific authorization from the Town. Replacement of the initial Waste Receptacle provided shall be made available at the fee noted in Schedule 'C'.

11.7 The Waste Receptacle must be made of rigid plastic complete with a handle, lid and wheels.

11.8 The Waste Receptacle must be fitted with a lid, which must remain completely closed when the Waste Receptacle is placed out for Collection. The lid must be suitable to prevent Waste from spilling or blowing from the Waste Receptacle.

11.9 The Waste Receptacle will have a capacity of 240 litres.

11.10 A Collector, at its discretion, shall have the right to refuse to remove any Waste from a Waste Receptacle if the Waste Receptacle does not meet the requirements of this Bylaw.

11.11 A Collector shall have the right to refuse any Waste if not contained within a Waste Receptacle, even if it is contained within a Garbage Bag; if a Waste Receptacle is overfilled such that the lid cannot close; or if a Waste Receptacle is not placed in the proper location for collection. A Collector may affix a Waste Bylaw Violation Tag to the said Waste Receptacle or Waste Garbage Bag.

11.12 For approved secondary suites, a second Waste Receptacle will be provided by the Collector and the utility account for which the secondary suite is contained will be charged an additional bi-monthly rate for the additional Waste Receptacle. If the secondary suite is not being used as a secondary suite, the Owner may submit an affidavit to the Director stating this along with a written request to return the second

Waste Receptacle to the Collector and to remove the additional bi-monthly charge from the utility account for which the secondary suite is contained.

PLACEMENT OF WASTE RECEPTACLES

11.13 Except as otherwise provided under this Bylaw, no Person may place or keep a Waste Receptacle, upon any portion of a street, lane or sidewalk.

11.14 Where Waste is to be collected from a Residential Unit from the front street, the Owner or occupier of the Residential Unit must place the Waste Receptacle on Collection Day:

a) In a location where it is on the street with the wheels within 1.0 metre of the curb in such a manner that the Waste Receptacle does not impede pedestrian traffic;

b) In a position that the front of the Waste Receptacle is facing out towards the street;

c) Where it has 1.0m clearance from any obstructions on all sides such that the Collector shall have direct access thereto and shall be able to conveniently collect the Waste Receptacle therefrom;

d) or in another position approved by the Town.

11.15 Where a Residential Unit from which Waste is to be collected from the lane, the Owner or occupier of the Residential Unit must place the Waste Receptacle on Collection Day:

a) In a location adjacent to the back property line within 0.5 metres of the lane edge in such a manner that the Waste Receptacle does not impede vehicle traffic;

b) In a position that the front of the Waste Receptacle is facing out towards the lane;

c) Where it has 1.0m clearance from any obstructions on all sides such that the Collector shall have direct access thereto and shall be able to conveniently collect the Waste Receptacle therefrom;

d) or in another position approved by the Town.

11.16 An Owner or occupier of the Residential Unit may place the Waste Receptacle for collection purposes in their approved collection location as per Section 11.14 or 11.15 after the hour of 4:00 a.m. on Collection Day. The Owner or occupier shall remove such Waste Receptacle from their collection location within twelve (12) hours

after the collection is completed.

11.17 Except on Collection Day, a Waste Receptacle must be kept and maintained on a Premises in accordance with the provisions of this Bylaw, and any Waste Receptacle located on any sidewalk, street or lane in the Town other than on Collection Day would be in violation of this Bylaw.

GENERAL PROVISIONS

11.18 The Owner or occupant of a Commercial, Industrial, Institutional and High Density Unit or a Residential Unit must make adequate provision for the storage of Waste to be collected by a Collector (the adequacy of which shall be determined by the Town). Further, the provision of storage may include the provision of enclosures for the screening or protection of Waste Receptacles (as directed by the Town).

WASTE PICK UP

11.19 Waste shall be collected at least once per week from all Residential Units in the Town except in unusual or emergency situations.

11.20 The Collector is not required to collect Waste that is not placed in a Waste Receptacle.

11.21 Except where otherwise approved by the Town, no Collector shall be required to collect Waste from inside any Building or be required to pass through a Building in order to collect Waste.

11.22 After receiving notice of vacancy and upon being satisfied that no Waste will be produced or accumulate in or upon a Residential Unit set out in the notice, the Town shall direct that no collection of Waste be made from the Premises.

COLLECTOR DUTIES

11.23 A Collector must ensure that the equipment used for Waste collection and the manner in which Waste is collected and disposed of complies with the regulations of the Authority and the Local Board of Health.

11.24 A Collector must take care in the handling of a Waste Receptacle. Waste Receptacles damaged during the collection process will be replaced by the Collector at no cost to the Town or the Owner or occupier of the Residential Unit.

11.25 A Collector must replace an empty Waste Receptacle in approximately the same location as where the Waste Receptacle was found.

11.26 A Collector must pick-up any Waste that the Collector has spilled onto the ground.

11.27 No Person employed in the collection of Waste may pick, sort through or remove any Waste from a Waste collection vehicle.

TOWN DUTIES

11.28 The Town may provide, operate or supervise the facilities and equipment necessary for the collection and disposal of Waste within the Town.

11.29 The Town may supervise the collection, removal and disposal of Waste by a Collector.

11.30 The Town may direct the days and times that Waste is collected.

11.31 The Town may contract with any Person or Persons to provide an exclusive or non-exclusive franchise for the collection, removal and disposal of Waste upon such terms and conditions as are considered expedient.

11.32 The decision of the Town as to the amount of Waste which has been removed from any Residential Unit or the amount and type of Waste which the Collector is obliged to remove from any Residential Unit shall be final and binding upon the parties.

SECTION 12 DISCONTINUATION OF SERVICE

12.1 After receiving notice of disconnection and upon being satisfied that no further water, sewer and solid waste service will be required at a premise set out in the notice, the Town shall deactivate the water supply to the premise and seal the meter.

12.2 The accumulation of charges will be discontinued upon the conditions set out in Section 13 being fulfilled.

12.3 Any premise subject to rates or fees for water, sewer and solid waste shall be and remain liable for and pay all rates or fees until they have given notice in writing to the Town as specified in 12.1 They shall not be levied for charges thereafter. Any service provided for a portion of a billing period shall be charged as if it were a minimum of two-week billing period.

12.4 All reconnections of water and sewer system services will be subject to a service fee as described in Schedule "A" attached and forming part of this bylaw.

SECTION 13 RATES, BILLING & COLLECTION

. 13.1 Every utility account customer being a registered Owner, user, or purchaser entitled to possession under an agreement for sale of property, which is served by water and/or sewer and/or solid waste services of the Town shall pay monthly base rate charges and consumption charges for the service of supply of water and or utilization

of the sewer collection system in accordance with the rates established in Schedule "A", Schedule "B" and Schedule "C" attached and forming part of this bylaw.

13.2 All accounts with the Town, under this bylaw, shall become due and payable in accordance with Section 13.5 with the billing directed to the titled property Owner of the premise.

13.3 Utility bill payments made by mail, or at a financial institution, must be received by the Town on or before the due date in order for the utility customer to avoid the imposition of a late payment charge.

13.4 For greater certainty, a customer is obliged to pay for utilities when the bill is rendered and it is a breach of the agreement to supply utilities for the customer to pay late. The late payment charge is not to be construed as permission for the customer to pay late, but is rather a penalty for breaching the terms of the utility service agreement.

13.5 In the event that the utility bill remains unpaid 25 days following the billing date, there shall be added thereto by way of a late payment charge, an amount shall be three (3) percent of the then unpaid current utility bill. The said late payment charge shall be added to and shall form part of the unpaid utility bill. Additional penalties will be calculated on a monthly basis on unpaid utility account balances for a period of three months. Balances outstanding after three months will be transferred to the corresponding tax roll and form a part of the outstanding taxes for the premise.

13.6 In default of the property Owner of payment of the said fees, the amount of such sums in default shall be a fee against the property in respect of which the service was provided and such fee shall be subject to the same penalties and collectible by the same manner as other taxes levied by the Town.

13.7 That, in default of payment for a property receiving the utility service, the amount of the sums in default may be collected by the Town by whatever lawful means are available.

13.8 No reduction in rates or charges shall be made for any interruption of services during a billing period.

13.9 Obtaining water, sewer and solid waste services:

Under the provisions of the Municipal Government Act, the Town is not obligated to provide utility service to an occupant of Property, but must provide service to the Owner of property on request. All utility accounts shall be with the Owner of the Property.

13.10 Transition of Service to Occupants:

Notwithstanding Section 13.9, where an existing utility account is in the name of an occupant, the account shall remain active until such time the occupant discontinues the utility services or until December 31, 2023 whichever comes first. The re-establishment of the services to the Property shall be with an account with the Owner.

ACCOUNT CHANGES

13.11 Any changes to the account are subject to an administration fee as described in Schedule "A" attached and forming part of this Bylaw.

SECTION 14 DETERMINATION OF CONSUMPTION

14.1 The Town shall determine the amount of water supplied, sewage and solid waste collected by the system from a premise, and such determination shall be final for all matters within the terms of this bylaw.

14.2 Actual meter reads will be attempted bi-monthly and estimates will be used on alternate months and/or when an actual read is not available.

14.3 Any Person claiming a meter is not working properly and requests that the meter be removed and tested, the said Person shall deposit with the Town a sum as specified in Schedule A. The meter will then be removed from service and tested. If the meter is found to be over reading by more than three (3%) percent, the deposit will be refunded. Any meter meeting the three (3%) guideline shall be considered adequate, and the deposit shall be forfeited along with any additional costs involved for the removal, testing, and installation of the meter.

SECTION 15 SERVICE CALLS

15.1 All service calls will be subject to the fees as designated in Schedule "A", Schedule "B" and Schedule "C" of this bylaw with the exception of maintenance requirements on behalf of the Town.

SECTION 16 DEFAULT ACTION

16.1 In the case of default of payment of any water or sewer rates fees or charges after the expiration of the day upon which the same shall have become due or payable, the Town may, without notice, shut off the water supply to any premises in respect of which payment is in arrears or default.

CONTINUING WATER SERVICE

16.2 Where the water supply has been shut off because of default of payment, the water supply shall not be turned on until all payment of all arrears, penalties, disconnection charges, connection charges and guarantee deposit have been

recovered by the Town or arrangement satisfactory to the Chief Administrative Officer have been made.

SECTION 17 NON-RECEIPT OF UTILITY BILL

17.1 All utility bills and other charges are deemed to have been received by the utility account customer seven (7) days following the date of billing from the Town offices.

SECTION 18 RECOVERY OF EXPENSES AND PROSECUTION OF OFFENDERS

18.1 If an Owner or occupant of a property refuses to comply with any Provision of this bylaw, the Town may undertake the same at the expense of the Owner or occupant of the property.

18.2 When the Town is required to take action under Section 18.1 and the occupant defaults on the required payment, then the Town may recover the charges plus a 5% Administration fee for which the registered property Owner is liable by any lawful means available with the cost of such action to be charged against the property.

18.3 When the Town is required to take action under Section 18.1 and the Owner defaults on the required payment, then the Town may recover the charges for which the Owner is liable by levying the same against the land from which the action was taken in the same manner as municipal taxes.

18.4 Whenever in this bylaw it is directed that an Owner or occupant of any building or premises shall do any matter or thing, then in default of its being done either the Owner or occupant or both, or if there are several Owners or occupants, any or all of such Owners or occupants shall be liable to prosecution; and it shall be no defence for any Owner or occupant so prosecuted to allege that any other Person is responsible for such default.

SECTION 19 NOTICES

19.1 In any case where the Town is required to provide written notice to an Owner or occupant pursuant to this bylaw, the Chief Administrative Officer or his designate shall affect service either;

a) by causing a written copy of the notice to be delivered to and left in conspicuous place at or about the effected property;

or

b) by causing a written copy of the notice to be mailed by registered mail or delivered to the last known address of the Owner or occupant.

SECTION 20 PENALTIES

20.1 Any Person who contravenes or fails to comply with any provisions of this bylaw is guilty of an offence and is liable upon conviction to a fine as set out in Schedule "D" hereof, in lieu of prosecution for such contravention.

20.2 Notwithstanding the provisions of Section 25.1 whenever a Peace Officer has reason to believe a Person has contravened a provision of this bylaw, the Peace Officer may serve upon such Person a ticket indicating the Town will accept a specified penalty as set out in Schedule "D" hereof, in lieu of prosecution for such contravention.

20.3 An offence ticket referred to in Section 25.2 shall be deemed to be sufficiently served:

a) if served Personally upon the Person alleged to have committed the offence;

b) if served Personally upon the Owner or occupier of the premises upon which the offence is alleged to have been committed;

c) if mailed to the address of the Owner or occupier of the premise upon which the offence is alleged to have been committed.

20.4 The ticket referred to in Section 20.2 shall be in such form, as the Town shall from time to time determine.

20.5 Notwithstanding the provisions of Section 20.2 a Person to whom a ticket has been issued pursuant to this bylaw may exercise his right to defend any charge of committing a contravention of any provisions of this bylaw.

20.6 A Peace Officer is not required to issue a ticket for the contravention of any of the provisions of this bylaw, and may in his sole discretion, issue a summons to prosecute such contravention instead of issuing such a ticket.

SECTION 21 DELEGATION OF AUTHORITY

21.1 The Municipal Council of the Town of Rocky Mountain House, in the Province of Alberta, hereby delegates to the Chief Administrative Officer the authority to do all things necessary in order to fulfil the responsibilities and duties of the Town with respect to the delivery of utility services under the Municipal Government Act and this Bylaw:

a) establish regulations for the general maintenance or management or

conduct, or any of them, of the water, sewer and solid waste system(s) and of the officers and other employees employed in connection with the water, sewer and solid waste system(s);

b) establish, in connection with the water, sewer and solid waste system(s), the times and places where rates and/or fees under this bylaw are payable;

c) collect the rates and fees established pursuant to this bylaw;

d) enforce payment of those rates and/or fees by all or any of the following methods:

(i) by transfer of unpaid balances to the corresponding tax role to form part of the tax roll balance and subject to property tax collections

(ii) by action in any court or competent jurisdiction;

(iii) by distress and sale of goods and chattels of the Person owing the rates or charges wherever they may be found in the municipality;

(iv) any other lawful means of collection available.

e) Enforce the terms and conditions under which the water, sewer and solid waste service is supplied either;

(i) by enforcing this bylaw;

(ii) by enforcing any agreement made between the Town as supplier and the consumer,

including shutting off of the public service being supplied to the consumer, or disconnection of the service thereof until the consumer complies with the terms and conditions in this bylaw.

21.2 The Chief Administrative Officer shall have the administrative, control, care, and management of the water, sewer and solid waste of the Town, and all of the property used in connection with the said system(s), and the business carried on in respect thereof, and shall have the right to enter into contracts for service by and on behalf of the said Town, under and in accordance with the provisions of this bylaw, and shall be charged with the proper conduct of the said business and the enforcement of this bylaw.

SECTION 22 SEPARATE & SEVERABLE

22.1 Each Section of this bylaw shall be read and construed as being separate and severable from each other section. Should any section of this bylaw be found

to have been improperly enacted for any reason, then such section apart shall be regarded as being severable from the rest of the bylaw and the bylaw remaining after such severable shall be effective and enforceable.

SECTION 23 DATE OF FORCE

23.1 This bylaw shall come into effect upon third and final reading thereof.

REPEAL BYLAW

Bylaw 2018/17V is repealed on the final reading and passing of this Bylaw.

READ A FIRST TIME IN COUNCIL THIS 5th DAY OF February, 2019

READ A SECOND TIME IN COUNCIL THIS 5th DAY OF February, 2019

READ A THIRD AND FINAL TIME IN COUNCIL THIS 5th DAY OF February, 2019

Tammy Burke, Mayor

Dean Krause, Chief Administrative Officer

Schedule A

BY-LAW No. 2018/17V

In accordance with good financial management to cover the costs of providing a quality water distribution service to its residents, the Town of Rocky Mountain House hereby establish the following fee structure for that service.

WATER DISTRIBUTION RATE AND FEE STRUCTURE

(Applicable to all Consumers and/or Residents)

In Effect to December 31, 2018

1. METERED PREMISES

1.	Monthly Base Rate	$ 27.175
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 0.669

2. UNMETERED PREMISES

1.	Monthly Base Rate	$ 37.05

3. BULK WATER SYSTEM RATES

1.	Minimum Monthly Billing Charge	$ 15.00
2.	Bulk Water Consumption Rate/ *(m^3)*	$ 5.25
3.	After Hours Call-Out Charge / Hour ***(Minimum charge of two (2) hours)***	$ 100.00

4. RECONNECTION FEE & SERVICE CALL *(PER OCCURANCE)*

(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00
3.	Testing of Meter	$ 200.00

5. ADMINISTRATION FEE/ACCOUNT CHANGE FEE

Regular Business Hours Only	$ 50.00

Effective January 1, 2019

6. METERED PREMISES

1.	Monthly Base Rate	$ 28.46
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 1.15

7. UNMETERED PREMISES

1.	Monthly Base Rate	$ 61.02

8. BULK WATER SYSTEM RATES

1.	Minimum Monthly Billing Charge	$ 15.00
2.	Bulk Water Consumption Rate/ *(m^3)*	$ 5.25
3.	After Hours Call-Out Charge / Hour	$ 100.00
	(Minimum charge of two (2) hours)	

9. RECONNECTION FEE & SERVICE CALL *(PER OCCURANCE)*
(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00
3.	Testing of Meter	$ 200.00

10. ADMINISTRATION FEE/ACCOUNT CHANGE FEE

Regular Business Hours Only	$ 50.00

Effective July 1, 2019

11. METERED PREMISES

1.	Monthly Base Rate	$ 29.75
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 1.64

12. UNMETERED PREMISES

1.	Monthly Base Rate	$ 85.00

13. BULK WATER SYSTEM RATES

1.	Minimum Monthly Billing Charge	$ 15.00
2.	Bulk Water Consumption Rate/ *(m^3)*	$ 5.25
3.	After Hours Call-Out Charge / Hour	$ 100.00
	(Minimum charge of two (2) hours)	

14. RECONNECTION FEE & SERVICE CALL *(PER OCCURANCE)*
(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00

3.	Testing of Meter	$ 200.00

15. ADMINISTRATION FEE/ACCOUNT CHANGE FEE

Regular Business Hours Only	$ 50.00

Schedule B
BY-LAW No. 2018/17V

In accordance with good financial management to cover the cost of providing a quality Sanitary Sewer Collection System to its residents, the Town of Rocky Mountain House hereby establishes the following rate and fee structure for that service.

SANITARY SEWER SYSTEM RATE AND FEE STRUCTURE

(Applicable to all Consumers and/or Residents)

Effective until December 31, 2018

1. METERED PREMISES

1.	Monthly Base Rate	$ 12.825
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 0.385

2. UNMETERED PREMISES

1.	Monthly Base Rate	$ 18.70

3. LAGOON USE

1.	Septage Disposal Charge/ *(m^3)*- (Minimum Charge)	$ 15.00

4. SERVICE CALL *(PER OCCURANCE)*
(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00

5. BULK SANITARY SEWER SYSTEM RATES

1.	Minimum Monthly Billing Charge	$ 15.00
2.	Bulk Sewer Consumption Rate/ *(m^3)*	$ 5.25
3.	After Hours Call-Out Charge / Hour ***(Minimum charge of two (2) hours)***	$ 100.00

Effective January 1, 2019

6. METERED PREMISES

1.	Monthly Base Rate	$ 13.50
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 0.94

7. UNMETERED PREMISES

1.	Monthly Base Rate	$ 28.05

8. LAGOON USE

1.	Septage Disposal Charge/ *(m^3)*	$ 15.00

9. SERVICE CALL *(PER OCCURANCE)*
(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00

11. BULK SANITARY SEWER SYSTEM RATES

1.	Minimum Monthly Billing Charge	$ 15.00
2.	Bulk Sewer Consumption Rate/ *(m^3)*	$ 5.25
3.	After Hours Call-Out Charge / Hour ***(Minimum charge of two (2) hours)***	$ 100.00

Effective July 1, 2019

12. METERED PREMISES

1.	Monthly Base Rate	$ 14.15
2.	Consumption Rate/ Cubic Metre *(m^3)*	$ 1.50

13. UNMETERED PREMISES

1.	Monthly Base Rate	$ 37.40

14. LAGOON USE

1.	Septage Disposal Charge/ *(m^3)*	$ 15.00

15. SERVICE CALL *(PER OCCURANCE)*
(Note: Further charges will apply after one hour and for additional staff)

1.	Regular Business Hours	$ 50.00
2.	Non-Business Hours	$ 100.00

15. BULK SANITARY SEWER SYSTEM RATES

4.	Minimum Monthly Billing Charge	$ 15.00
5.	Bulk Water Consumption Rate/ (m^3)	$ 5.25
6.	After Hours Call-Out Charge / Hour ***(Minimum charge of two (2) hours)***	$ 100.00

Schedule C
BY-LAW No. 2018/17V

In accordance with good financial management to cover the cost of providing a quality Solid Waste Collection and Disposal System to its residents, the Town of Rocky Mountain House hereby establishes the following rate and fee structure for that service.

SOLID WASTE COLLECTION AND DISPOSAL SYSTEM RATE AND FEE STRUCTURE

(Applicable to all Consumers and/or Residents)

In Effective until December 31, 2018

RESIDENTIAL PREMISES

1.	Monthly Rate per disposal cart *1	$ 25.27

COMMERCIAL PREMISES

2.	Monthly Base Rate *2	$ 16.80
3.	Volume & Frequency tonnage Rate	$ 224.61 / tonne
4.	Replacement residential waste cart	$ 75.00

Effective January 1, 2019

RESIDENTIAL PREMISES

1.	Monthly Rate per disposal cart *1	$ 26.40

COMMERCIAL PREMISES

2.	Monthly Base Rate *2	$ 16.89
3.	Volume & Frequency tonnage Rate	$ 224.61 / tonne
4.	Replacement residential waste cart	$ 75.00

Effective July 1, 2019

RESIDENTIAL PREMISES

1.	Monthly Rate per disposal cart *1	$ 27.52

COMMERCIAL PREMISES

2.	Monthly Base Rate *2	$ 16.98
3.	Volume & Frequency tonnage Rate	$ 224.61 / tonne
4.	Replacement residential waste cart	$ 75.00

Notes *: -

1. The Residential Monthly Base Rate represents the collection of one Residential Unit of Solid Waste once a week. It also covers the residential share of Utility Operations, the Rocky Mountain Regional Solid Waste Authority annual requisition and the spring-clean up.

2. The Commercial Monthly Base Rate covers the Commercial share of Utility Operations, the Rocky Mountain Regional Solid Waste Authority annual requisition. Commercial customers will be responsible directly to the independent service provider for pickup service fees.

Schedule D
BY-LAW No. 2018/17V
PENALTIES

LATE PAYMENT CHARGE - 3% (Three Percent Monthly) on all outstanding balances. Arrears balances outstanding for three months or more will be transferred to the corresponding tax roll, then further processed as outstanding taxes.

ALL OTHER SECTIONS of this By-law carry the following minimum penalties:

FIRST OFFENCE: - SEVENTY FIVE DOLLARS, ($75.00);

SECOND OFFENCE: - ONE HUNDRED and FIFTY DOLLARS, ($150.00);

THIRD and any SUSEQUENT OFFENCES: - THREE HUNDRED DOLLARS, ($300.00).

1. OFFENCES under this Bylaw will be subject to the issuance of a violation tag, or violation ticket, containing a specified voluntary penalty. Penalties for second, third and subsequent offences will be applied, where those offences occur within two years of a previous offence.

2. All fines are EXCLUSIVE of costs incurred by the Town, in the resolution of any contravention of this Bylaw. No costs will be applied to voluntary penalty payments made within the specified time allocated to make said voluntary payments.

3. The penalties noted above shall come into effect upon THIRD and FINAL reading thereof.