

UTILITY BYLAW 593-14
OF THE VILLAGE OF INNISFREE, IN THE PROVINCE OF ALBERTA

A bylaw of the Village of Innisfree, in the Province of Alberta to authorize the Municipal council to operate and levy general rates for the supply of public utilities and services provided by the municipality.

WHEREAS under the provisions of the Municipal Government Act, RSA 2000, Chapter M-26 amendments thereto, the Council has been granted the authority to pass bylaws for municipal purposes respecting public utilities and services provided by, or on behalf of the municipality, and,

WHEREAS the Village of Innisfree provides for a water supply, a sanitary sewage collection and disposal system, and a waste disposal service, and;

WHEREAS it is necessary to make a charge against the property owners for whose convenience the said utilities and services have been provided;

NOW THEREFORE the Municipal Council of the Village of Innisfree duly assembled **ENACTS AS FOLLOWS:**

1. Any property owner or owners requiring services must make application for those services at the Village Office.
2. A charge shall be made for the use of the water supply, sanitary sewage collection and disposal system, and for the provision of waste disposal services, pursuant to the Master Rates Bylaw as amended from time to time.
3. No utility account shall be set up for an occupant of a parcel of land who is not the owner for the use of the water supply, sanitary sewer collection and disposal system, or for the provision of waste disposal services upon the final passing of this bylaw.
4. The owner of a property may request a copy of the invoice be mailed to the tenant; however the property owner will receive the original invoice.
5. The Rates hereby imposed shall be payable by the property owner on or before the date which will be set out on the notice mailed or delivered to the property owner each month. If a property owner is in default of payment of the said rates after the date named, the Village shall have the right to disconnect water supply to said property, or shall have the right to enforce payment of the said rates by transfer of the municipal services to the owner's tax account.
6. Invoices shall be due at the end of the billing month. In the event that utility/service charges remain unpaid after 30 days following the date that the charges were invoiced, there shall be added by way of a penalty, an amount which shall be 2.5% of the then unpaid service bill. The said penalty shall be added to and shall form part of the unpaid utility bill. A further penalty will be applied on unpaid accounts after 30 days at 2.5% and the service may be discontinued as per section 5.
7. The cost of connecting an owner's services to the Village at the property line of the owner shall be borne by the owner, but no such connection shall be made without notice to the Village of Innisfree nor until such time as the proper inspections have been made to ensure compliance with both Village and Provincial standards.
8. No subscriber of a Village utility system/service shall by gift or otherwise discharge any of the services of the said systems for use outside the property for which the services are rendered.
9. If a person, firm or corporation:
 - a) willfully or maliciously hinders or interrupts or causes or procures to be hindered or interrupt the Village or its contractors, servants, agents, workman or any of them in the exercise of any of their powers and authorities related to public utilities by or contained in the Municipal Government Act;
 - b) not being in the employment of the Village and not being a member of the fire department and authorized in that behalf, willfully opens or closes any hydrant or

UTILITY BYLAW 593-14
OF THE VILLAGE OF INNISFREE, IN THE PROVINCE OF ALBERTA

- c) obstructs the free access to any hydrant, stop-cock, chamber pipe or hydrant chamber by placing on it any building material, rubbish or other obstruction;
- d) throws or deposits any injurious, noisome or offensive matter into the water or water works or on the ice in case that water is frozen or in any way fouls the water or commits any willful damage or injury to the works, pipes or encourages it to be done;
- e) throws or deposits any injurious, noisome or offensive matter into the sanitary sewer system which in any way adversely affects the operation of the municipality's lagoon;
- f) willfully alters a meter placed on any service pipe or connected with it inside or outside any house, building or other place so as to lessen or later the amount of water registered by it, unless specifically authorized by the municipality for that particular purpose or occasion;
- g) lays or causes to be laid or attached any pipe or main or wire rod to communicate with any pipe or main or wire or rod of the public utility or in anyway obtains or uses any water thereof without the consent of the Village;
- h) willfully and without authority, enters, interrupts or cuts off the supply of public utilities;

is guilty of an offence and liable to a fine of not more than \$10,000.

10. The fee payable to the Village for discontinuation of a service upon the request of a person, firm or corporation shall be the basic monthly maintenance fee, pursuant to fees, as set by Council, from time to time.

11. Any service, which is discontinued:

- a) upon request of a person, firm or corporation, or
- b) for reason of non-payment

shall pay a service charge pursuant to fees, as set by Council, from time to time before services are re-instated.

12. Any charges provided for under this bylaw shall constitute debts recoverable by actions in accordance with the Municipal Government Act.

13. An adjustment may be calculated at any time if the account balance at the end of any payment period is demonstrated to be inconsistent with the monthly payment amounts.

14. If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provision of this Bylaw.


15. Bylaw Number 582-12 is hereby repealed.

16. This bylaw shall take effect on the day of the final passing thereof.

READ A FIRST TIME THIS 21ST DAY OF OCTOBER, 2014 A.D.

READ A SECOND TIME THIS 21ST DAY OF OCTOBER, 2014 A.D.

READ A THIRD TIME BY UNANIMOUS CONSENT OF COUNCIL AND FINALLY PASSED THIS 21ST DAY OF OCTOBER 2014 A.D.


MAYOR Deb McMann


Jennifer Hodel, CAO