

GLENMORE-ELLISON IMPROVEMENT DISTRICT

BYLAW #139

A BYLAW FOR FIXING TOLLS AND OTHER CHARGES PAYABLE TO THE DISTRICT AND THE TERMS OF PAYMENT THEREOF, AND PROVIDING FOR A PENALTY FOR ACCOUNTS IN ARREARS.

The Trustees of the Glenmore-Ellison Improvement District **ENACT AS FOLLOWS:**

The following tolls are hereby fixed and made payable by all owners of land in the District to which water is delivered from the works of the District:

1. UNMETERED WATER RATES

AREA ‘A’ – Known as the Glenmore and Ellison areas, encompassing all lands within the District boundaries except the areas designated as AREAS ‘B’ or ‘C’.

a) A toll of \$132.00 per quarter per dwelling unit is hereby fixed and made payable to the District by the property owner. Unless otherwise specified, tolls shall be billed quarterly and be due and payable in full on or before the first day of the third month of the quarter.

AREA ‘B’ – Known as McKinley Landing which shall include all lands already serviced within the former McKinley Landing Waterworks Ltd. boundary.

a) A toll of \$132.00 per quarter per dwelling unit is hereby fixed and made payable to the District by the property owner. Unless otherwise specified, tolls shall be billed quarterly and be due and payable in full on or before the first day of the third month of the quarter.

2. METERED WATER

AREA ‘C’ – Known as the Airport Lands which are designated within the District boundaries.

(a) Minimum monthly charge of \$47.56 for the first 30 cubic metres of water delivered from the works of the Improvement District;

(b) A charge of \$0.30 per cubic metre for water delivered over 30 cubic metres per month;

(c) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL

- (a) Minimum monthly charge of \$44.00 for the first 30 cubic metres of water delivered from the works of the Improvement District;
- (b) A charge of \$0.30 per cubic metre for water delivered over 30 cubic metres per month;
- (c) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

DORMITORY AND CONGREGATE CARE

- (a) In addition to the charges levied under Commercial, Industrial and Institutional, properties that are comprised of or include Dormitories or Congregate Care shall be charged \$4.00 per bed unit per month;
- (b) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

STRATA AND MULTI FAMILY DEVELOPMENTS

- (a) Minimum charge of \$117.00 per unit per quarter for the first 90 cubic metres delivered from the works of the Improvement District as measured by the meter at service entrance. Unless otherwise specified, tolls shall be billed quarterly to the Strata Council or an authorized agent and be due and payable in full on or before the first day of the third month of the quarter;
- (b) A charge of \$0.30 per cubic metre for water delivered over 90 cubic metres per unit per quarter. Overage is billed on a quarterly basis, at the end of each quarter, and is due and payable on or before the first day of the month following.

APARTMENT DWELLINGS

- (a) Minimum charge of \$90.00 per unit per quarter for the first 90 cubic metres delivered from the works of the Improvement District as measured by the meter at service entrance. Unless otherwise specified, tolls shall be billed quarterly to the Owner, Strata Council or an authorized agent and be due and payable in full on or before the first day of the third month of the quarter;
- (b) A charge of \$0.30 per cubic metre for water delivered over 90 cubic metres per unit per quarter. Overage is billed on a quarterly basis, at the end of each quarter, and is due and payable on or before the first day of the month following.

HOTELS

For Hotels within District Boundaries, the following charges will be payable:

- (a) A monthly toll of \$10.00 per room;
- (b) A charge of \$0.30 per cubic metre delivered from the works of the Improvement District as measured by the meter at service entrance;
- (c) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

MEDIAN AND BOULEVARD LANDSCAPING

For metered Median and Boulevard Landscaping within the District Boundaries, the following charges will be payable:

- (a) A minimum monthly charge of \$44.00 for the first 30 cubic metres of water delivered from the works of the Improvement District;
- (b) A charge of \$0.30 per cubic metre for water delivered over 30 cubic metres per month;
- (c) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

COMMERCIAL IRRIGATION

- (a) For lands comprised of over one acre that are classified as Commercial Irrigation, a charge of \$.08 per cubic metre for water delivered over the allotment of 400 cubic metres per acre per month;
- (b) Such toll shall be billed monthly and shall be due and payable on or before the first day of the month following.

3. TURN ON OR OFF

- (a) Application for the turning on or off of water to any premises shall be made in writing and must be signed by the owner of such premises or his duly authorized agent. Such owner shall be personally responsible for the payment of all tolls, fees and charges which may become payable between the date of his application and the date upon which he shall have delivered to the District a duly signed notice ordering the discontinuance of such service;
- (b) There is fixed and made payable to the District by every owner of premises in respect to which a request is made for the water supply to be turned on or off, a charge of Fifty Dollars (\$50.00) per site visit to each property;

(c) Application for the early or late turn on or off of water to any seasonal agricultural/irrigation connection shall be made in writing and must be signed by the owner of such property or his duly authorized agent, and approved by the District. Application deadlines will be announced each year in writing dependent on the District's irrigation season. A charge of \$50.00 will be payable per site visit to each legal lot to accommodate this type of request;

(d) To facilitate new construction of one (1) unit, a toll free period shall be permitted from the date of issuance of the water availability letter to a date one hundred and eighty (180) days thereafter or until water has been requested to be turned on or the building under construction shall be occupied, whichever shall occur first;

(e) For developments or development phases of two to eight (2-8) units, a toll free period shall be permitted from the date of issuance of the water availability letter to a date two hundred and forty (240) days thereafter or until water has been requested to be turned on or the building under construction shall be occupied, whichever shall occur first. Such toll free period may be extended upon written notification of delays in obtaining an occupancy permit;

(f) For developments of development phases of over eight (8) units, **construction water** will be charged commencing the month in which the water is turned on at a rate equivalent to a single unmetered domestic toll under Area 'A' until such time as an occupancy permit is issued for the development or development phase. These construction water charges will continue until the occupancy permit is issued;

(g) Upon notification that an occupancy permit has been issued, tolls will be charged following the issuance of the occupancy permit and will be as outlined in Section 2 above.

4. MISCELLANEOUS TOLLS

(a) A flat rate of Two Hundred Thirty Dollars (\$230.00) annually will be charged for all unmetered water for Boulevard Landscaping within the District boundaries;

(b) All Livestock/Agricultural users requesting that their agricultural water service be left on for winter use will pay a monthly rate equivalent to the monthly single family domestic toll rate. Payment will be due the month following date of invoice;

(c) Academic Properties Water Service Toll: Lands that are classified as 'Grade E' by the Improvement District will be charged a Water Service Toll. The toll will be \$82.80/acre per year. This toll shall be calculated as an equivalent monthly charge of \$6.90/acre per month and invoiced monthly, and shall be due and payable on or before the first day of the month following.

5. UNPAID ACCOUNTS

(a) In cases of tolls remaining unpaid after the due date of the period for which they were levied, a 10% penalty shall be added to any amount remaining outstanding on quarterly billings. A 3.75% penalty shall be added to any amount remaining outstanding on monthly billings;

(b) When any tolls, penalty additions or miscellaneous charges due by any person under this Bylaw are overdue, the District shall serve notice upon such person. In cases of tolls or charges remaining unpaid, the District may, after serving 10 days notice of same, shut off the service and charge the cost thereof to the property owner concerned. In such instances, service may be restored on payment of the overdue rates plus a fee of \$100.00 representing the cost of disconnection and reconnection.

6. Bylaws #128 and #134 are hereby repealed.

7. This Bylaw may be cited as the “**Glenmore-Ellison Improvement District Tolls Bylaw, 2012**”.

INTRODUCED and given first reading by the Trustees on the 2nd day of November, 2011.

RECONSIDERED and finally passed by the Trustees on the 2nd day of November, 2011.

Bob Fugger, Chair of the Trustees

Linda O’Neil, Administrative Treasurer

I HEREBY CERTIFY under Seal of the Glenmore-Ellison Improvement District that this is a true copy of Bylaw #139 of the Glenmore-Ellison Improvement District passed by the Trustees this 2nd day of November, 2011.

Linda O’Neil, Administrative Treasurer