

Authority: Item 1, Committee of the Whole
Report 03-031,
(FCS04002/PW04002)
CM: December 10.2003

Bill No. 359

CITY OF HAMILTON

BY-LAW NO. 03-359

**TO AMEND THE WATERWORKS BY-LAW R84-026, AS AMENDED,
AND IMPLEMENT THE 2004 WATER FEES AND CHARGES**

WHEREAS on March 20, 1984, the Council of The Regional Municipality of Hamilton-Wentworth passed and enacted Regional By-law R84-026, being a by-law respecting the management and maintenance of the waterworks system of The Regional Municipality of Hamilton-Wentworth and the establishment of water rates and charges;

AND WHEREAS pursuant to the City of Hamilton Act, 1999, S.O. 1999, c. 14, Schedule "C", The Regional Municipality of Hamilton-Wentworth was dissolved on January 1, 2001 and the City of Hamilton stands in the place of The Regional Municipality of Hamilton-Wentworth for all purposes;

AND WHEREAS pursuant to the City of Hamilton Act, 1999, S.O. 1999, c. 14, Schedule "C", every by-law of an old municipality, such as the former Regional Municipality of Hamilton-Wentworth, that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;

AND WHEREAS pursuant to section 391 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality may pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of the municipality and for the use of the municipality's property, including property under its control;

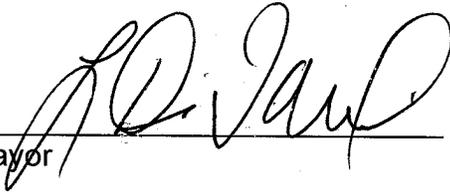
AND WHEREAS on the 10th day of December, 2003, the Council of the City of Hamilton did approve of Item 1 of Report 03-031 of the Committee of the Whole and did authorize the 2004 water and wastewater user fees and charges, including but not limited to the fees and charges set out herein;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

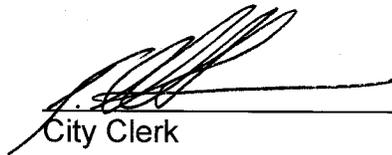
1. That Schedule "G" to By-law No. R84-026, as amended, be repealed and that Schedule "G" attached to this by-law be substituted therefor.

2. That this by-law shall come into force and take effect as of the 1st day of January, 2004.
3. In all other respects, the contents of By-law R84-026, as amended, including but not limited to all other fees and charges therein, are hereby confirmed as unchanged.

PASSED AND ENACTED this 10th day of December, 2003.



Mayor



City Clerk

SCHEDULE "G" TO BY-LAW NO. R84-026, AS AMENDED

TABLE OF METERED WATER RATES

EFFECTIVE JANUARY 1, 2004

(Referred to in Section 12(2), (3) & (4) & 13(2))

A) Minimum Charge

The minimum charge per billing period, which constitutes a basic charge, including the use of the specified volume of water is as follows:

Residential Meter Size	Approved Bi-Monthly Rate	Minimum Volume/Bi-Monthly	Approved Monthly rate	Minimum Volume/Month
15 mm to 20 mm	\$10.52	10 m ³	\$5.26	5 m ³

Commercial, Institutional & Industrial Meter Size	Approved Bi-Monthly Rate	Minimum Volume/Bi-Monthly	Approved Monthly Rate	Minimum Volume/Month
16 mm	\$ 10.52	10 m ³	\$ 5.26	5 m ³
20 mm	10.52	10 m ³	5.26	5 m ³
25 mm	55.62	30 m ³	27.81	15 m ³
38 mm	61.80	30 m ³	30.90	15 m ³
50 mm	73.48	30 m ³	36.74	15 m ³
75 mm	127.30	30 m ³	63.65	15 m ³
100 mm	163.06	30 m ³	81.53	15 m ³
150 mm	288.54	30 m ³	144.27	15 m ³
200 mm	498.20	30 m ³	249.10	15 m ³
250 mm	767.00	30 m ³	383.50	15 m ³

Haldimand Meter Size	Approved Bi-Monthly Rate	Minimum Volume Bi-Monthly	Approved Monthly Rate	Minimum Volume/Month
100 mm	\$244.60	30 m ³	\$12230	15 m ³
150 mm	432.80	30 m ³	216.40	15 m ³
200 mm	747.30	30 m ³	373.65	15 m ³

B) Consumption Rate

The consumption charge for the amount of water used over and above the specified volume included in the Bi-Monthly Minimum Charge is as follows:

Type of Water Service	Specified Volume Included in Billed Minimum Bi-Monthly Charge	Consumption Charge per Cubic Metre
Residential	10 m ³	\$0.733 > 10 m ³
Small Commercial	10 m ³	\$0.733 > 10 m ³
Commercial, Institutional & Industrial (including Private Water Filling Stations approved by the City)	30 m ³	\$0.733 > 30 m ³
Haldimand & Public Water Filling Stations	30 m ³	\$1.100 > 30 m ³

C) Sanitary Sewer Surcharge Rate 100% of water consumption (applies to all metered residential, commercial, industrial and institutional water consumption)