



**Town of Faro**  
**BYLAW #2018-08**

**A Bylaw to amend Bylaw 92-30,  
the Water and Sewer Bylaw.**

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WHEREAS Section 220 of the Municipal Act (“the Act”) provides Council the power to, by bylaw, amend a bylaw; and

WHEREAS under the provisions of the Act, Council may by bylaw, provide for the construction, operation and maintenance of a sewer and water system, establish rates, terms and conditions of charges to be assessed against the users thereof and provide for the enforcement of provisions of the said bylaw, and;

WHEREAS the installation of backflow prevention devices on certain water service lines is prudent to ensure the health and safety of the residents of Faro,

NOW THEREFORE the Council of the Town of Faro, in open meeting assembled, hereby ENACTS AS FOLLOWS:

**1. TITLE**

1.1. This by-law may be known as the “Water and Sewer Amendment By-law”

**2. DEFINITIONS**

2.1. “Water and Sewer Bylaw” means bylaw #92-30, “A bylaw to provide for the supply and use of water, and relating to the municipal water distribution system and sewer system of the Town of Faro,” enacted on the 6<sup>th</sup> day of January, 1993.

**3. WATER AND SEWER BYLAW AMENDMENTS**

3.1. Section 201 shall be amended to:

3.1.1. insert the definition of “backflow prevention” to mean “a device used to protect potable water supplies from contamination or pollution due to backflow;”

3.1.2. insert the definition of “shared water service” to mean a single water service line connected to a duplex or multi-family dwelling that serves more than one dwelling within the building;”

3.1.3. change the defined term “Registered Owner” to “Owner” for consistency in wording used elsewhere in the Water and Sewer Bylaw;

3.1.4. the definition of “Living Suite” shall be removed because it is not referenced elsewhere in the Water and Sewer Bylaw;

3.1.5. the definition of “Treasurer” shall be removed because it is not referenced elsewhere in Water and Sewer Bylaw;

3.1.6. insert the definition of “fixture” to mean an exchangeable device attached to the plumbing of a building to deliver and drain water for use, including but not limited to a sink, toilet, urinal, shower, tub, or drinking fountain; for further clarity, the following examples are considered to be a single fixture for the purposes of this bylaw: a sink with integral hot and cold water faucets, and a bathtub with integral faucets and shower head; and,

3.1.7. reorder and renumber the definitions to remain in alphabetical order.

3.2. A new Section 305 shall be inserted, and the subsequent sections thereunder be renumbered, as follows:

*“305. Where a shared water service exists, the Town does not guarantee the pressure or continuous supply of water for any dwelling connected thereto, and any associated liability shall be shared by the owners of the dwellings so served. The Town may accommodate the installation of separate water service to a dwelling pursuant to the Connections and Supply of Water provisions of this Bylaw.”*

3.2.1. Section 401 shall be amended by renumbering the current item (4) to be item (6), and insert new items as follows:“(4) remove or disable a backflow prevention device, or;”, and;

3.2.2. “(5) install a shared water service, or;”

3.2.3. Section 507 shall be amended by renumbering the current items (6), (7), and (8) to be items (8), (9), and (10), and new items (6) be inserted as follows:“(6) lack of backflow prevention;”, and;

3.2.4. “(7) shared water service;”

3.3. A new Section 607 shall be inserted as follows:

*“607. The owner of a dwelling where a shared water service enters the building shall not modify or cause to be interrupted or otherwise affect the water service to the adjacent dwellings, including but not limited to allowing the shared water service to freeze up, except for a repair or modification*

*authorized by the Manager of Operations.”*

- 3.4. Section 701 shall be amended to change “the owner may choose either an electrical impedance heat method, or a bleeder method” to “the owner shall maintain a bleeder method unless otherwise approved by the Manager of Operations”.
- 3.5. Section 703(3) shall be amended to delete the text “as per Article 33. Such assurance will be”
- 3.6. Section 706(1) shall be amended to change the quantity from “1.5 liters per minute” to “3 litres per minute”.
- 3.7. Section 706(2) shall be amended to change “Building Inspector” to “Manager of Operations”.
- 3.8. Section 901 shall be amended to change item (2) to allow for a percentage of the minimum charge to be levied, and change reference to “General Maintenance Bylaw” to “Zoning Bylaw” as follows:

*“(2) Where municipal water service has been provided and is available for connection to private services, Council may by resolution direct that a percentage of the minimum charge for water service set out in the rate schedule shall be paid by all property owners whose property is occupied for a purpose requiring the provision of sanitary facilities in accordance with the Zoning Bylaw, whether or not a private water service connection has been made and water is actually being consumed on the property.”*

- 3.9. Section 901 be further amended by adding item (3) as follows:

*“(3) Council may by resolution amend the rate schedule and impose any other charge related to the provision of water and sewer services from time to time.”*

- 3.10. Section 906 be amended to clarify that an unpaid service fee may be treated in the same manner as an unpaid tax as follows:

*“The owner of real property within the Town shall be liable for all rates and fees chargeable or payable under this bylaw with respect to that property and the Town may treat the balance of any account in arrears over sixty (60) days after the due date in the same manner as an unpaid tax, per paragraph 248(2) of the Municipal Act.”*

- 3.11. Section 1001 be amended by changing the fine from not exceeding “Five Hundred Dollars (\$500.00)” to “Two Thousand Dollars (\$2,000.00).”
- 3.12. Revisions to Appendix “A”, the Rate Schedule attached hereto, are hereby

adopted.

4. Enactment

4.1. By-law 1992-30 is hereby amended.

5. This by-law shall come into force and effect upon the final passing thereof.


Read a first time this 5th day of June, 2018

Read a second time this 5<sup>th</sup> day of June, 2018

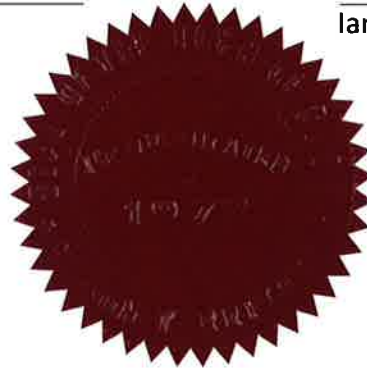
Read a third and final time this 19<sup>th</sup> day of June, 2018



Jack Bowers, Mayor



Ian Dunlop, CAO



**APPENDIX "A"**

**TOWN OF FARO  
WATER/SEWER BYLAW 92-30  
RATE SCHEDULE**

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**Water Rate Schedule - Residential**

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Minimum each Building		\$ 110.09	/ quarter
Single family dwelling		\$ 110.09	/ quarter
Duplex	each unit	\$ 110.09	/ quarter
Multiple family dwelling	each unit	\$ 110.09	/ quarter
Apartments	first apartment	\$ 110.09	/ quarter
	second & each additional	\$ 57.95	/ quarter
Trailer courts	- each unit	\$ 110.09	/ quarter
Unconnected building per section 901(2)		50% of applicable rate	

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**Water Rate Schedule - Commercial**

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***The Commercial Water Rate shall be the greater of the "Minimum Each Building" rate or the sum total of the applicable rates listed below:***

Minimum Each Building		\$ 110.09	/ quarter
Retail Outlet Store		\$ 110.09	/ quarter
Catering Service	kitchen	\$ 110.09	/ fixture / quarter
	public washrooms		
	laundry rooms		
	recreation areas		
	bake shop		
	boiler room	\$ 16.93	/ fixture / quarter
	rentable rooms	\$ 29.47	/ quarter
Commercial or Industrial Buildings	first business	\$ 110.09	/ quarter
	each additional business	\$ 110.09	/ quarter
	each car wash bay	\$ 110.09	/ quarter
Office		\$ 16.93	/ fixture / quarter
Garage or Service Station		\$ 110.09	/ quarter
	each car wash bay	\$ 110.09	/ quarter

Theatre		\$ 16.93	/ fixture / quarter
Recreation Centre		\$ 16.93	/ fixture / quarter
Hospital		\$ 16.93	/ fixture / quarter
School		\$ 16.93	/ fixture / quarter
Coin Laundry	each machine	\$ 120.12	/ quarter
Commercial Laundry	each machine	\$ 120.12	/ quarter
Hotel	includes boiler & laundry room	\$ 120.12	/ quarter
	rentable rooms or dwelling units - each	\$ 29.47	/ quarter
	units - each		
	each public facility	\$ 16.93	/ fixture / quarter
Lounge, Café, Tavern, Dining Room - each		\$ 120.12	/ quarter

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**Water Rate Schedule - Bulk**

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<b><u>BULK WATER SALES</u></b>	(per thousand gallons or part)	\$ 13.40	/ thousand gallons
Commercial Minimum		\$ 110.09	/ quarter
Residential Minimum		\$ 40.06	/ quarter

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**SEWER RATES**

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Thirty percent	30% of water charge with a minimum being	\$ 33.07	/ quarter
Unconnected building per section 901(2)		100% of applicable rate	

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**Other Fee Rates**

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Town-supplied backflow prevention device and fittings		\$ 75.00	/ each
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