

DISTRICT OF LAKE COUNTRY

BYLAW 1103

A BYLAW TO AMEND WATER REGULATION AND RATES BYLAW 984, 2016

The Council of the District of Lake Country, in open meeting assembled, enacts as follows:

1. Water Regulation and Rates Bylaw 984, 2016 is hereby amended as follows:
 - 1.1. Section **2. DEFINITIONS** is amended by deleting the definition “Allotment” in its entirety and replacing it with the following:

“**Allotment**” means water rights for the use or consumption of water obtained through the payment of Allotment Fees, Re-Grade Fees, Capital Expenditure Charges or Water Development Cost Charges.
 - 1.2. Section 3.4 is deleted in its entirety and replaced with the following:

3.4 Nothing in this bylaw shall obligate the **District** to supply water to any person or **Premises** when the licensing, supply or infrastructure is unavailable; and without limiting the foregoing, supply or infrastructure will be considered unavailable when:

 - a. the proposed supply of water would exceed limits under applicable water licences and permits;
 - b. the District’s water supply is limited by watershed or water source limitations;
 - c. the District’s water distribution or treatment capacity is inadequate; or
 - d. the fire flow would be insufficient or inadequate to comply with health, safety and fire requirements in effect under applicable enactments.”
 - 1.3. Section 5.3 is deleted in its entirety and all subsections thereafter shall be renumbered accordingly.
 - 1.4. Section 5. **WATER SERVICE CONNECTION** is hereby amended by adding the following subsections:

5.7 All **Premises** that have been approved to connect to a District water system, and have not previously paid for water **Allotment**, shall pay the minimum **Allotment** Fee as per Schedule A, prior to connecting.

5.8 The minimum **Allotment** fee shall provide a **Premises** with an **Allotment** equal to the lot size to a maximum of 0.40 hectares (1 acre).

5.9 Increases in **Allotment** for the purpose of irrigation must be approved by the **Director**.

5.10 When increasing **Allotment** for the purpose of irrigation, the **Premise** must increase to a minimum of 0.80 hectares (2 acres). All **Premises** increasing **Allotment** for the purpose of irrigation shall pay the **Allotment** Fee, as per Schedule A.
 - 1.5. Section 9.6. (b) is deleted in its entirety and replaced with the following:

(b) A **Dwelling Unit** of a freehold duplex or triplex, or a **Bare Land Strata** shall be metered separately and are not considered **Multifamily Residential**.

1.6. Section 14. **CROSS CONNECTION CONTROL** is hereby amended by adding the following text as subsection 14.6:

14.6 A consumer to whom notice has been given under this section shall correct the connection or cross-connections by installing or testing an approved backflow prevention assembly in accordance with CSA Standard B64.10-11/B64.10.1-11 and amendments thereto.

1.7. Schedule A User Fees is deleted in its entirety and replaced with Schedule A User Fees attached hereto.

1.8. Schedule D Woodsdale Connection Area is deleted in its entirety

2. REPEALS

2.1. The following bylaws and any amendments thereto, are hereby repealed in their entirety:

- a. Winfield and Okanagan Centre Irrigation District, the Comprehensive Capital Expenditure Charge (Water) Bylaw 1994 (Bylaw #295);
- b. Oyama Irrigation District, the 1986 Capital Expenditure Charge Bylaw (Water) {1986, Bylaw #214}; and
- c. Wood Lake Improvement District, the Capital Expenditure Charge Bylaw – 1995 (Bylaw #103).

3. SEVERABILITY

3.1. If any provision of this bylaw is held to be invalid by a court of competent jurisdiction, the provision may be severed from the bylaw and such invalidity shall not affect the validity of the remaining portions of this bylaw.

4. CITATION

4.1. This bylaw may be cited as "Water Regulation and Rates Amendment Bylaw 1103, 2019".

READ A FIRST TIME this 15th day of October, 2019.

READ A SECOND TIME this 15th day of October, 2019.

READ A THIRD TIME this 15th day of October, 2019.

ADOPTED this 5th day of November, 2019.

Original signed by James Baker

Original signed by Reyna Seabrook

Mayor

Corporate Officer

I hereby certify the foregoing to be a true and correct copy of the bylaw cited as the "Water Regulation and Rates Amendment Bylaw 1103, 2019" as adopted by the Municipal Council on this 5th day of November, 2019.

Dated this day at Lake Country, B.C.

Corporate Officer

**Schedule A
User Fees**

<u>Fee Item</u>	<u>User Fee</u>
<u>Water Service Installation</u>	
Any Water Service Installation	Actual Cost
<u>Connection Fee</u>	
General Connection Fee	\$500 per connection
<u>Allotment Fee</u>	
Per Hectare (minimum 0.4 hectare)	\$18,832.50
<u>Hydrant and Standpipe Fee</u>	
Setup & Take down (combined)	\$60 each occurrence
Daily Use	\$30 per day
Consumption	\$1.63 per cubic metre
<u>Turn on/off</u>	
Turn on/off Service Call	\$50 each
Turn on/off Service Call after business hours	\$150 each
<u>Meter Prices</u>	
All Meters	Actual Cost
<u>Non-connected</u>	
Non-connected User Fee - Lake Country Water System	\$100 per year
Non-connected User Fee – Coral Beach Water System	\$248 per year
Non-connected User Fee – Lake Pine Water System	\$260 per year
<u>Other</u>	
Manual Meter reading fee	\$120 per year