



## THE RURAL MUNICIPALITY OF PORTAGE LA PRAIRIE

### BY-LAW No. 3045

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF PORTAGE LA PRAIRIE to provide for Regional Water and Peony Farm Sewer Rates and the collection thereof.

WHEREAS The RM of Portage la Prairie has undertaken a water and sewer rate study that indicates water and sewer rates require to be increased;

And WHEREAS Section 232 (1) and (2) of the “Municipal Act”, S.M. 1996, c. 58, provides in part as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

(l) public utilities;

232(2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division....

(d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;

AND WHEREAS it is deemed advisable to provide rates for 2012 and 2013 and thereafter to be paid by persons to whom water is supplied by the RM's Regional Water System and who use the Peony Farm Sewer System of the RM and to provide for the collection thereof;

AND WHEREAS the Regional Water System includes all customers the RM supplies water to excepting the Local Urban District of Oakville, Yellowquill Trail and Day's Inn, Highway 1A west and the Viterra Oat Plant;

NOW THEREFORE THE COUNCIL OF THE RURAL MUNICIPALITY OF PORTAGE LA PRARIE IN SESSION DULY ASSEMBLED, HEREBY ENACTS A BY-LAW AS FOLLOWS:

- 1) THAT the Regional Water System includes all customers being supplied with treated water excepting the Local Urban District of Oakville, Yellowquill Trail and Day's Inn, Highway 1A west, Cottonwood Drive, Southport Aerospace Inc. and the Viterra Oat Plant.
- 2) THAT Regional Water System consumers shall pay for water and Peony Farm Sewer System users shall pay for sewer services supplied to them at the rates and under the terms set out in Schedule "A" attached hereto and forming part of this by-law. Connected customers shall be billed quarterly charges for metered services as set forth in Schedule "A". Bulk water customers shall be charged as set forth in the Bulk Sales paragraph of the said Schedule "A".
- 3) THAT the meter shut off valve inside premises serviced with water by the RM, shall be readily accessible and not used by the owner except for the protection of the premises. No person shall tamper with the meter or cause the water supply to bypass the meter. All pipes and valves inside the premises shall be kept in good repair by the owner or occupant. Any damage through neglect or otherwise, by a contractor for the owner or occupant, to the water service pipes from the street to the premises including the meter shall be the responsibility of the owner or occupant.
- 4) THAT no person shall wilfully or maliciously hinder or cause to hinder the RM or its' representative in the exercise of their duties in relation to the operation and maintenance of the water or sewer system.
- 5) THAT any person violating any provision of this by-law shall:
  - a) be guilty of an offence and, upon conviction, liable to a fine not exceeding five hundred dollars (\$500) and costs for each violation;
  - b) be liable to the RM of Portage la Prairie for any expense, loss or damage suffered by the RM as a result of the violation;
  - c) be liable for the repairs and costs of the repairs to the system as a result of the violation. If that person is in default of effecting the repairs, the RM may effect the repairs and charge the cost thereof to that persons, or add the cost to property taxes and collect those property taxes in the same manner as other property taxes.
- 6) This by-law and rates for 2014 and thereafter, shall come into force and be effective on, from and after both approval of the Public Utilities Board of Manitoba and receipt of third and final reading thereof.

7) That By-law No 3010 be repealed as of January 1, 2014 and upon final approval of this By-law by the Public Utilities Board of Manitoba.

DONE AND PASSED by a by-law of the Rural Municipality of Portage la Prairie in the Province of Manitoba this 14<sup>th</sup> day of January, A.D. 2014.

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Kameron W. Blight  
Reeve

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Daryl Hrehirchuk, CMMA  
Chief Administrative Officer

Given First reading the 11<sup>th</sup> day of September, 2012.

Given Second reading the 14<sup>th</sup> day of January, 2014.

Given Third reading the 14<sup>th</sup> day of January, 2014.