

**Authority:** Item 3, Committee of the Whole  
Report 09-034 (FCS09102/PW09100)  
CM: December 9, 2009

**Bill No. 260**

## **CITY OF HAMILTON**

### **BY-LAW NO. 09-260**

#### **To Amend the Waterworks By-law No. R84-026, as amended, and Implement the 2010 Water Fees and Charges**

**WHEREAS** on March 20, 1984, the Council of The Regional Municipality of Hamilton-Wentworth passed and enacted Regional By-law No. 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that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;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, sections 9 and 10 of the said Act authorize a municipality to pass by-laws imposing fees or charges 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;

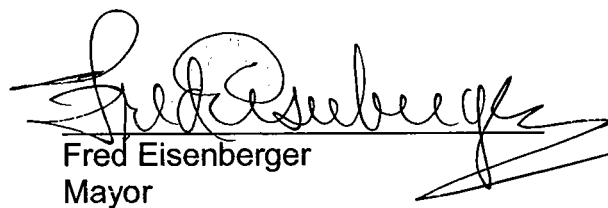
**AND WHEREAS** on the 9<sup>th</sup> day of December, 2009, the Council of the City of Hamilton did approve of Item 3 of Committee of the Whole Report 09-034 and did authorize the 2010 water and wastewater fees and charges, including but not limited to the fees and charges set out herein;

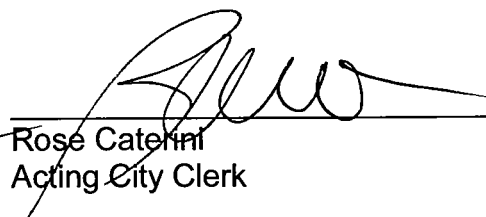
**AND WHEREAS** notice of the 2010 fees and charges set out herein has been given in accordance with the provisions of the City of Hamilton's Public Notice Policy By-law No. 07-351.

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

1. Clauses 12(5)(b) and (c) of By-law No. R84-026, as amended, are repealed and the following substituted:
  - (b) notwithstanding clause (a) of this section, wherever a water service is replaced or a water service agreement as referred to in section 4, sub-section (10) has been entered into, the water service shall at that time become a metered water service.
2. Schedule "A" to By-law No. R84-026, as amended, is repealed and Schedule "A" attached to this by-law is substituted therefor.
3. Schedule "C" to By-law No. R84-026, as amended, is repealed and Schedule "C" attached to this by-law is substituted therefor.
4. Schedule "E" to By-law No. R84-026, as amended, is repealed and Schedule "E" attached to this by-law is substituted therefor.
5. Schedule "G" to By-law No. R84-026, as amended, is repealed and Schedule "G" attached to this by-law is substituted therefor.
6. This by-law comes into force on January 1, 2010.
7. In all other respects, the contents of By-law No. R84-026, as amended, are hereby confirmed as unchanged.

**PASSED and ENACTED** this 9<sup>th</sup> day of December, 2009.

  
Fred Eisenberger  
Mayor

  
Rose Caterini  
Acting City Clerk

**SCHEDULE "A"**

**NON-METERED WATER RATES  
EFFECTIVE JANUARY 1, 2010**

Water: City of Hamilton

\$394.30 per annum, plus applicable taxes.

Note: Sanitary Surcharge is 100% of non-metered water rate for a combined total non-metered annual water and wastewater rate of \$788.60 per annum, plus applicable taxes.

**SCHEDULE "C"****MISCELLANEOUS RATES FOR WATER**  
**EFFECTIVE JANUARY 1, 2010**

(Referred to in sub-sections 12(6), (7) and (8))

1. **Travelling Shows and Other Temporary Occasions**

The deposit required from travelling shows or applicants for other temporary occasions is Five Thousand, Six Hundred and Forty-Seven and 90/100 Dollars (\$5,647.90), and consists of:

- (a) Two Hundred and Sixty-Nine and Dollars (\$269.00) as a usage deposit (to be applied to the cost of temporary connection/disconnection, the per diem rental cost for the hydrant adapter and the amount due for water used); and
- (b) Five Thousand, Three Hundred and Seventy-Eight and 90/100 Dollars (\$5,378.90) as a damage deposit (refundable upon return to the City of the hydrant adapter, less any damages incurred).

The fee for connecting and disconnecting the water service and for the hydrant adapter rental are set forth in Section 10 of Schedule "E" to this By-law and are in addition to the applicable metered water rate set out in Schedule "G" to this By-law.

2. **Public Water Filling Stations**

- (a) The rate payable for water supplied to tank trucks at the Public Water Filling Stations be \$1.6214 per cubic metre or part thereof. The Public Water Filling Stations are located at:

- (i) Cormorant Road, Ancaster
- (ii) Dartnall Road, Hamilton.

- (b) Water Haulage License Fee \$182.90

3. **Private Water Filling Stations**

The one time permit fee for new Private Water Filling Stations approved by the General Manager of Public Works is \$1,075.80 and is payable upon permit application.

The annual permit fee for both existing Private Water Filling Stations and new Private Water Filling Stations approved by the General Manager of Public Works is \$322.70 and is payable within one month of the notification by the City.

4. Areas Outside the City of Hamilton

The rate for water supplied to municipalities for the Owner or Occupant of any lands outside the City of Hamilton is the applicable meter rate set forth in Schedule "G" to this By-law, plus fifty per cent (50%) surcharge or such other surcharge as may be specifically defined in the agreement between the City and the municipality, Owner or Occupant of the lands outside the City of Hamilton.

**SCHEDULE "E"****TABLE OF FEES FOR VARIOUS SERVICES\***  
**EFFECTIVE JANUARY 1, 2010**

1. (a) Water Service Permit Fees \$77.40

(b) Permit fees associated with the installation of water services, supply and installation of water meter and remote reading device, and superintending, as referred to in clause 4(1)(b) of By-law R84-026, as amended:

| Size of Water Meter                      | Fee                 |
|--|---------------------|
| 16 mm diameter                           | \$ 337.50           |
| 20 mm diameter                           | \$ 379.70           |
| 25 mm diameter                           | \$ 524.50           |
| 38 mm diameter                           | \$ 784.50           |
| 50 mm diameter                           | \$ 940.00           |
| 50 mm diameter (compound with strainer)  | \$ 3,110.00         |
| 100 mm diameter (turbine with strainer)  | \$ 2,935.00         |
| 100 mm diameter (compound with strainer) | \$ 4,577.30         |
| 100 mm diameter (fire service compound)  | \$ 4,746.10         |
| 150 mm diameter (turbine with strainer)  | \$ 5,064.00         |
| 150 mm diameter (compound with strainer) | \$ 9,043.90         |
| 150 mm diameter (fire service turbine)   | \$ 5,216.50         |
| 150 mm diameter (fire service compound)  | \$ 9,823.00         |
| 200 mm diameter (fire service turbine)   | \$ 9,067.10         |
| 200 mm diameter (fire service compound)  | \$13,442.00         |
| 250 mm diameter (fire service compound)  | \$19,115.00         |
| Other sizes and types                    | Cost + 10% Overhead |

2. Water Meter Removal Fee

Cost + 10% Overhead

3. For superintending the laying of a new water service
- (a) Regular Inspection – Regular Hours \$66.60
  - (b) Complex or Development Inspection. This fee is in addition to the Regular Inspection Fee and is charged per service from the main meter of the development to each unit being served. \$66.60
  - (c) Regular Inspection – After Hours \$102.20
4. Existing Water Service Replacement or Repair Fee (not including new water meter, if required):
- (a) service replacement of public portion from 0mm to and including 20mm diameter plus inspection of private portion \$285.10
  - (b) inspection of service replacement of private portion from 0mm to and including 20mm \$215.10
  - (c) service size upgrade additional fee (based on size and length)
- | Upgrade From:  | Short Side | Long Side |
|----------------|------------|-----------|
| 20 mm to 25 mm | \$26.40    | \$49.50   |
| 20 mm to 40 mm | \$114.40   | \$211.20  |
| 20 mm to 50 mm | \$282.70   | \$524.70  |
| 25 mm to 40 mm | \$86.90    | \$161.70  |
| 25 mm to 50 mm | \$256.30   | \$475.20  |
| 40 mm to 50 mm | \$169.40   | \$313.50  |
5. (a) For turning water off (Regular Hours) \$66.60  
(b) For turning water off (After Hours) \$102.20
6. (a) For turning water on (Regular Hours) \$66.60  
(b) For turning water on (After Hours) \$102.20
7. (a) For turning water off & on during the same call (Regular Hours) \$100.00  
(b) For turning water off & on during the same call (After Hours) \$152.00
8. Discharge of Special Water Service Agreements \$360.40
9. Flow test for fire-fighting design purposes (hydrant flow test) \$96.80
10. For temporary connections and disconnections (hydrant adapter fees):\*\*  
Usage cost (metered water rate) plus connection/disconnection fee

|   |                |
|---|----------------|
| (a) Connection/Disconnection Fee – Regular Hours          | \$188.30/visit |
| (b) Connection/Disconnection Fee – After Hours            | \$285.10/visit |
| (c) Additional per diem charge for hydrant adapter rental | \$10.70/day    |

11. Replacement Cost for Lost or Broken Meter and Attachments:

| Size of Meter                           | Cost***             |
|---|---------------------|
| 16 mm diameter                          | \$ 180.75           |
| 20 mm diameter                          | \$ 267.15           |
| 25 mm diameter                          | \$ 331.20           |
| 38 mm diameter                          | \$ 738.60           |
| 50 mm diameter                          | \$ 847.65           |
| 50 mm diameter (compound)               | \$3,556.20          |
| 100 mm diameter (turbine)               | \$3,061.25          |
| 100 mm diameter (compound)              | \$ 4,944.50         |
| 100 mm diameter (fire service compound) | \$ 7,755.00         |
| 150 mm diameter (turbine)               | \$ 5,632.70         |
| 150 mm diameter (compound)              | \$ 8,571.00         |
| 150 mm diameter (fire service turbine)  | \$ 8,035.20         |
| 150 mm diameter (fire service compound) | \$12,408.40         |
| 200 mm diameter (fire service turbine)  | \$10,846.70         |
| 200 mm diameter (fire service compound) | \$17,061.60         |
| 250 mm diameter (fire service compound) | \$24,104.60         |
| >250 mm diameter (all types)            | cost + 10% overhead |



## 12. Testing water meters, referred to in Section 9 of this By-law

|   |                     |
|---|---------------------|
| 16 mm to 25 mm diameter                     | \$125.00            |
| 38 mm to 50 mm diameter                     | \$185.00            |
| 100 mm plus diameter                        | Cost + 10% overhead |
| In situ testing of water meters (all sizes) | Cost +10% overhead  |

## 13. For service calls other than previously specified:

- |                                  |          |
|----------------------------------|----------|
| (a) Service Call – Regular Hours | \$66.60  |
| (b) Service Call – After Hours   | \$102.20 |

14. Meter Open By-pass 2 x average daily consumption15. Repair or Replace City Property cost plus 33% overhead  
(Labour Materials and Equipment Costs)16. Watermain Valve Shut Down and Recharge cost plus 33% overhead

- |   |         |
|---|---------|
| 17. General Administration Fees                           |         |
| Extra or lost card replacement for water filling stations | \$43.00 |
| Account Review  | \$94.80 |
| General Request (per hour)                                | \$48.50 |
| NSF Cheque  | \$29.60 |
| Permit Cancellation Administration Fee                    | \$26.40 |
| Permit Renewal Fee  | \$36.90 |

**Notes to Schedule “E”:**

\* Plus all applicable taxes.

\*\* This service requires a \$5,647.90 deposit (\$269.00 usage deposit and \$5,378.90 damage deposit).

“Regular Hours” means 8:30 a.m. – 4:30 p.m. inclusive, Monday to Friday.

“After Hours” means outside Regular Hours Monday to Friday, a Saturday, Sunday, public holiday or other day on which banks in Ontario are authorized or required by law to be closed.

**SCHEDULE "G"****TABLE OF METERED WATER RATES****EFFECTIVE JANUARY 1, 2010**

(Referred to in sub-sections 12(2), (3) &amp; (4) &amp; 13(2))

A) **Minimum Charge**

The minimum charge per billing period is as follows:

| <b>Residential<br/>Meter Size</b>  | <b>Approved<br/>Bi-Monthly Rate</b> | <b>Minimum<br/>Volume/<br/>Bi-Monthly</b> | <b>Approved<br/>Monthly Rate</b> | <b>Minimum<br/>Volume/Month</b> |
|------------------------------------|-------------------------------------|---|----------------------------------|---------------------------------|
| 15mm to<br>20mm                    | \$15.50                             | 10 m <sup>3</sup>                         | \$7.75                           | 5 m <sup>3</sup>                |
| <b>Commercial Meter Size</b>       |                                     |   |                                  |                                 |
| 16 mm                              | \$15.50                             | 10 m <sup>3</sup>                         | \$7.75                           | 5 m <sup>3</sup>                |
| 20 mm                              | \$15.50                             | 10 m <sup>3</sup>                         | \$7.75                           | 5 m <sup>3</sup>                |
| 25 mm                              | \$81.98                             | 30 m <sup>3</sup>                         | \$40.99                          | 15 m <sup>3</sup>               |
| 38 mm                              | \$91.06                             | 30 m <sup>3</sup>                         | \$45.53                          | 15 m <sup>3</sup>               |
| 50 mm                              | \$108.30                            | 30 m <sup>3</sup>                         | \$54.15                          | 15 m <sup>3</sup>               |
| 75 mm                              | \$187.62                            | 30 m <sup>3</sup>                         | \$93.81                          | 15 m <sup>3</sup>               |
| 100 mm                             | \$240.30                            | 30 m <sup>3</sup>                         | \$120.15                         | 15 m <sup>3</sup>               |
| 150 mm                             | \$425.22                            | 30 m <sup>3</sup>                         | \$212.61                         | 15 m <sup>3</sup>               |
| 200 mm                             | \$734.22                            | 30 m <sup>3</sup>                         | \$367.11                         | 15 m <sup>3</sup>               |
| 250 mm                             | \$1,130.32                          | 30 m <sup>3</sup>                         | \$565.16                         | 15 m <sup>3</sup>               |
| <b>Haldimand/Halton Meter Size</b> |                                     |   |                                  |                                 |
| 50 mm                              | \$162.44                            | 30 m <sup>3</sup>                         | \$ 81.22                         | 15 m <sup>3</sup>               |
| 100 mm                             | \$360.46                            | 30 m <sup>3</sup>                         | \$180.23                         | 15 m <sup>3</sup>               |
| 150 mm                             | \$637.84                            | 30 m <sup>3</sup>                         | \$318.92                         | 15 m <sup>3</sup>               |
| 200 mm                             | \$1,101.30                          | 30 m <sup>3</sup>                         | \$550.65                         | 15 m <sup>3</sup>               |

B) Consumption Charge

The consumption charge for the amount of water used over and above the minimum volume per bi-monthly billing is as follows:

|                                   | <b>Minimum<br/>Bi-Monthly<br/>Volume</b> | <b>Consumption Charge Per<br/>Cubic Metre</b> |
|-----------------------------------|--|---|
| Residential                       | 10 m <sup>3</sup>                        | \$1.0802 > 10 m <sup>3</sup>                  |
| Small Commercial                  | 10 m <sup>3</sup>                        | \$1.0802 > 10 m <sup>3</sup>                  |
| Commercial / Industrial           | 30 m <sup>3</sup>                        | \$1.0802 > 30 m <sup>3</sup>                  |
| Haldimand, Halton & Water Haulers | 30 m <sup>3</sup>                        | \$1.6214 > 30 m <sup>3</sup>                  |

- C) SANITARY SURCHARGE IS 100% OF WATER CONSUMPTION (applies to all metered residential, commercial, industrial and institutional water consumption).