

**HAMLET OF NAUJAAT
BYLAW NUMBER 195**

A bylaw of the Municipal Corporation of the Hamlet of Naujaat in the Nunavut Territories to provide for the establishment, levy and collection of charges for water and sewage services, pursuant to the provisions of the Hamlets Act, S.N. 2003, c.3 s. 169,

AS the Hamlet of Naujaat provides municipal services for the supply of potable water and the collection and disposal of sewage,

AND AS the Government of the Nunavut Territories provides certain subsidy payments respecting water and sewage services,

NOW, THEREFORE, THE COUNCIL OF THE HAMLET OF NAUJAAT, at a duly assembled meeting, enacts as follows:

TITLE

1. This by-law may be cited as the "Water and Sewage By-law."

INTERPRETATION

2. In this by-law:

- | | | |
|-----|-------------------|---|
| (a) | "approved meter" | means a meter used to measure the quantity of water supplied to premises; |
| (b) | "commercial user" | means a user principally engaged in the business of the sale of retail goods and services, but does not include industrial users; |
| (c) | "Council" | means the Council of the Hamlet; |
| (d) | "economic rate" | means the economic rate for municipal services as specified in Schedule A; |
| (e) | "government user" | means the Government of Canada, the Government of the Nunavut Territories, Crown Corporations, the Nunavut Territories Housing and Power Corporations, the Hamlet and any agencies of the above mentioned government bodies which use municipal services; |
| (f) | "Hamlet" | means the Hamlet of Naujaat; |

- (g) "industrial user" means a user principally engaged in the business of resource exploration, development or processing, manufacturing or processing products, marine, air or long distance land transportation, but does not include commercial or government users;
- (h) "municipal services" includes the supply of potable water and the removal and disposal of sewage by, or on behalf of the Hamlet;
- (i) "nonprofit user" means a user that is a nonprofit society, association or other like nonprofit organization, but does not include government, commercial or industrial users;
- (j) "premises" means the real property owned, used or occupied by a user;
- (k) "residential user" means a user who owns or occupies residential premises;
- (l) "SAO" means the Senior Administrative Officer of the Hamlet;
- (m) "Schedule" means a schedule attached to and forming part of the by-law;
- (n) "subsidized rate" means a subsidized rate for municipal services as specified in Schedule "A";
- (o) "subsidized rate" means a subsidy provided to the Hamlet by the Government of the Nunavut Territories;
- (p) "user" means any government, industrial, commercial, nonprofit or residential user of municipal services.

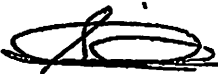
MUNICIPAL SERVICE RATES

3. Charges for municipal services shall be levied in accordance with this by-law and at the rates specified in Schedule "A".
4.
 - (1) Charges for municipal services shall be calculated at the appropriate user rate for the quantity of water indicated by the meter to have been supplied to the user.
 - (2) For the purpose of the calculations referred to in section (1), quantities of water shall be expressed in metric units of volume.
5. In no case shall the rate charged for municipal services exceed the economic rate.
6. All charges for municipal services are due and payable not later than thirty days after the date of the mailing of the invoice setting out the amount owing.
7. Charges for municipal services not paid for within thirty days after the date of mailing of the invoice may be subject to a late payment penalty charge in accordance with schedule "B".
8. Charges for municipal services are considered to have been paid when the payment has been received at the Hamlet Office or at any other such place designated from time to time by Council and shown on the face of the invoice.
9. In default of payment of charges for municipal services, the Hamlet may:
 - (a) recover the amount due and payable by action in any court of competent jurisdiction against the person or organization liable to pay the charges;
and
 - (b) subject to section 10, after 90 days from the date of mailing of the invoice, in respect of which payment is in default, discontinue water service to the premises.
10. Before the discontinuance of municipal services to any premises, pursuant to section 9, the SAO shall ensure that reasonable efforts are made to serve written notice on the occupier of such premises as to the reason for the discontinuance of service, the date when the service, the date when the service is to be discontinued, what action may be taken to avoid discontinuance of service.
11. On receipt by the SAO of a written request for discontinuance of water services from the occupier of any premises, the water services to such premises shall be discontinued and a notice of discontinuance shall be sent to the occupant and to the owner of the premises, indicating the date of the discontinuance and the conditions for reinstatement of service.
12. Where water service has been discontinued pursuant to section 9 or section 11, water service may be restored on payment to Hamlet staff of reinstatement fee, as specified in schedule "B".


REPEAL

13. By-law Number 12/88, By-law Number 109 and By-law number 127 are repealed.

Read a first time this 17 day of November, 2015.




Mayor




Senior Administrative Officer

Read a second time this 17 day of November, 2015.




Mayor

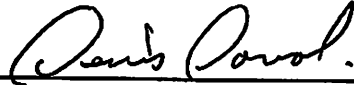


Senior Administrative Officer

Read a third time and finally passed this 17 day of November, 2015.



Mayor



Senior Administrative Officer

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SCHEDULE "A"

Application Fee

1. (a) An application fee of \$150.00 shall be charge to all customers for the provision of municipal services for the supply of potable water and disposal of sewage.
- (b) After five years of continuous services, a refund of the Application Fee shall be given to a customer provided the customer's account is in good standing (within 30 days.)

ECOMOMIC RATE

2. The Economic rate is \$0.085 per litre.

Rates Payable

3. (a) All customers for municipal services shall pay the Economic Rate except as provided in subsection (b), (c) and (d).

- (b) Subsidized rates for municipal services are payable as follows;

CATERGORY OF CUSTOMER	RATE
Residential and Nonprofit	\$0.0027 per litre
Commercial	\$0.0044 per litre for 90% of consumption

- (c) Commercial customers will be charged the economic rate for volumes not subsidized as per section 3. (b).

- (d) For customers receiving partial service, the rates shall be as follows:

SERVICE RECEIVED	RATE
Water service only	60% of rates prescribed in subsection (a) or (b).
Sewage service only	40% of rates prescribed in subsection (a) or (b).



Call Out Charge

4. Delivery in excess of the Standards for Water and Sewage Services shall be charged a call out fee of \$75.00 per call out.

Minimum Monthly Charge

5. The minimum monthly charge for each customer for municipal services shall be \$10.00 per month.



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SCHEDULE "B"

Late Payment Penalty Charges

1. The late payment penalty charge shall be 0% per month on the outstanding account balance.
2. Where water and/or sewage service to the premises has been terminated pursuant to Section 9, the reinstatement fee shall be \$50.00.
3. Where water and/or sewage service has been terminated at the request of the owner or occupant of the premises pursuant to section 11, the reinstatement fee shall be \$50.00

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SCHEDULE "C"

Application for Municipal Services

Date: _____ Application Fee \$150.00

Last Name: _____

First Name: _____

Mailing Address: _____

Phone Number: _____

Water Tank Size: _____

Sewage Tank Size: _____

Residential _____ Business _____ Government _____ Housing _____

All services to be provided by scheduled system during normal business hours. Any additional services is subject to a call out fee of fifty dollars (\$50.00)

Services may be discontinued if account becomes overdue.

I understand that if the above conditions and the service points section of Standards for Water & Sewage Services are not met, I may not be provided service. I also agree that any damage related to the provision of this service shall be at my expense.

Application Signature: _____ Date: _____

Hamlet Use Only

Approved _____ Not Approved _____

Comments: _____

Account Number: _____ Group Account Number: _____

Billing Type: Full Rate _____ Commercial _____ Residential _____

SAO or Hamlet Finance Officer

Date

Application for Municipal Services

Date: _____

Application fee \$150.00

Last Name: _____

First Name: _____

Mailing Address: _____

Phone Number: _____

Water Tank Size: _____

Sewage Tank Size: _____

User Type: (please identify which user type you are)

Residential _____

Business _____

Government _____

Housing _____

All services to be provided by a schedule system during normal business hours. Any additional service is subject to a call out fee of \$75.00.

Service may be discontinued if account becomes overdue.

I understand that if the above conditions and the service points section of the Standards for Water & Sewage Services are not met, I may not be provided service. I also agree that any damage caused related to the provision of this service shall be at my expense.

Applicant Signature: _____

Date: _____

Hamlet use only:

Approved

Not Approved

Comments:

Account Number:

Billing Type:

Full Rate:

Commercial:

Residential:

SAO or Hamlet Finance Officer

Date

Mayor

Senior Administrative Officer