

THE CORPORATION OF THE TOWNSHIP OF CHAPLEAU

BY-LAW NO. 2025-09

**Being a by-law to provide for the
management, maintenance and regulation
of the waterworks system and
to fix the final 2025 rates for the use**

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE the Council of the Township of Chapleau ENACTS AS FOLLOWS:

1. That By-Law 2023-63 and any other by-law in conflict with this By-Law are hereby repealed.
2. IN THIS BY-LAW
 - a) "Council" shall mean the Council of the Corporation of the Township of Chapleau.
 - b) "Corporation" shall mean the Corporation of the Township of Chapleau.
 - c) "Collector" shall mean the person appointed by the Council to collect the water rates, rents and charges.
 - d) "A Public Works Superintendent" shall mean the director of the water works system or other person appointed by the Council to perform all or any of his/her duties.
 - e) "Person" shall mean and include any person or body corporate and their servants, agents and workmen.
 - f) "Party" shall mean and include any person or persons and body or bodies corporate and their servants, agents and workmen.
 - g) "Property" shall mean and include any building or buildings situated on one lot or one or more lots owned by the same owner.
 - h) "Public Works Committee" shall mean those members of Council and the community who may be appointed from time to time as members of the said Committee, by Council.
3. The management of the waterworks system shall be under the Council whose powers and duties shall be as follows:
 - a) To enquire into and report on the supply of water and the erection and maintenance of hydrants.
 - b) To consider and report from time to time on the charges to be made for the consumption of water, and the methods by which such charges are to be computed.
 - c) To consider and report on the administration and enforcement of by-laws concerning water supply and distribution.
 - d) To consider and report on the keeping of records and transmission of notices regarding charges for consumption of water.

4. The Public Works Superintendent shall, in every case, determine the size of the pipe to be used in supplying any premise and also the position in the street in which it is to be laid.
5. No work of any kind connected with the water service either for the laying of new or the repair of old services shall be done upon or under the streets by other than the employees of the Corporation, or persons authorized by the Corporation to perform such work.
6. Every person using the water must keep his services pipe or pipes and all fixtures connected therewith which lie within his premises well and sufficiently protected from frost at his own expense, and also keep in good repair and replaced by new ones when necessary, at his own expense, any stop and waste or compression cocks or other fixtures placed within his premises.
7. Owners of buildings or any class or classes of buildings in the Township or in any defined area thereof are required to connect the said buildings or class or classes of buildings to the waterworks of the municipality and further that in the case of default of payment, the amount owing may be recovered through an additional levy on the owner's municipal taxes.
8. When water is turned off from an unmetered premise at the request of the owner or tenant any time during the first month of the quarter, two-thirds of the quarterly payment will be refunded. When water is turned off any time during the third month of the quarter, there will be no refund.
9. No connection shall be made to the water main to supply water to any premises where adequate provision for carrying off waste water either into a sewer or cesspool has not previously been made.
10. Except when otherwise provided by special contracts the rates, rents and charges to be collected for the supply of water within the limits of the Township shall be those set forth in Schedule "A" effective January 1, 2025.
11. The charge to water-takers assessed by meter measurement shall be at the rates mentioned in Schedule "A" hereto annexed. If the meter be injured or fail to register, during the quarter then the premises shall be assessed in proportion to the former charge by meter on an average of the preceding twelve months. The owner or occupant of the premises at which a meter may be installed shall pay to the Corporation in advance the cost of such meter, and the said cost may be applied on account of arrears if any, and the terms of Section 23 shall apply in the event of discontinuance of water service to the owner or occupant.
12. The balance of the final general rates or rents, shall be payable in four equal instalments in advance, on or by **February 28th, 2025, April 30th, 2025, July 31st, 2025 and October 31st, 2025.**

Upon failure to so pay on the due date, a penalty charge of 1.25% of the instalment amount shall be applied and will accrue at the rate of 1.25% per month on the 1st of each month following the due date.
13. The rates and rents charged for water when supplied from meters shall be payable monthly. Upon failure to so pay on the due date, a penalty charge of 1.25% of the instalment amount shall be applied and will accrue at the rate of 1.25% per month on the 1st of each month following the due date.
14. Any water-taker may arrange with the municipal office for paying of any rates or rents yearly in advance and such water-takers shall be entitled to the rebate on the prepaid portion of the year in question, in the event that they should discontinue the use of water

during the prepaid period.

15. When meters have been or shall hereafter be set up or placed upon any premises, for the measurement of water, the owner or occupant of the premises in which such meters have been or are placed shall take all reasonable precaution to protect such meter and its connections, from injury by frost or otherwise and shall at all times, and at his or their cost, afford free access to such meters and their connections by the employees of the Corporation authorized for such purpose, whenever required by such employees, in the performance of their duty and if any such meter or its connections shall be injured in any way, such owners or occupants shall be liable for the cost of the meter or for the cost of putting the same in proper order and condition and such cost shall forthwith become due and payable to the said owner or occupant to the said corporation and may be recovered by action in any court of competent jurisdiction.
16. Water meters shall not be installed.
17. The Council or its' Director of Environmental and Transportation Services may, at its or his discretion, require any statement, which may be required to be filed, to be verified by a statutory declaration.
18. The Council may limit the use of water for any purpose, or limit the hours of using the same, whenever the public service may, in its judgement, require it.
19. No person shall in any way interfere with any hydrant, valve, stop-cock, or other water works appliances outside of his own premises nor shall he in any way interfere with any meter or pipe leading to such meter whether inside or outside his premises.
20. All users of large boilers taking water from the waterworks shall have tanks which contain an ample supply of water or provide for the cases in which the water may be turned off or shut off for any purpose by the Corporation and all house boilers shall be fitted with suitable check-valves to prevent accidents from collapse or damage in case water is suddenly shut or drawn off from main or service pipe.
21. All persons having connections for lawn or other outside service shall cut off the supply to such lawn or other outside service as soon as the alarm is given for fire and shall not turn it on again until the fire is extinguished.
22. Upon application to the Corporation, any consumer who is moving from one residence to another and whose water rates for the current quarter have been paid, may secure a credit transfer voucher, transferring the unexpired portion of their quarter's rates to his new address. In cases where a consumer, whose current quarter is paid no longer requires water service, a cash rebate, upon personal application at the municipal office, will be given. In cases where a consumer no longer requires water service and a meter has been installed on the premises, and the said consumer has paid the required initial deposit for such meter, then a cash rebate in the amount of the said deposit for the meter will be given upon personal application at the municipal office.
23. Nothing in this By-Law shall be construed to limit or diminish the powers, rights and authority of the Corporation under the provision of the Public Utilities Act or amending Act or any other Act.
24. The owner or occupant of any property to which property water pipes or other connections have unlawfully, and without the authority of Council and its employees, been made or allowed to be made and attached to the Township's water system, shall be liable for the cost of all water supplied to the said property from the date of such unlawful connection, and in addition, such owner or occupant shall be liable for any penalty imposed under Section 26 hereinafter.

25. Anyone contravening any of the provisions of this By-Law shall incur a penalty not exceeding \$300.00, which said penalties shall be recoverable under the Summary Convictions Act. Each day that the contravention of any of the provisions of this By-Law shall continue, shall constitute a separate offence.
26. a) The Public Works Committee and/or Council shall have full power and authority to use its discretion in the event of any or all emergencies, to curtail the use of water to any or all users within the Township of Chapleau, or to determine the periods during which the use of water may be limited or entirely discontinued for a period or periods from time to time. However, it is the intention of Council, where practical, that reasonable notice of such shutting off shall be given to consumers.
- b) In addition to the above rates for service connections, the owner is to pay the cost price of replacing paving or other such road surface.
- Additional charges where water pipes are found to be frozen inside the property line shall be paid by the consumer or owner within fifteen days after thawing in accordance with fees outlined in Schedule "B". Where water pipes are found to be frozen on the Corporation's property or road right-of-way, the Corporation will assume the responsibility of said thawing.
- c) The Treasurer is hereby authorized to shut off the supply of a public utility by the municipality to land if fees or charges payable by the owners or occupants of the land for the supply of the public utility to the land are overdue.
27. No person, being an owner, tenant, occupant, or resident of any apartment, commercial or residential building supplied with water from the Municipal Water System, shall without consent of the Public Works Manager, lend, sell, or dispose of water, give water away, permit water to be taken or carried away, use or apply water to the use or benefit of another, or to any use and benefit other than the person's own, or increase the supply of water. This shall include furnishing of water from one building connected to the Municipal Water System to another building.
28. The penalty for an owner, tenant, occupant, or resident who supplies water to another resident without consent of the Public Works Manager by any of the means detailed in Item 27 above, shall receive a fine in the amount of \$1,000.00, which if unpaid, will be added to the tax account of the resident who violates this by-law.
29. This By-Law shall come into force and take effect on the 1st day of January, 2025.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED this 27th day of January, 2025.

Ryan Bignucolo Mayor

Judith Meyntz Clerk