

**Authority:** Item 3, General Issues Committee  
Report 11-001 (FCS11009/ PW11004)  
CM: January 26, 2011

**Bill No. 036**

## **CITY OF HAMILTON**

### **BY-LAW NO. 11-036**

#### **To Amend the Waterworks By-law No. R84-026, as amended, and Implement the 2011 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that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;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 26th day of January, 2011, the Council of the City of Hamilton did approve of Item 3 of General Issues Committee Report 11-001 and did authorize the 2011 water and wastewater fees and charges, including but not limited to the fees and charges set out herein;


**AND WHEREAS** notice of the 2011 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. Subsection 8(10) is repealed and the following substituted:
  - (10) If a seal on a meter by-pass is opened and/or broken, and the by-pass valve is opened without the prior written permission of the City or its authorized agent, the Owner or Occupant of the lands shall pay an amount equal to two times the average daily water consumption for the lands during the time period when the valve was opened. If a full year's billing history is not available for the lands, the City will estimate the average daily consumption based on the average daily consumption of similar customers.
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. The fees and charges imposed by this by-law continue in force until amended, repealed or replaced (by by-law or by a resolution of the Council of the City of Hamilton confirmed by by-law) and for greater certainty this includes continuing in force after December 31, 2011 until amended, repealed or replaced.
7. This by-law comes into force on the day it is passed.
8. In all other respects, the contents of By-law No. R84-026, as amended, are hereby confirmed as unchanged.

**PASSED** this 26<sup>th</sup> day of January, 2011.

  
\_\_\_\_\_  
R. Bratina  
Mayor

  
\_\_\_\_\_  
R. Caterini  
City Clerk

**SCHEDULE "A"**

NON-METERED WATER RATES  
EFFECTIVE JANUARY 26, 2011

Water: City of Hamilton

\$411.06 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 \$822.12 per annum, plus applicable taxes.

**SCHEDULE "C"**

**MISCELLANEOUS RATES FOR WATER**  
**EFFECTIVE JANUARY 26, 2011**

(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, Seven Hundred and Fifty Dollars (\$5,750.00), and consists of:

- (a) Two Hundred and Seventy-four Dollars (\$274.00) 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, Four Hundred and Seventy-Six Dollars (\$5,476.00) 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 9 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 \$1.689 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 (includes 2 cards) \$186.50

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 \$1,097.00 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 \$329.00 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 26, 2011**

1. (a) Water Service Permit Fees \$78.90
- (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	\$ 344.00
20 mm diameter	\$ 387.00
25 mm diameter	\$ 535.00
38 mm diameter	\$ 800.00
50 mm diameter	\$ 958.00
50 mm diameter (compound with strainer)	\$ 3,172.00
100 mm diameter (turbine with strainer)	\$ 2,993.00
100 mm diameter (compound with strainer)	\$ 4,668.00
100 mm diameter (fire service compound)	\$ 4,841.00
150 mm diameter (turbine with strainer)	\$ 5,165.00
150 mm diameter (compound with strainer)	\$ 9,224.00
150 mm diameter (fire service turbine)	\$ 5,320.00
150 mm diameter (fire service compound)	\$10,020.00
200 mm diameter (fire service turbine)	\$ 9,248.00
200 mm diameter (fire service compound)	\$13,710.00
250 mm diameter (fire service compound)	\$19,497.00
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 \$67.90
  - (b) Complex or Development Inspection. This fee is in addition to \$67.90  
the Regular Inspection Fee and is charged per service from the main  
meter of the development to each unit being served.
  - (c) Regular Inspection – After Hours \$104.20

4. Existing Water Service Replacement or Repair Fee (not including new water meter, if required):
- (a) service replacement of public portion from 0mm to \$290.80  
and including 20mm diameter plus inspection of private portion
  - (b) inspection of service replacement of private portion from \$219.40  
0mm to and including 20mm
  - (c) service size upgrade additional fee (based on size and length)

Upgrade From:	Short Side	Long Side
20 mm to 25 mm	\$ 26.90	\$ 50.50
20 mm to 40 mm	\$116.70	\$215.40
20 mm to 50 mm	\$288.40	\$535.20
25 mm to 40 mm	\$ 88.60	\$164.90
25 mm to 50 mm	\$261.40	\$484.70
40 mm to 50 mm	\$172.80	\$319.80

- 5. (a) For turning water off (Regular Hours) \$67.90
- (b) For turning water off (After Hours) \$104.20
  
- 6. (a) For turning water on (Regular Hours) \$67.90
- (b) For turning water on (After Hours) \$104.20
  
- 7. (a) For turning water off & on during the same call (Regular Hours) \$102.00
- (b) For turning water off & on during the same call (After Hours) \$155.00
  
- 8. Flow test for fire-fighting design purposes (hydrant flow test) \$98.70
  
- 9. For temporary connections and disconnections (hydrant adapter fees):\*\*  
Usage cost (metered water rate) plus connection/disconnection fee

  - (a) Connection/Disconnection Fee – Regular Hours \$192.00/visit
  - (b) Connection/Disconnection Fee – After Hours \$290.00/visit

- (c) Hydrant adapter rental (first 7 days) \$75.00/day
- (d) Per diem charge for hydrant adapter rental (after first 7 days) \$5.50/day

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

Size of Meter	Cost
16 mm diameter	\$ 184.00
20 mm diameter	\$ 272.50
25 mm diameter	\$ 338.00
38 mm diameter	\$ 753.50
50 mm diameter	\$ 864.50
50 mm diameter (compound)	\$3,627.00
100 mm diameter (turbine)	\$3,122.00
100 mm diameter (compound)	\$ 5,044.00
100 mm diameter (fire service compound)	\$ 7,910.00
150 mm diameter (turbine)	\$ 5,745.00
150 mm diameter (compound)	\$ 8,742.00
150 mm diameter (fire service turbine)	\$ 8,196.00
150 mm diameter (fire service compound)	\$12,656.00
200 mm diameter (fire service turbine)	\$11,063.00
200 mm diameter (fire service compound)	\$17,403.00
250 mm diameter (fire service compound)	\$24,586.00
>250 mm diameter (all types)	cost + 10% overhead



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

16 mm to 25 mm diameter	\$127.50
38 mm to 50 mm diameter	\$188.50
100 mm plus diameter	Cost + 10% overhead
In situ testing of water meters (all sizes)	Cost +10% overhead

12. For service calls other than previously specified:
- (a) Service Call – Regular Hours \$67.90
  - (b) Service Call – After Hours \$104.20
13. Repair or Replace City Property cost plus 33%  
(Labour Materials and Equipment Costs) overhead
14. Watermain Valve Shut Down and Recharge cost plus 33%  
overhead
15. General Administration Fees:
- Extra or lost card replacement for water filling stations \$43.90
  - Account Review \$96.70
  - General Request (per hour) \$49.50
  - NSF Cheque \$30.20
  - Permit Cancellation Administration Fee \$26.90
  - Permit Renewal Fee \$37.60
16. Discharge of Special Water Service Agreement \$350.00

**Notes to Schedule “E”:**

\* Plus all applicable taxes.

\*\* This service requires a \$5,750.00 deposit (\$274.00 usage deposit and \$5,476.00 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 26, 2011**

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

A) Minimum Charge

The minimum charge per billing period is as follows:

<b>Meter Size</b>	<b>Approved Bi-Monthly Rate</b>	<b>Minimum Volume/ Bi-Monthly</b>	<b>Approved Monthly Rate</b>	<b>Minimum Volume/Month</b>
15mm	\$16.16	10 m <sup>3</sup>	\$8.08	5 m <sup>3</sup>
16 mm	\$16.16	10 m <sup>3</sup>	\$8.08	5 m <sup>3</sup>
20 mm	\$16.16	10 m <sup>3</sup>	\$8.08	5 m <sup>3</sup>
25 mm	\$85.46	30 m <sup>3</sup>	\$42.73	15 m <sup>3</sup>
38 mm	\$94.94	30 m <sup>3</sup>	\$47.47	15 m <sup>3</sup>
50 mm	\$112.90	30 m <sup>3</sup>	\$56.45	15 m <sup>3</sup>
75 mm	\$195.58	30 m <sup>3</sup>	\$97.79	15 m <sup>3</sup>
100 mm	\$250.52	30 m <sup>3</sup>	\$125.26	15 m <sup>3</sup>
150 mm	\$443.28	30 m <sup>3</sup>	\$221.64	15 m <sup>3</sup>
200 mm	\$765.42	30 m <sup>3</sup>	\$382.71	15 m <sup>3</sup>
250 mm	\$1,178.36	30 m <sup>3</sup>	\$589.18	15 m <sup>3</sup>
<b>Haldimand/Halton Meter Size</b>				
50 mm	\$169.34	30 m <sup>3</sup>	\$ 84.67	15 m <sup>3</sup>
100 mm	\$375.78	30 m <sup>3</sup>	\$187.89	15 m <sup>3</sup>
150 mm	\$664.96	30 m <sup>3</sup>	\$332.48	15 m <sup>3</sup>
200 mm	\$1,148.10	30 m <sup>3</sup>	\$574.05	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 Bi-Monthly Volume</b>	<b>Consumption Charge Per Cubic Metre</b>
Residential	10 m <sup>3</sup>	\$1.126 > 10 m <sup>3</sup>
Small Commercial	10 m <sup>3</sup>	\$1.126 > 10 m <sup>3</sup>
Commercial / Industrial	30 m <sup>3</sup>	\$1.126 > 30 m <sup>3</sup>
Haldimand, Halton & Water Haulers	30 m <sup>3</sup>	\$1.689 > 30 m <sup>3</sup>

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