

CM: March 17, 1998

Bill No: 2709

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW R98-014

Being a bylaw to amend The Regional Waterworks Bylaw R84-026, as amended, regarding requirements for locating meter chambers.

WHEREAS Section 46 of The Regional Municipalities Act, R.S.O. 1990, c. R.8, as amended provides that the Regional Corporation has the sole responsibility for the supply and distribution of water in the Regional Area and that all provisions of any general Act relating to such supply and distribution of water and the financing thereof by a municipal corporation and all provisions of any special Act relating to such supply and distribution of water and the financing thereof by an area municipality apply with necessary modifications to the Regional Corporation, except the power to establish a public utilities commission;

AND WHEREAS on the 20th day of March, 1984, the Council of the The Regional Municipality of Hamilton-Wentworth did pass and enact By-law No. R84-026, known as "The Regional Waterworks By-law", 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 on the 17th day of March, 1998, the Council of The Regional Municipality of Hamilton-Wentworth did approve of Item 16 of Report No. 3-98 of the Environmental Services Committee and thereby did authorize the passing and enactment of this By-law to amend The Regional Waterworks By-law requirements for locating water meters and all references in the said By-law to positions and departments within the Regional Corporation so as to reflect the current corporate structure and positions;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH ENACTS AS FOLLOWS:

1. That The Regional Waterworks By-law R84-026, as amended, (the "By-law") be further amended by striking out every reference in said By-law to "Commissioner of Transportation/Environmental Services" and by substituting in each case "Commissioner of Environment".
2. That the said By-law be amended by striking out every reference in said By-law to the "Regional Solicitor" and by substituting in each case "Commissioner of Legal Services".
3. That subsection 1(d) of the said By-law be repealed and the following substituted therefor:
 - (d) "Commissioner of Environment" means the Commissioner of the Regional Environment Department for The Regional Municipality or the person duly authorized to act in his or her stead.
4. That subsection 1(e) of the said By-law be amended by adding the words "or her" after the word "his" in the second line of said subsection.

5. That subsection 1(p) of the said By-law be repealed and the following substituted therefor:

“Commissioner of Legal Services” means the Commissioner of Legal Services for the Regional Corporation or such person as is duly authorized to act in his or her stead.

6. That clause 8(6)(b) of the said By-law be relettered as subclause 8(6)(b)(i) and the following added as a new subclause 8(6)(b)(ii) of the said By-law:

(b)(ii) where in the opinion of the Commissioner of Environment, unacceptable environmental or safety conditions exist or would result from the installation of the water meter at the property line, the water meter shall be installed in an alternate location satisfactory to the Commissioner of Environment. Further, where such alternate location requires a meter chamber, in the opinion of the Commissioner of Environment, the water meter shall be installed and maintained in a properly drained and otherwise suitable meter chamber and such chamber is to be constructed and maintained by and at the expense of the owner or occupant of the land or building.

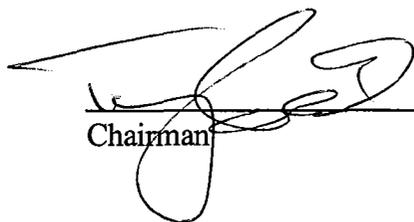
7. That clause 8(6)(c) of the said By-law is hereby repealed.

8. That the following subsection 8(6.1) be added immediately after subsection 8(6) of the said By-law:

(6.1) Notwithstanding subsection 8(6) herein, no connections for domestic purposes shall be made prior to the water meter.

9. That in all other respects the contents of The Regional Waterworks By-law No. R84-026, as amended, are hereby confirmed unchanged.

PASSED AND ENACTED this 17th day of March, 1998.


Chairman


M.A. Rallo
Clerk

Approved
as to form

Legal
Services