

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

**Bill No. 039**

## **CITY OF HAMILTON**

### **BY-LAW NO. 11-039**

#### **To Amend the Sewer Use By-law No. 04-150, as amended, and Implement the 2011 Sewer Use Fees and Charges**

**WHEREAS** on June 30, 2004, the Council of the City of Hamilton passed and enacted By-law No. 04-150, known and referred to as the "Sewer Use By-law", which By-law came into force and effect on June 30, 2004;

**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 26<sup>th</sup> 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 the sewer use fees and charges set out herein;

**AND WHEREAS** notice of the 2011 sewer use 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.

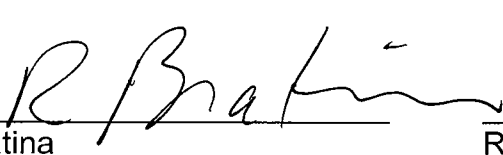
**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:


1. Schedule "D" to By-law No. 04-150 is repealed and Schedule "D" attached to this by-law is substituted therefor.
2. The fees and charges imposed by this by-law continue in force until amended, repealed or replaced (by by-law or by a resolution of the Council of the City of Hamilton confirmed by by-law) and for greater certainty this includes continuing in force after December 31, 2011 until amended, repealed or replaced.
3. This by-law comes into force on the day it is passed.

To Amend the Sewer Use By-law No. 04-150, as amended,  
and Implement the 2011 Sewer Use Fees and Charges  
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4. In all other respects, the contents of By-law No. 04-150, 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 D**

**SCHEDULE OF FEES  
EFFECTIVE JANUARY 26, 2011**

1. Annual permit to discharge hauled sewage \$277.22\*
  
2. (a) Discharge fees for hauled sewage generated inside the City of Hamilton:

<b>Volume of Hauled Sewage Vehicle</b>		<b>Fee for discharge: compliant*</b>	<b>Fee for discharge: non-compliant*</b>
Up to 1000 imperial gallons or any part thereof	Up to 4.54 m <sup>3</sup> or any part thereof	\$ 41.72	\$41.72
Greater than 1000 imperial gallons but less than or equal to 3500 imperial gallons	Greater than 4.54 m <sup>3</sup> but less than or equal to 15.9 m <sup>3</sup>	\$ 41.72	\$83.44
Greater than 3500 imperial gallons but less than or equal to 5000 imperial gallons	Greater than 15.9 m <sup>3</sup> but less than or equal to 22.7 m <sup>3</sup>	\$ 83.44	\$125.16
Greater than 5000 imperial gallons but less than or equal to 8000 imperial gallons	Greater than 22.7 m <sup>3</sup> but less than or equal to 36.3 m <sup>3</sup>	\$125.16	\$208.58
Greater than 8000 imperial gallons but less than or equal to 10000 imperial gallons	Greater than 36.3 m <sup>3</sup> but less than or equal to 45.43 m <sup>3</sup>	\$166.88	\$250.30

\*plus applicable taxes

b) Holding Tanks of Recreational Vehicles \$ 5.50\*

3. Overstrength Discharge Fees

Parameter	Fee (cents/kg)*
B.O.D.	\$0.6656
Suspended Solids	\$0.5323
Solvent Extractable Matter	\$0.5590
Kjeldahl Nitrogen	\$2.0265
phosphorus	\$1.4256

4. Administrative Fees for Sewer Use Agreements (minimum charges per quarter)

a) Overstrength Discharge Agreement \$273.39\*  
b) Sanitary Sewer Surcharge Agreement \$273.39\*  
c) Chloride Discharge Agreement \$273.39\*

5. Spills Response Fee (per hour) \$ 59.12\*

6. Information Request Fee \$125.78\*

7. Wastewater Sampling Fees

(a) Wastewater Sampling Vehicle Fee (per hour) \$ 5.61\*  
(b) Wastewater Sampling Equipment Fee (per day) \$ 15.30\*  
(c) Wastewater Sampling Technician Fee (per hour) \$ 39.57\*

\*plus applicable taxes