



1734

APPROVED AND ORDERED JUN. 3 1976

*W. S. Queen*

Lieutenant-Governor

EXECUTIVE COUNCIL CHAMBERS, VICTORIA JUN. 3 1976

Pursuant to the Municipal Act, and upon the recommendation of the undersigned, the Lieutenant-Governor, by and with the advice and consent of the Executive Council, orders that By-law No. 1645 of The City of Chilliwack cited as "The City of Chilliwack Sewer Rental By-law 1976, No. 1645", a copy of which is attached hereto, be approved in respect to the charges for the use of the sewerage system.

*RL*

*Anthony G. V. Zorn*  
Minister of Municipal Affairs.

*W. R. Bennett*

Presiding Member of the Executive Council.

*RA*

"THE CITY OF CHILLIWACK SEWER RENTAL BY-LAW 1976, No. 1645"

A By-law to define and regulate the rates, terms and conditions for imposing sewer rental rates in The City of Chilliwack;

WHEREAS, pursuant to "THE SEWER CONNECTION AND REGULATION BY-LAW 1972" the Council of The City of Chilliwack has constructed a sewerage system jointly with the Corporation of the Township of Chilliwack for the collection, conveyance, treatment and disposal of sewage in The City of Chilliwack and in Sewerage District No. 1;

AND WHEREAS, pursuant to "THE SEWER CONNECTION AND REGULATION BY-LAW 1972", the owner of every house, building or property used for human occupancy, employment, recreation, or other purpose, situated within The City of Chilliwack and abutting on any street, alley, or right-of-way in which there is now or hereafter located a public sewer of the City, is required to install at his expense suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provisions of that By-law within SIX (6) months of notice to do so;

AND WHEREAS it is expedient that a portion of the cost of constructing and operating the said sewerage system be met by a sewer rental charge;

NOW THEREFORE the Council of The City of Chilliwack in open meeting assembled enacts as follows:

1. This By-law may be cited for all purposes as "THE CITY OF CHILLIWACK SEWER RENTAL BY-LAW 1976, No. 1645".
2. Definitions contained in "THE SEWER CONNECTION AND REGULATION BY-LAW 1972" shall apply to the construction of this By-law, unless the context otherwise requires.
3. For the use of the sewerage system in The City of Chilliwack, there is hereby imposed an annual charge, to be called a sewer rental charge, against the owner of each parcel of real property in the said City in respect of each building on the said property which is connected to a public connection sewer; and the formula for the charge shall be as set out in Section 7 of this By-law. For the purpose of this By-law, each dwelling unit in a multi-dwelling shall be considered as a separate building.
4. Except as provided in subsection (2), the sewer rental charge imposed for any year shall be considered to have been imposed on and from the FIRST day of JANUARY of that year.
5. The sewer rental charges imposed by this By-law shall be paid to the Collector of the Municipality, and the provisions of Section 377 of the "Municipal Act" shall apply to the collection of such charges.
6. Except as provided in subsection (2), the Collector shall, as soon as is practicable on or after the FIRST day of MAY in each year, add to the unpaid sewer rental charges of the current year, in respect of each parcel of real property in The City of Chilliwack TEN (10%) per centum of the amount unpaid as of the FIRST day of MAY of that year.
7. The sewer rental charge shall be based on the following charges:
  - (a) For all properties producing sewage, an annual fixed rental of:
    - (i) \$30.00 for all properties producing sewage which is deemed by the Sewer Superintendent to be of a domestic nature, or

- (ii) \$400.00 for all properties producing sewage which is deemed by the Sewer Superintendent to be other than a domestic nature.
- (iii) For the purposes of this By-law, domestic sewage shall be defined as: water-carried wastes containing animal, mineral or vegetable matter in suspension or solution from residences, business-buildings and institutions; excluding liquid wastes from an industrial manufacturing process, and storm water.
- (b) In addition to the applicable annual fixed rental contained in Section 7 (a)(i), all properties shall pay an annual rental as calculated by the following formula;

$$\frac{F - R}{W} \times C = A$$

where

F = total estimated funds required for the billing year for all aspects of sewer collection and treatment including the operation and the debt retirement of the Sewage Treatment Plant

R = total estimated funds for the billing year which will be realized from the collection of the fixed rental mentioned in Section 7 (a)(i)

W = total water consumption in The City of Chilliwack for the year prior to the billing year

C = total water consumption of the subject property for the year prior to the billing year

A = the Dollar amount owed by the subject property based on its water consumption.

8. Where adjustments to the quantity of water consumed have been made by Elk Creek Waterworks Company after the annual sewage rentals have been calculated and bills sent out to registered owners, an adjustment may be made by the City at the time the bill is paid, provided that proof of adjustment by Elk Creek Waterworks is produced.
9. Where a property is served by a privately owned well, the rate shall be based on the City's estimate of water consumption by that property. In the case of a domestic sewage producing property, the estimate shall be based on an average of similar properties. In the case of a non-domestic sewage producing property, the estimate shall be at the discretion of the Sewer Superintendent.
10. "THE CITY OF CHILLIWACK SEWER CONNECTION CHARGE AND RENTAL BY-LAW 1960; "THE CITY OF CHILLIWACK SEWER CONNECTION CHARGE AND RENTAL BY-LAW 1960, AMENDMENT BY-LAW NO. 1 of 1968 being BY-LAW NO. 1413"; "THE CITY OF CHILLIWACK SEWER CONNECTION CHARGE AND RENTAL BY-LAW 1960, AMENDMENT BY-LAW NO. 1 of 1969 Being BY-LAW NO. 1440" are hereby repealed.

Passed in open Council this 9th day of February 1976.

Received the approval of the Lieutenant-Governor in Council on the day of 1976.

Reconsidered and finally passed this                      day of                      1976.

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Mayor

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Clerk-Administrator

I certify the foregoing to be a true copy of "THE CITY OF  
CHILLIWACK SEWER RENTAL BY-LAW 1976, No. 1645."

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Clerk-Administrator

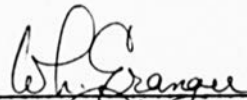


OFFICE OF  
THE CITY CLERK-ADMINISTRATOR

44 Spadina Avenue, Chilliwack, B.C. V2P 1T3 792-1326

March 8, 1976.

I, Walter H. Granger, hereby certify that the By-law appended hereto is a true copy of "THE CITY OF CHILLIWACK SEWER RENTAL BY-LAW 1976, No. 1645" which received third reading by the Council of The City of Chilliwack on the 9th day of FEBRUARY, 1976.

  
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Clerk-Administrator