

Wally R. Melnyk, CAO, Town of Stonewall

THE TOWN OF STONEWALL
BY-LAW NO. 05-21

Being a By-Law of the Town of Stonewall to establish new water rates, wastewater rates, and to regulate fees and licensing for septic haulers for the Town of Stonewall water and wastewater utility.

WHEREAS The Town of Stonewall owns and operates a water and sewer utility within the limits of the said Town of Stonewall;

AND WHEREAS Sections 232(1) and (2) of *The Municipal Act*, LM 1996 c.58 provides in part, as follows:

232(1) A Council may pass by-laws for municipal purposes respecting the following matters:

l) Public utilities

232(2) without limiting the generality of subsection (1), a Council may in a by-law passed under this Division:

(a) regulate or prohibit;

(d) Establish fees or other charges for services, activities or things provided or done by the Municipality for use of property under the ownership, direction, management or control of the municipality;

(e) subject to the regulations, provide for a system of licences, permits or approvals, including any of the following:

(i) establishing fees and terms for payment of fees, for inspections, licences, permits and approvals including fees related to recovering the costs of regulation,

(iii) prohibiting a development, activity, industry, business or thing until a licence, permit or approval is granted,

(iv) providing that terms and conditions may be imposed on any licence, permit or approval, and providing for the nature of the terms and conditions and who may impose them,

(v) providing for the duration of licences, permits and approvals and their suspension or cancellation or any other remedy, including undertaking remedial action, and charging and collecting the cost of such action, for failure to pay a fee or to comply with a term or condition or with the by-law or for any other reason specified in the by-law;

AND WHEREAS the Town of Stonewall owns and operates a sewage lagoon located in the RM of Rockwood at SW 35-13-1 EPM, hereinafter referred to 'Sewage Lagoon';

AND WHEREAS the use of the Sewage Lagoon is available to all residents of the Town;

AND WHEREAS such use and access by residents outside of the Utilities is made through Septic Haulers;

AND WHEREAS the council of the Town of Stonewall deems it necessary and in the best interests of the Town and its utilities to establish fees and other regulations for the use of the Sewage Lagoon facilities by residents outside the limits of the Utilities;

NOW THEREFORE BE IT ENACTED as a By-Law of the Town of Stonewall, in Council duly assembled as follows:

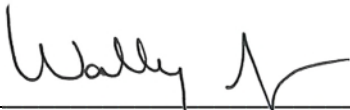
1. **THAT** all accounts of minimum quarterly charges for metered services as set out in the Schedule of Quarterly Rates shall be billed quarterly with any excess charges for metered water and sewer services for the preceding quarter. Consumers shall pay for water and sewer supplied by the Town of Stonewall at the rates and terms set out in Schedule "A" attached hereto and forming part of this By-Law.
2. **THAT** the Town of Stonewall regulate licensing and establish fees for septic haulers at the rates and terms set out in Schedule "B" attached hereto and forming part of this By-Law.
3. **THAT** By-law No. 03-17 enacted by the Town of Stonewall on the 25th day of April 2018 is hereby repealed in its entirety.

- 4. **THAT** By-law No. 01-17 enacted by the Town of Stonewall on the 25th day of April 2018 is hereby repealed in its entirety.
- 5. **THAT** the fees set out in this By-law having been approved by the Public Utilities Board in Order No._____, come into effect on January 1, 2022.

DONE AND PASSED as a By-Law of the Town of Stonewall, in the Province of Manitoba this _____ day of _____, A.D.20____.



MAYOR



CHIEF ADMINISTRATIVE OFFICER

Read a first time this 19th day of May, A.D., 2021.
Read a second time this _____ day of _____, A.D., 20____.
Read a third time this _____ day of _____, A.D., 20____.