VILLAGE OF TESLIN

By-law # 14-206

A By-law to provide for the distribution of water within the Village of Teslin.

WHEREAS Section 263 (1) – (7) of the Municipal Act, the Council of a municipality may by by-law provide for the establishment and use of a water distribution system for supplying water for any and all purposes to and for the inhabitants of the municipality, or to and for the inhabitants of adjacent localities.

WHEREAS Section 264 of the Municipal Act, the Council operating and maintaining a water distribution system may by by-law fix the rates, terms and conditions under which water may be supplied and used.

NOW THEREFORE, the Council of the Village of Teslin, in open meeting duly assembled, enacts as follows:

1. This By-law may be citied as the "Water Distribution By-law".

2. In this By-law and in the schedules attached hereto, unless the context otherwise requires:

   A. "Consumer" means any person or business who receives water delivery service.

   B. "Owner" means an owner of real property and includes a person having any rights, title, estate, or interest in real property other than that of occupant or mortgagee.

   C. "Premises" means any dwelling unit or commercial enterprise that receives water delivery service.

   D. "Radius" means two kilometers outside of municipal boundaries.

   E. "Service" means water delivery service.

   F. "Staff" means the employee of the Village of the Village of Teslin or their authorized representative.

   G. "Village" means the Village of Teslin

3.

   A. Every consumer shall be responsible for the payment of all charges prescribed in this By-law for services as set in Schedule "A" attached hereto.

   B. Every consumer shall make application for service in writing on the form prescribed in Schedule "B" attached hereto.

   C. Every consumer who wishes to have the service discontinued for any period shall notify the Village to that effect in writing on the form prescribed in Schedule "C" attached hereto.

4. Every premises, receiving service under the provisions of this By-law, shall be equipped at the expense of the consumer or the owner thereof, with:

   A. A covered water storage tank or container of not less than 3000 litres.

   B. A filler pipe of a type, design and location approved by the Village which shall:
      (i) Be constructed of any NSF 61 grade material and approved by the Village of Teslin; with an inside diameter of not less than 2 inches and;

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(ii) Be equipped with a cap and have the cap and upper foot of the filler pipe painted blue, or otherwise identified as a water fill pipe.
(iii) The filler pipe shall be one piece for at least 12 inches from the point of filling to the first fitting and firmly secured parallel to the outside wall of the house, and no closer than 2 inches to outside wall.
(iv) The water filler pipe must be located so to allow safe and convenient access by the water delivery truck, and operator.
(v) Access to filler point shall be maintained by the owner or consumer, including the removal of mud, ice, snow, yard material, vehicles, pets and pet feces that could impede access.
(vi) The filler pipe and overflow pipe shall have a back grade such that the water does not free flow from the tank or sit in the lines.
(vii) All filler pipe fittings must be 45 degrees or less. Or sweeping elbows
(viii) All filler pipes and whistles must be labeled water or be blue in color
(viiii) All filler pipes must be no lower than 2 feet from the ground and no higher than four feet from the ground or steps.

C . An overflow pipe which shall be constructed of any NSF 61 grade material or as approved by the Village of Teslin, with an inside diameter of not less than 2 inches and an electrical or air pressure overflow warning device. The Village of Teslin shall not be responsible for any costs due to a containment system that does not function in a proper manner.

D. Any water system without NSF 61 material that was installed before the final passing of this bylaw will be grandfathered until changes or upgrades to that system are needed. Or by order of the Village of Teslin

5. The Village of Teslin will not deliver water to a premise that does not have an exterior filler pipe and an overflow system as specified in this By-Law

6. The Consumer should ensure water tank is designed to contain potable water, show no signs of leakage, deformation or surface cracking. The tank shall be designed to withstand pressure induced from filling with no visible deformation, rupture, or leakage, and shall have an access hatch or manhole to provide entry for cleaning and inspection to comply with the health requirements as determined by the Medical Health Officer.

7. Should the water storage container, overflow pipe, filler pipe or warning device be found to be defective, a notice in writing to that effect shall be either mailed to the consumer and/or owner, or a notice will be posted on the door of the residence. If any defect of which notice is given is not remedied within the specified time limit, the Village may discontinue service until such time as the defect is remedied.

8. Existing installations not complying with Clause 4 of this By-law may remain until replacement becomes necessary. All new installations must conform to this By-law.

9.

A. The rates to be charged and paid by all consumers under the provisions of this By-law shall be set forth in Schedule “A” attached hereto.
B. The owner/consumer of real property shall be liable for all rates and charges under the By-law.
C. All rates and charges for water delivery service shall be due and payable within 30 days of the date of the statement.

10. In the event of default of payment of water charges in excess of 60 days, the Village may discontinue water delivery to the premises in respect of which the charges are overdue, and may determine not to commence the service to such premises until such time as all arrears are paid in full.

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11. The owner or occupant of any premises that applies for water service shall pay to the Village a Security Deposit as provided for in Schedule “A” attached hereto.

12. This By-law shall come into full force and effect upon third reading thereof.

13. By-law # 12-191 is hereby repealed.

READ A FIRST AND SECOND TIME THIS 26th DAY OF MAY.

READ A THIRD TIME AND FINALLY PASSED THIS 9th DAY OF JUNE.

_____
Mayor Clara Jules

_____
Frank Thomas, CAO

ByLaw

P.O. Box 130
Teslin, Yukon
Y0A 1B0
(867) 390-2530
FAX (867) 390-2104

SCHEDULE "A"

FEE SCHEDULE (Effective July 1 , 2014)

Water Delivery rates in the Village of Teslin shall be as follows and will come into effect on the stated dates.

1. Residential consumers within the radius will pay a per litre charge for three deliveries per week on regular scheduled days.

   Present…….$.011 per litre

2. Commercial Consumers will pay;

   Present……..$.014 per litre

3. Consumers within the radius requiring more than three deliveries a week (on scheduled delivery days) will be charged $20.00 per extra delivery (plus the applicable cost per litre) provided that the extra delivery is done within normal working hours.

4. Consumers outside the radius will pay a delivery charge of ten dollars per delivery, plus a per litre charge for one delivery per week.

   Present residential rate……$ .011 per litre
   Present commercial rate……...$.014 per litre

5. Consumers outside the radius requiring more than one delivery per week will be charged fifty dollars per delivery, plus applicable cost per litre.

6. Multi-use dwellings outside of the radius requiring more than one delivery a week will be charged thirty dollars plus applicable cost per litre and an additional charge of fifteen dollars per every unit over two.

7. When an extra delivery is done on a non-scheduled delivery day or at other time than normal working hours, the rate shall be $150.00 per hour (plus the applicable cost per litre). The minimum charge will be one hour.

8. If the regular water delivery service fails due to unforeseen circumstances and delivery is done other than normal working hours; the rate shall be as if the delivery had been made during regular hours.

9. The minimum charge for water delivery service to any customer shall be;
   Present……..$30.00 per month

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10. Water delivery 10 kilometers or more outside municipal boundaries will be charged at the discretion of the CAO

SECURITY DEPOSIT

An applicant for water service shall, at the time of application for service, provide the Village with a non-interest bearing deposit in the following amount:

4. Where water service is the only utility service provided the sum of $150.00.

The security deposit will be returned when the applicant discontinues service, and his account is paid in full, and provides notice of discontinuation to the Village. Where an applicant's account has remained in good standing for one year the security deposit will be returned.

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VILLAGE OF TESLIN
P.O. BOX 130
TESLIN, YUKON
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SCHEDULE B

APPLICATION FOR WATER DELIVERY

NAME_____DATE_____
MAILING
ADDRESS_____

TANK SIZE_____(minimum tank size is 3000L)

_____PHONE_____

Email address:_____

Location & Description of Residence:_____

_____
Please show design of filler pipe and vent located on your premises:

I, the undersigned request water delivery service at the above address. In so receiving this service, I agree to abide by the rules and regulations as set down in By-law #14-206 of the Village of Teslin.

I agree that if the Village chooses to use any collection agency or legal counsel to collect the money you owe to us or to assert any other right the Village may have against you, you agree to pay the reasonable costs of collection and/or other action including, but not limited to the costs of the collection agency, reasonable legal fees, and court costs, as provided by applicable law.

Signed:_____

Approved:_____
VOT Authority

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VILLAGE OF TESLIN
P.O. BOX 130
TESLIN, YUKON
Y0A 1B0
(867) 390-2530
FAX (867) 390-2104

SCHEDULE "C"

CANCELLATION OF WATER DELIVERY

NAME_____DATE_____

MAILING
ADDRESS_____

LOCATION & DESCRIPTION OF RESIDENCE:_____

_____

I, the undersigned request that water delivery service be discontinued at the above address until further notice.

I understand that I will have to reapply to the Village before service is recommenced.

Signed_____

Approved_____

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