



TOWN OF FOX CREEK

BYLAW NO. 869 – 2023

FEES & RATES BYLAW – WATER, WASTEWATER & SOLID WASTE

Being a bylaw of the Town of Fox Creek, in the Province of Alberta for the establishment of Fees and Rates for goods and services provided by or on behalf of the municipality.

WHEREAS, the *Municipal Government Act, Chapter M-26, Revised Statutes of Alberta, 2000* provides that Council may pass bylaws for municipal purposes respecting the safety, health and welfare of people, services provided by or on behalf of the municipality and the enforcement of bylaws;

AND WHEREAS, the Council of the Town of Fox Creek deems it necessary to establish fees and rates for services for the provision of water, wastewater and solid waste;

NOW THEREFORE the Town of Fox Creek, in Council duly assembled, enacts as follows:

1. Bylaw Title

- 1.1. This Bylaw may be cited as the “Fees & Rates Bylaw – Water, Wastewater & Solid Waste”

2. Definitions

- 1.1. “MGA” – means the *Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26*;
- 1.2. “CAO” – means the Chief Administrative Officer or their designate, appointed pursuant to the MGA;
- 1.3. “Dwelling” – means a single-family house, suite, apartment or other place of residence;
- 1.4. “Land Titles” – means documents that create and terminate legal rights in property as per the *Land Titles Act*.
- 1.5. “Council” – means the Council of the Town;
- 1.6. “Municipal Services” means goods and services provided by or on behalf of the Town;
- 1.7. “Non-Residential” – in this Bylaw means a property with 1 or more buildings used for institutional, commercial or industrial purposes;
- 1.8. “Owner” – means the owner of the property as per Land Titles and not the person in lawful possession of it;
- 1.9. “Rates, Fees and Charges” – means the levy, price or charges for goods and services;
- 1.10. “Renter” – means a person or organization that holds, or has the use of property other than the Owner;
- 1.11. “Residential” – in this Bylaw means a property with 1 or more dwellings designed for private occupancy for people to live in.
- 1.12. “Snowbird” – means a person who vacations in or moves to a warmer climate during cold weather;
- 1.13. “Town” means the municipal corporation of the Town of Fox Creek.

3. General Interpretation

- 3.1. All schedules attached to this Bylaw form part of this Bylaw.
- 3.2. Headings or subheadings in this Bylaw are inserted for ease of reference and guidance purposes only and do not form part of this Bylaw.
- 3.3. Words in the singular include the plural and words in the plural include the singular.
- 3.4. Where this Bylaw cites or refers to any act, regulation, code or other bylaw, the citation or reference to the act, regulation, code or other bylaw includes any amendments thereto before or after the commencement of this Bylaw, and includes reference to any act, regulation, code or other bylaw that may be substituted in its place.

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3.5. Nothing in this Bylaw relieves a person from complying with any provision of any federal, provincial or municipal law or regulation or any requirement of any lawful permit, order or license.

4. Application

- 4.1. This Bylaw establishes Rates, Fees and Charges for Municipal Services as set out in Schedule A and are subject to applicable taxes where appropriate.
- 4.2. Where this Bylaw establishes a Rate, Fee or Charge that also exists in another bylaw or policy that predates the effective date of this Bylaw, the Rate, Fee and Charge in this Bylaw shall be applicable bylaw and the other bylaw or policy is hereby effectively amended.
- 4.3. Where Schedule A does not list a certain Municipal Service to be provided, the CAO shall apply a rate, fee or charge that is similarly aligned with this Bylaw. The Rate, Fee or Charge is subject to applicable taxes where appropriate.

5. Services Provided to Renters

- 5.1. Services being provided to renters as of March 31, 2023, will remain in effect until one of the following conditions are met:
 - a) there has been a disconnection of water supply for account arrears; or
 - b) a Renter is in arrears and there are not separate shut off valves in a multi-occupied building; or
 - c) when the existing Renter vacates.
- 5.2. If one of the above conditions occurs, then the responsibility for all utilities, (water, wastewater and solid waste) will thereafter be the responsibility of the Owner of the property.

6. Vacant Residential, Non-Residential and Snowbirds

- 6.1. No Rates, Fees or Charges for Municipal services shall be suspended for Vacant Residential, Non-Residential or Snowbirds
- 6.2. Owners of vacant properties shall be responsible for monitoring the consumption of water.

7. Severability

7.1. Each provision of this Bylaw is independent of, and severable from, all other provisions and if any provision is declared invalid, or unenforceable for any reason by a court of competent jurisdiction, all other provisions of the Bylaw remain valid and enforceable.

8. Effective Date

8.1. This Bylaw shall come into force and effect on April 01, 2023 upon third reading.

FIRST READING of Bylaw No. 869-2023 granted this 27th day of February 2023.

SECOND READING of Bylaw No. 869-2023 granted this 27th day of February 2023.

THIRD AND FINAL READING of Bylaw No. 869-2023 granted this 13th day of March, 2023.



Sheila Gilmour, Mayor



Kristen Milne, Chief Administrative Officer



Schedule A

Water					
	Description	Type	Qty	Unit	Rate
Residential	Base Rate	Flat Rate	per dwelling	per month	16.00
	Metered Consumption	Consumption	0-999999	per m3	1.45
	Non Metered	Flat Rate	per dwelling	per month	50.00
Non-Residential	Base Rate	Flat Rate	per account	per month	45.00
	Metered Consumption	Consumption	0 - 200	per m3	1.95
			201-750	per m3	2.30
			751-2000	per m3	6.60
			2001-999999	per m3	8.50
Non Metered	Flat Rate	per account	per month	500.00	

Wastewater					
	Description	Type	Qty	Unit	Rate
Residential	Base Rate	Flat Rate	per dwelling	per month	8.25
	Metered Consumption	*Consumption	0-999999	per m3	0.85
	Non Metered	Flat Rate	per dwelling	per month	50.00
Non-Residential	Base Rate	Flat Rate	per account	per month	30.00
	Metered Consumption	*Consumption	0-999999	per m3	1.00
	Non Metered	Flat Rate	per account	per month	500.00

*Consumption - based on water metered consumption

Solid Waste					
	Description	Type	Qty	Unit	Rate
Residential	Collection	Flat Rate	per dwelling	per month	17.50
	GV Disposal	Flat Rate	per dwelling	per month	5.00
	FC Landfill	Flat Rate	per dwelling	per month	2.50
Non-Residential	FC Landfill	Flat Rate	per account	per month	2.50

Recycling					
	Description	Type	Qty	Unit	Rate
Residential	Collection	Flat Rate	per dwelling	per month	7.25

Transfer Station					
	Description	Type	Qty	Unit	Rate
Residential	Base Rate	Flat Rate	per dwelling	per month	2.00
Non-Residential	Base Rate	Flat Rate	per account	per month	2.00

Deposits					
	Description	Type	Qty	Unit	Rate
Residential	Owner	Flat Rate	per dwelling	One time	100.00
Non-Residential	Owner	Flat Rate	per account	One time	250.00

Service Fee				
	Description	Qty	Unit	Rate
Residential	Account Transfer to Taxes Service Charge	per account	each	25.00
Non-Residential	Account Transfer to Taxes Service Charge	per account	each	25.00

Bulk Water Truck Fill					
	Description	Qty	Unit	Rate	
Coin Operated	Metered Consumption	Consumption	0-999999	per m3	12.50
On Account	Metered Consumption	Consumption	0-999999	per m3	12.50

Septage Receiving Station					
	Description	Qty	Unit	Rate	
On Account	Metered Consumption	Consumption	0-999999	per m3	12.50

Landfill				
Description	Type	Qty	Unit	Rate
Refuse	Flat Rate	0.0 - 1.0 ton	load	5.00
	Flat Rate	1.1 - 3.0 ton	load	250.00
	Flat Rate	Tandem	load	500.00
	Flat Rate	End Dump	load	750.00
Hydrovac (clean material - No contaminates)			load	150.00
Car/truck bodies			each	100.00
Commercial/Industrial Bins			pickup	8.00
Greenview Regional Landfill			ton	95.00
Snow Disposal			tandem	20.00

Transfer Station				
Description	Type	Qty	Unit	Rate
*Appliances	Flat Rate	0-999999	each	20.00

*Appliances accepted at Transfer Station only