

Water Tolls Bylaw 370, 2024

COWICHAN BAY WATERWORKS DISTRICT

BYLAW NO. 370

A bylaw with respect to water tolls and other charges payable to the district and the terms of payment thereof, and providing for a percentage addition to encourage prompt payment thereof.

The Trustees of Cowichan Bay Waterworks District ENACT AS FOLLOWS:

1. **Application**

- a. This Bylaw applies to all Lots and/or Uses, which receive water from and are within the boundaries of the Cowichan Bay Waterworks District.
- b. This Bylaw applies to water delivered from the works of Cowichan Bay Waterworks District to Thiek Reserve No. 2, Kil-Pah-Las Reserve No. 3 and Est Patrolas Reserve No 4.

2. **Interpretation**

In this Bylaw:

"**Billing Date**" means the date a bill is prepared by the District, identified as "Date" on the bill provided by the District to a property owner.

"**Agricultural Property**" means a parcel of land within the provincial Agricultural Land Reserve.

"**Commercial or Industrial Property**" means a parcel on which an Income is derived from the use of the property.

"**District**" means the Cowichan Bay Waterworks District.

"**Lot**" means land designated as a separate and distinct parcel on a legally recorded subdivision plan or description filed in the records of the *Land Title Office* in Victoria where one or more water connection exists, is required, or has been requested, and/or provided.

"**Residential**" means a use providing for the accommodation of a household, including activities customarily incidental to the accommodation of a household, where such accommodation is the usual place of residence to which the household intends to return if absent, and if such premises are rented, where the minimum rental and occupancy period is 30 consecutive days.

"**Water Tax in Lieu Property**" means a charge to School District 79, Cowichan Tribes, Cowichan Valley Regional District or a registered lease holder on a foreshore lease on Crown land allocated by the province.

3. **Effect**

Effective January 1, 2024 the following tolls are hereby fixed and made payable by all owners of land in the District to which water is delivered from the works of the District.

4. **Time and Payment of Penalty**

Billing will occur quarterly. All tolls and charges shall be due and payable within 30 days of the Billing Date. If not paid within that period, an additional 10% penalty shall be added to the unpaid balance on each quarterly billing cycle thereafter and shall be deemed to be a charge against the lot until such time as it is paid or recovered.

5. Quarterly Metered Rates

- a. That the metered rates, to be paid by the registered owners of taxable property and by leaseholders or owners of Water Tax in Lieu Property, shall be charged a minimum quarterly charge and that usage shall be charged as set out in the table in s.5(c) below.
- b. And That the metered rates, to be paid by the registered owner[s] of a lot, shall be charged a minimum quarterly charge and usage as set out in the table in s.5.(c) below.
- c. Metered Rates:

Tier	Usage	Cost	Water Tax in Lieu
	Quarterly Rate ¹ [includes the first 15m ³]	\$80 per connection and/or unit.	\$170 per Connection and/or unit
1	15.0001 m ³ to 49.99 m ³	\$0.50 / m ³	\$0.50 / m ³
2	50 m ³ to 74.99 m ³	\$0.75 / m ³	\$0.75 / m ³
3	75 m ³ to 99.99 m ³	\$1 / m ³	\$1 / m ³
4	100 m ³ to 149.99 m ³	\$3 / m ³	\$3 / m ³
5	150 m ³ and over	\$4 / m ³	\$4 / m ³

6. Additional Charges


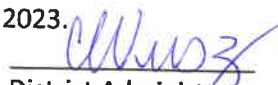
The District may, on 24 hours written notice, by resolution, order the water shut off to any lot on which there are any tolls or other charges owing for ninety days or longer from the billing date. Water shut off under this section shall be subject to the charges levied under Fee Bylaw 350.

In addition to the aforementioned charges, there is hereby fixed and made payable to the District by every owner any lot in respect to which a request is made for the water supply to be turned off, or on the order of the Trustees, that the water supply be turned off, a charge as per Fee Bylaw 350. There is also fixed and made payable to the District by every owner of a lot in respect to which a request is made that the water be turned on as per Fee Bylaw 350.

- 7. Rates shall be calculated as per the Table in "Schedule A".
- 8. This bylaw may be cited as the "Water Tolls Bylaw No. 370 - 2024".
- 9. This Bylaw repeals Bylaw No's. 354, 355, 357 and 358, 2023.

INTRODUCED and given first reading by the Trustees on the 11th day of December 2023.

RECONSIDERED and finally adopted by the Trustees on the 11th day of December 2023.

 Chairperson, Board of Trustees	I hereby certify that this is a true copy of Bylaw No. 370, 2024 of the COWICHAN BAY WATERWORKS DISTRICT passed on 11 th day of December, 2023. <div style="text-align: right;">  District Administrator </div>
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¹ Per water connection and/or residential unit and/or commercial unit and/or multi family unit

**Schedule A
Water Toll Rate Calculation Table**

Tax Assessment Classification [Bylaw 223]	Common Description	Rate Calculation
Group A Group A1	Single Family Residential [SFD]	As per the Metered Rate Tiers in s.4(c) of this bylaw.
Group B	Vacant/Not Connected to water system	n/a
Group C	Water Not Supplied to the parcel	n/a
Group D	Two Family Residential	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of strata lots or units and then applying the tier rates.
Group E	Commercial	As per the Metered Rate Tiers in s.4(c) of this bylaw
Group F	Commercial, Two or more	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of units and then applying the tier rates.
Group G	Valley View Centre	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of units on the CBWD Assessment Roll and then applying the tier rates.
Group H	Wessex Inn	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of units on the CBWD Assessment Roll and then applying the tier rates.
Group I	Oceanfront Resort	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of strata lots on the CBWD Assessment Roll and then applying the tier rates.
Group J	4 Ways Complex	The Metered Rate Tiers in s.4(c) of this bylaw will be applied by dividing the quarterly consumption by the number of residential and commercial units on the CBWD Assessment Roll and applying the tier rates.
Group K	Tax exempt	As per the Metered Rate Tiers in s.5(c) of this bylaw.
Cowichan Tribes	Band Land	As per the Metered Rate Tiers in s.5(c) of this bylaw.