

BY-LAW NO. 2012-22

A BY-LAW TO IMPOSE MISCELLANEOUS CHARGES AND APPLIANCE RENTAL RATES (UTILITIES KINGSTON)

PASSED: December 20, 2011

WHEREAS pursuant to Part XII of the Municipal Act, S.O. 2001, c.25, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons:

- (a) for services or activities provided or done by or on behalf of it; and
- (b) for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board.

AND WHEREAS A by-law under this Part may provide for:

- (a) interest charges and other penalties, including the payment of collection costs, for fees and charges that are due and unpaid;
- (b) discounts and other benefits for early payment of fees and charges;
- (c) fees and charges that vary on any basis the municipality or local board considers appropriate and specifies in the by-law, including the level or frequency of the service or activity provided or done, the time of day or of year the service or activity is provided and whether the class of persons paying the fee or charge are residents or non-residents of the municipality;
- (d) different classes of persons and deal with each class in a different way; and
- (e) the exemption, in whole or in part, of any class of persons from all or any part of the by-law.

AND WHEREAS Fees and charges imposed by a municipality or local board or a person under this Part constitute a debt of the person to the municipality or local board, respectively, and in the case of fees and charges for the supply of a public utility the treasurer of a local municipality may add fees and charges imposed by the municipality or local board, respectively, under this Part to the tax roll for the property to which the public utility was supplied in the local municipality and collect them in the same manner as municipal taxes.

BE IT THEREFORE ENACTED by the Council of the Corporation of the City of Kingston:

Definitions:

In this By-Law:

- (a) "Residential" shall mean a dwelling unit or multiple dwelling units up to a maximum of 3 units.
 - (b) "Commercial" shall mean all non-dwelling units and all multiple dwellings over 3 units. A mix of dwelling units and non-dwelling units, are to be classified as commercial.
 - (c) "Utilities Kingston" means 1425445 Ontario Limited operating as "Utilities Kingston" which, in addition to other activities, provides management and operation of water and wastewater services and natural gas services under agreement with the City of Kingston.
1. There is imposed, as set out in Appendix "A", miscellaneous charges for services and equipment supplied by Utilities Kingston.
 2. There is imposed on relevant customers charges for services and appliance rental equipment related to the hot water heater use supplied by Utilities Kingston as set out in Appendix "B".
 3. Payments are due on the 'Due Date' shown on the invoice. Payment options shall be listed on the back of the Utilities Kingston invoice.
 4. Fees and charges that are due and unpaid will be charged a penalty of up to one and one half (1.5) percent per month. Costs incurred by the municipality in collecting unpaid fees and charges shall be added to the amount due and owing. The Treasurer of the Corporation of the City of Kingston may add unpaid fees and charges to the tax roll of the property to which the service was provided and collect them in the same manner as municipal taxes. Appendix "A" and "B" hereby adopted as part of this by-law.
 5. This By-Law and Appendix "A" and "B" of this by-law shall come into force and take effect on: January 1, 2012.

GIVEN ALL THREE READINGS AND PASSED December 20, 2011

CITY CLERK

MAYOR

Appendix "A"

Utilities Kingston Miscellaneous Service Charges

Effective: January 1, 2012

Charges that are dependant upon the time when the work is requested to be conducted are based on the following time definitions:

Regular Hours: 08:00-16:30 Monday-Friday, except holidays

Extended Hours: 16:30-18:30 Monday-Friday, except holidays

After Hours: All other times and all holidays

<p>1. Account Setup/Change of Occupancy Applicable per utility service, (Water/Sewer is considered one utility service for this purpose) when a customer is moving into a new service address.</p>	<p>➤ \$15/utility service</p>
<p>2. Initial Service Connection Applicable when customer requests service to be connected during these hours:</p> <p>(I) Regular Hours With 24 Hours Notice</p> <p>(II) Regular Hours With Less Than 24 Hours Notice, and Extended Hours</p> <p>(III) After Hours</p>	<p>➤ No Charge</p> <p>➤ \$65</p> <p>➤ \$185</p>
<p>3. Service Call Applicable when a trip is made to investigate a customer's call for assistance when it is a customer's responsibility.</p>	<p>➤ Actual Costs + 20% (\$80-\$140/hr/person)</p>
<p>4. Shut-Off / Turn-On Service Applicable when a customer requests the utility service to be shut-off or turned-on for the customer's convenience. If the "shut-off" and "turn-on" occurs on the same day and within Regular and Extended Hours, this will be considered one trip. An emergency shut-down will not attract a charge, though the turn-on will.</p> <p>(I) Regular Hours and Extended Hours with 24 hrs. notice</p> <p>(II) Regular Hours and Extended Hours with less than 24 hrs. notice</p> <p>(III) After Hours</p>	<p>➤ \$65/trip</p> <p>➤ \$185/trip</p> <p>➤ \$185/trip</p>

<p>5. Reconnection Charge – (Due to Non Payment of Account) Applicable when a trip is made to reconnect a service that has been disconnected for non-payment of an account.</p> <ul style="list-style-type: none"> (I) Regular Hours (II) Extended Hours (III) After Hours 	<ul style="list-style-type: none"> ➤ \$65 + charge for any gas appliance light-ups @\$15/appliance ➤ \$185 + charge for any gas appliance light-ups @\$15/appliance ➤ \$185 + charge for any gas appliance light-ups @\$15/appliance
<p>6. To Repair or Replace Metering Equipment Applicable when meter is required to be repaired or replaced as a result of freezing, abuse, lack of care, damage, etc., where it is customer's responsibility.</p> <ul style="list-style-type: none"> (I) Regular and Extended Hours (II) After Hours (III) Repeated Occurrences: All Hours 	<ul style="list-style-type: none"> ➤ \$75 + material cost of meter repair/replacement ➤ \$185 + material cost of meter repair/replacement ➤ Actual Costs
<p>7. Dispute Meter Charge Applicable when customer questions the accuracy of a meter and the meter is removed for a dispute test.</p> <ul style="list-style-type: none"> (I) Water Meters <ul style="list-style-type: none"> (a) 1" Water Meter and Smaller (b) 1¼" – 3" Water Meter (c) Over 3" Water Meter (II) Gas Meters <ul style="list-style-type: none"> (a) Residential (b) Commercial 	<p><i>Charges only apply if customer's meter is proven to be accurate.</i></p> <ul style="list-style-type: none"> ➤ \$65 ➤ \$115 ➤ Actual Costs ➤ \$65 ➤ \$115
<p>8. Locates A request to locate utility services underground</p> <ul style="list-style-type: none"> (I) Residential owners on own property (II) All other situations may be subject to the hourly rate <ul style="list-style-type: none"> (a) Regular Hours (b) Extended Hours and after Hours 	<ul style="list-style-type: none"> ➤ No Charge ➤ \$75/hr/person ➤ \$100/hr/person (subject to 2 hr min call out)
<p>9. Missed Appointment Applicable when an appointment has been made and the customer misses the appointment; (subject to waiver due to special circumstances).</p>	<ul style="list-style-type: none"> ➤ \$25/person

<p>10. Additional Meter Read Applicable when a customer requests their meter to be read, or a special trip is required to attempt to get a read as a result of problems associated with access to the meter.</p>	<p>➤ \$30/trip</p>
<p>11. Service Pipe Leak Repair Applicable when a customer requests a leak to be repaired on a service pipe between street line and building (i.e. up to meter).</p> <p>(I) Water Service Pipe Repairs (II) Gas Service Pipe Repairs</p>	<p>➤ Actual Costs + 20% ➤ No Charge</p>
<p>12. Requests for Billing Information Applicable when customer requests reprints of bills, supplemental billing or metering information, arrears verification.</p>	<p>➤ Actual Costs (\$45/hr)</p>
<p>13. Other Work At Customer's Request Applicable when a customer requests other work to be performed by Utilities Kingston.</p> <p>(I) For work which is not normally done by private contractors (II) For work which may be done by private contractors</p>	<p>➤ Actual Costs ➤ Actual Costs + 20%</p>
<p>14. To Thaw Water Service Pipe Applicable when a customer requests Utilities Kingston to thaw water line from the watermain to the building.</p> <p>(I) If the water service is frozen within the wall of the house, or between the house and property line, it is the responsibility of the customer to have the water service thawed. (II) If the water service is frozen between the street line and the watermain, it is the responsibility of Utilities Kingston.</p>	<p>➤ Actual Costs + 20% ➤ No Charge</p>
<p>15. Bulk Water Usage Charge Applicable when customer takes water on a bulk basis. (Includes commercial water hauling operations.)</p> <p>(I) Commodity Charge</p>	<p>➤ \$1.80/m³</p>

<p>16. Water Meter Installation Charge Charges are based on the size of water service and metering requirements and installation is performed during Regular Hours. Charge is paid with the building permit.</p> <p>(I) Positive Displacement Meter</p> <ul style="list-style-type: none"> (a) 5/8" (b) 3/4" (c) 1" (d) 1 1/2" (e) 2" <p>(II) Compound Meter</p> <ul style="list-style-type: none"> (a) 2" (b) 3" (c) 4" (d) 6" (e) 8" <p>(III) Turbine</p> <ul style="list-style-type: none"> (a) 3" (b) 4" (c) 6" (d) 8" (e) 10" 	<ul style="list-style-type: none"> ➤ \$200 ➤ \$220 ➤ \$310 ➤ \$630 ➤ \$720 ➤ \$1,800 ➤ \$2,300 ➤ \$3,500 ➤ \$5,400 ➤ \$11,000 ➤ \$1,600 ➤ \$2,500 ➤ \$4,800 ➤ \$6,600 ➤ \$9,300
<p>17. Rodding Service Rodding sanitary service laterals; includes use of the camera.</p> <p>(I) Regular Hours</p> <p>(II) Extended Hours and After Hours</p>	<ul style="list-style-type: none"> ➤ \$220 per job ➤ \$380 per job
<p>18. Use of the Large Sewer Rodder The large sewer rodder is used to clear larger sewer laterals and mains.</p>	<ul style="list-style-type: none"> ➤ Actual Costs
<p>19. Use of the Jet-truck When there is a request to have a private lateral cleared using the Jet-truck a charge will be applied. (Regular Hours)</p>	<ul style="list-style-type: none"> ➤ \$165/hr
<p>20. Service Lateral Inspections - Camera Work Only Charge for special requests for the sewer lateral to be viewed using camera.</p> <p>(I) Regular Hours</p> <p>(II) Extended Hours and After Hours</p>	<ul style="list-style-type: none"> ➤ \$135/hr ➤ \$200/hr (subject to 2 hr min call out)

<p>21. Wastewater Disposal (Septage) Applicable to septage haulers that dump their loads into our municipal wastewater system. Tank load charges based on 90% of rated capacity of tank.</p>	<ul style="list-style-type: none"> ➤ \$10.00/m³ (non industrial waste) ➤ \$15.00/m³ (industrial waste)
<p>22. Natural Gas Leak Detection Survey Applicable when a customer requests a natural gas leak detection survey be done of pipes, equipment, and appliances that are a customer's responsibility.</p> <ul style="list-style-type: none"> (I) Regular Hours (II) Extended and After Hours 	<ul style="list-style-type: none"> ➤ \$75/hr/person ➤ \$100/hr/person (subject to 2 hr min call out)
<p>23. Gas Code Equipment/Appliance Installation Inspection Applicable when a customer/contractor requests a gas inspection to be conducted of the installation of any new natural gas equipment/appliances.</p> <ul style="list-style-type: none"> (I) New gas service (i.e. part of inspection of a new gas service installation to building) <ul style="list-style-type: none"> (a) Initial inspection if requested to be done during: <ul style="list-style-type: none"> (i) Regular Hours with 24 Hours Notice (ii) Regular Hours with Less Than 24 Hours Notice, and Extended Hours (iii) After Hours (b) Follow-up inspections due to code violations if requested to be done during: <ul style="list-style-type: none"> (i) Regular Hours with 24 Hours Notice (ii) Regular Hours with Less Than 24 Hours Notice, and Extended Hours (iii) After Hours (II) Existing gas service <ul style="list-style-type: none"> (a) Regular Hours with 24 Hours Notice (b) Regular Hours with Less Than 24 Hours Notice, and Extended Hours (c) After Hours 	<ul style="list-style-type: none"> ➤ No Charge ➤ \$100 ➤ \$160 ➤ \$75 ➤ \$100 ➤ \$160 ➤ \$75 ➤ \$100 ➤ \$160
<p>24. Water/Sewer Connection/Alteration Permit Application Fee Applicable when a customer requests a connection or an alteration to an existing connection to the water distribution system or to the sewage works. This fee does not cover costs of materials required or labour to perform the connection/alteration.</p>	<ul style="list-style-type: none"> ➤ \$100

<p>25. Water/Sewer Lateral Stub Fees Where an Owner applies for a Water/Sewer Connection/Alteration Permit in order to connect a new water or sanitary sewer lateral and a water or sewer lateral stub exists in the road as a result of an installation completed by the City of Kingston then the following fees shall apply in addition to any other fees for the connection:</p>	<ul style="list-style-type: none"> ➤ Water Lateral Stub Fee: \$2,000.00 ➤ Sewer Lateral Stub Fee: \$1,800.00
<p>26. Disconnection of Services – Water/Sewer Inspection Fee Applicable when the customer arranges for the disconnection of water or sewer service lateral connections from the water distribution system or the sewer works. The inspection is to ensure the services have been satisfactorily disconnected from the municipal systems.</p>	<ul style="list-style-type: none"> ➤ \$75
<p>27. Discharge Exception – Storm Water Application Fee Applicable upon submission of a Discharge Exception Storm Water Application.</p>	<ul style="list-style-type: none"> ➤ \$150
<p>28. Short Version – Discharger Information Report Fee Applicable upon submission of a Short Version Discharger Information Report by an owner or operator of an industrial, commercial or institutional premises prior to the discharge of sewage, storm water, cooling water or uncontaminated water to a sewage works, as required, and in accordance to the provisions of the sewer-use by-law.</p>	<ul style="list-style-type: none"> ➤ \$50
<p>29. Long Version – Complete Discharger Information Report Fee Applicable upon submission of a Complete Discharger Information Report by a discharger to the sewage works, as requested by a Manager, in accordance to the provisions of the sewer-use by-law.</p>	<ul style="list-style-type: none"> ➤ \$100
<p>30. Sampling & Analytical Fees Applicable where sampling is required to determine the content and strength of discharged sewage.</p>	<ul style="list-style-type: none"> ➤ \$200 per sample
<p>31. Temporary Remedial Groundwater Treatment Discharge Fee Applicable where temporary discharge of treated groundwater is in compliance with the sewer-use by-law.</p>	<ul style="list-style-type: none"> ➤ \$500 plus the applicable volumetric wastewater rate charge per m³ for all volume as per the water and wastewater rates by-law rate schedule.

32. Subdivision Inspections

Applicable when a Developer submits requests for subdivision inspections

(I) **Preliminary Certificate of Approval of Underground Services**

➤ **First Inspection: No Charge**
Additional Inspections: \$200.00 each

(II) **Preliminary Certificate of Approval of the Works**

➤ **First Inspection: No Charge**
Additional Inspections: \$200.00 each

(III) **Final Certificate of Approval of the Works**

➤ **First Inspection: No Charge**
Additional Inspections: \$200.00 each

Appendix "B"

**Utilities Kingston Appliance Rental Business
Hot Water Heater Rental Rates**

Effective January 01, 2012

Residential	Effective January 01, 2012
Natural Gas	Monthly Rental Rates
Unit	
40 gal Standard	\$12.84
50 gal Standard	\$14.80
50 gal Direct Vent	\$21.15
50 gal Power Vent	\$23.72
50-65 Power Vent	\$25.15
60 gal Standard	\$16.08
60gal Power Vent	\$23.80
50-80 Power Vent	\$35.66
	\$39.70
Tankless 7.5 gal per min Power Vent & Concv Vent	\$33.18
Tankless 7.5 gal per min Direct Vent	\$41.61
Tankless 9.3 & 8.4 gal per min Power Vent	\$39.31
Tankless 9.3 & 8.4 gal per min Direct Vent	\$41.86
Electric	
Unit	
40 imp gal	\$10.24
60 imp gal	\$11.82

Non residential and solar appliance rental rates are charged at appropriate competition market rates.