

# THE CORPORATION OF THE TOWN OF THESSALON

## BY-LAW NUMBER 1949

Being a By-Law to impose and collect Sewer Service Rates for the use of the Town of Thessalon Sewage Works System.

---

WHEREAS Section 391 of the Municipal Act, 2001, authorizes the Council of the Corporation of the Town of Thessalon to pass a by-law to impose a fee or charge on any class of persons for services or activities provided or done by or on behalf of it;

AND WHEREAS the Council for the Corporation of the Town of Thessalon is authorized pursuant to Ontario Regulation 244/02 of the Municipal Act, 2001 to impose a fee or charge for the use of a sewage system;

AND WHEREAS Ontario Regulation 244/02 of the Municipal Act, 2001 imposes public notification requirements where fees and charges are imposed for the use of a sewage system, and the Corporation of the Town of Thessalon has held a public meeting and provided notice of the public meeting in accordance with that regulation;

AND WHEREAS the persons to be benefited and charged with the Sewage Service Rates are Thessalon Customers as defined in para. 1 of this By-law;

AND WHEREAS the Council of the Town of Thessalon deems it expedient to pass a by-law imposing such water service rates and to repeal By-law 1934.

NOW THEREFORE the Council of the Corporation of the Town of Thessalon hereby ENACTS AS FOLLOWS:

1. Definitions:
  - (1) "Council" means the Council for the Corporation of the Town of Thessalon;
  - (2) "Town of Thessalon" means the Corporation of the Town of Thessalon;
  - (3) "Thessalon Customer" means those owners of land, whose land is located within the Town of Thessalon and whose land is connected to the Town of Thessalon Sewage Works System ;
  - (4) "Sewer Service Rate" means the rate charged for the cost of sewage works supplied by the Corporation of the Town of Thessalon as calculated in Schedule "A" attached to and forming part of this by-law;
2. Every Thessalon Customer shall pay a Sewer Service Rate, calculated as follows:
  - (a) 32.27 percent of the corresponding Water Service Rate that the Thessalon Customer and Thessalon Rate Customer must pay under the current by-law to impose and collect water service rates.
3.
  - (a) Payment: All bills from the Town of Thessalon shall be mailed bi-monthly by the last business day of the month and shall be due and payable on or before the sixteenth (16<sup>th</sup>) of the following month ("due date").
  - (b) An additional amount of three percent (3%) shall be added to all bills not paid in full by the due date.
  - (c) Thessalon Customers who have not paid their bill by the 16<sup>th</sup> of the following month, as outlined in para. 3(a), shall be given until the 16<sup>th</sup> day of the month following the due date for payment in full of the arrears of all outstanding Sewer Service Rates and any current Sewer Service Rates and Water Service Rates (as set out in the current by-law to impose and collect water service rates). A failure to pay all outstanding and current Sewer Service Rates by the 16<sup>th</sup> day of the month following the due date of the invoice shall result in the Thessalon Customers' water service being shut off of the Thessalon Water Distribution

System within five working days following the 16<sup>th</sup> day of the following month. Accordingly, a Customer's water service shall not be turned on again until the full amount of the said indebtedness is paid, along with payment of the Service Charges for turning the service off and on, as set out in para. 6 of the current by-law to impose and collect water services rates. The Town of Thessalon may use any further method of securing payment of the indebtedness available to it pursuant to the Municipal Act, 2001;

- (d) The Treasurer of the Town of Thessalon shall charge the current bank charge plus twenty-one dollars (\$21.00) to any account for which payment was tendered by cheque, pre-authorized debit, on-line banking or telephone banking transaction where such cheque, pre-authorized debit, on-line banking or telephone banking payment is not honoured by the Bank or Trust Company named on such cheque, pre-authorized debit, on-line banking or telephone banking transaction.
- 4. The Sewer Service Rates and charges under this By-law imposed on a Thessalon Customer constitutes a debt by the Thessalon Customer to the Town. Sewer Service Rates and charges set out in this By-law have priority lien status and the Treasurer of the Town of Thessalon may add the Sewer Service Rates and charges under this By-law to the tax roll for the property owned by the Thessalon Customer and collect such in the same manner as municipal taxes.
- 5. In the event any provisions or part thereof, of this By-law is found by a court of competent jurisdiction to be ultra vires, such provisions or part thereof, shall be deemed to be severed and the remaining portion of such provisions and all other portions of this By-law shall remain in full force and effect.
- 6. By-law Number 1934 is hereby repealed.
- 7. This By-law shall come into force and effect on the 1<sup>st</sup> day of December, 2013.

READ a first and second time this 21<sup>st</sup> day of October, 2013.

READ a third time and FINALLY PASSED this 21<sup>st</sup> day of October, 2013.

---

MAYOR

SEAL

---

CLERK