

**Authority:** Item 1, Committee of the Whole  
Report; 05-026 (FCS05124/PW05143)  
CM: December 14, 2005

**Bill No. 377**

## **CITY OF HAMILTON**

### **BY-LAW NO. 05-377**

#### **TO AMEND THE SEWER AND DRAIN BY-LAW R79-172, AS AMENDED, AND IMPLEMENT THE 2006 FEES AND CHARGES**

WHEREAS on November 6, 1979, the Council of The Regional Municipality of Hamilton-Wentworth passed and enacted Regional By-law R79-172, known and referred to as "The Regional Sewer and Drain By-law";

AND WHEREAS pursuant to the City of Hamilton Act, 1999, S.O. 1999, c. 14, Schedule "C", The Regional Municipality of Hamilton-Wentworth was dissolved on January 1, 2001 and the City of Hamilton stands in the place of The Regional Municipality of Hamilton-Wentworth for all purposes;

AND WHEREAS pursuant to the City of Hamilton Act, 1999, S.O. 1999, c. 14, Schedule "C", every by-law of an old municipality, such as the former Regional Municipality of Hamilton-Wentworth, that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;

AND WHEREAS pursuant to section 391 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality may pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of the municipality and for the use of the municipality's property, including property under its control;


AND WHEREAS on the 14th day of December, 2005, the Council of the City of Hamilton did approve of Item 1 of Committee of the Whole Report 05-026 and did authorize the 2006 water and wastewater user fees and charges, including the fees and charges set out herein;

AND WHEREAS notice of the 2006 fees and charges set out herein has been given in a form and in the manner and at the times that the Council considers adequate and otherwise in accordance with the provisions of the said Municipal Act, 2001;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Schedule "C" to By-law No. R79-172, as amended, is hereby repealed and that Schedule "C" attached to this by-law be substituted therefor.
2. That this by-law shall come into force and take effect as of January 1, 2006.
3. In all other respects, the contents of By-law R79-172, as amended, including but not limited to all other fees and charges therein, are hereby confirmed as unchanged.

PASSED AND ENACTED this 14<sup>th</sup> day of December, 2005.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

**SCHEDULE "C"**  
**SCHEDULE OF FEES AND CHARGES**  
**EFFECTIVE JANUARY 1<sup>ST</sup>, 2006**

1.	Basic Fee for any sewer permit	\$52.28"
<p>In addition to the basic fee described in section (1) of this Schedule "C", the following fees are payable:</p>		
	(a) for a sanitary yard sewer and a private drain, or for either one individually	\$21.92'
	<b>(b)</b> for a storm water yard sewer and a private drain, or for either one individually	\$21.92*
	(c) for a lateral connection to a yard sewer	\$21.92'
	(d) for a catch basin including connection to a storm water yard sewer	\$21.92*
	(e) inspect storm sewer	\$21.92*
	(f) inspect sanitary sewer	\$21.92'
2.	Processing of Special Sewer Agreements	\$412.94*
3.	Special Sanitary/Storm Sewer Agreements (Clause 5(1)(b)(i) of the By-law)	\$1,813.91*
4.	Special Dual Sewer Agreements (Clause 5(1)(b)(ii) of the By-law)	\$2,394.20*
5.	Discharge of Special Sewer Agreements	\$219.56*
6.	Sanitary Yard Sewer & Private Drain Inspection (weekend)	\$219.56'
7.	Expired Sewer Permit Extension (Renewal) (plus any difference in price between new permit and expired permit)	\$32.89'
8.	Service Charge for Missed Appointments and Inspections Not Ready and completed follow-up inspection (\$49.14/visit).	\$98.28*
9.	Rental Rate for Landscaping Lease (Per Annum)	Case Dependent No Set Fee
10.	Status of Special Sewer Agreements – No Field Inspection	\$73.91*
11.	Status of Special Sewer Agreements – Field Inspection	\$202.91*

\*GST exempt.