

**VILLAGE OF MCCREARY**  
**By-Law No. 11/2013**

BEING A BY-LAW OF THE VILLAGE OF MCCREARY TO PROVIDE FOR  
WATER AND SEWER RATES AND THE COLLECTION THEREOF.

**WHEREAS** the Village of McCreary has undertaken a water and sewer rate study that indicates water and sewer rates require to be increased;

**AND WHEREAS** Section 232 (1) and (2) of the “Municipal Act”, S.M. 1996, c. 58, provides in part as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

(l) Public utilities;

232(2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division....

(d) Establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;

**AND WHEREAS** it is deemed advisable to provide rates for September 1, 2013, September 1, 2014, September 1, 2015 and September 1, 2016 and thereafter to be paid by persons to whom water is supplied by the Village and who use the sewer system of the Village and to provide for the collection thereof;

**NOW THEREFORE THE COUNCIL OF THE VILLAGE OF MCCREARY IN SESSION DULY ASSEMBLED, HEREBY ENACTS A BY-LAW AS FOLLOWS:**

1. **THAT** consumers shall pay for water and sewer services supplied to them at the rates and under the terms set out in Schedule “A” attached hereto and forming part of this by-law. Connected customers shall be billed quarterly charges for metered services as set forth in Schedule “A”.
2. **THAT** the meter shut off valve inside premises serviced with water by the Village, shall be readily accessible and not used by the owner except for the protection of the premises. No person shall tamper with the meter or cause the water supply to bypass the meter. All pipes and valves inside the premises shall be kept in good repair by the owner or occupant. Any damage through neglect or otherwise, by a contractor for the owner or occupant, to the water service pipes from the street to the premises including the meter shall be the responsibility of the owner or occupant.
3. **THAT** no person shall wilfully or maliciously hinder or cause to hinder the Village or its’ representative in the exercise of their duties in relation to the operation and maintenance of the water or sewer system.
4. **THAT** any person violating any provision of this by-law shall:
  - a) Be guilty of an offence and, upon conviction, liable to a fine not exceeding five hundred dollars (\$500) and costs for each violation;
  - b) Be liable to the Village of McCreary for any expense, loss or damage suffered by the Village as a result of the violation;
  - c) Be liable for the repairs and costs of the repairs to the system as a result of the violation. If that person is in default of effecting the repairs, the Village may effect the repairs and charge the cost thereof to that person, or add the cost to property taxes and collect those property taxes in the same manner as other property taxes.
5. **THAT** this by-law and rates for September 1, 2013, September 1, 2014, September 1, 2015 and September 1, 2016 and thereafter, shall come into force and be effective on, from and after both approval of the Public Utilities Board of Manitoba and receipt of third and final reading thereof.
6. **THAT** By-law No. 13-2004 and By-law No. 267 and By-law No. 248 be repealed as of September 1, 2013 and upon final approval of this By-law by the Public Utilities Board of Manitoba.

**PASSED AND ENACTED BY THE VILLAGE OF MCCREARY IN COUNCIL DULY ASSEMBLED THIS 5<sup>th</sup> day of November, 2013.**

**VILLAGE OF McCREARY**

**ORIGINAL SIGNED**  
**LINDA CRIPPS, MAYOR**

**ORIGINAL SIGNED**  
**WENDY L. TURKO, MUNICIPAL ADMINISTRATOR**

Read a first time this 14th day of March, 2013.  
Read a second time this 5th day of November, 2013.  
Read a third time this 5<sup>th</sup> day of November, 2013.