THE CITY OF WINNIPEG

BY-LAW NO. 201/2007

A By-law of The City of Winnipeg to amend By-law No. 504/73, being the Water Works By-law.

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1. By-law No. 504/73, as amended by By-law Nos. 669/74, 1230/76, 1532/77, 2289/79, 2824/80, 2941/81, 3171/82, 3340/82, 3948/85, 4761/87, 5049/88, 5331/89, 5505/90, 5590/91, 5811/91, 5831/92, 6002/92, 6082/92, 6292/93, 6543/94, 6736/95, 6940/96, 7121/97, 7328/98, 7526/99, 7725/2000, 7882/2001, 177/2004, 209/2005 and 246/2006 is hereby further amended as follows.

2. By-law No. 504/73 is hereby amended by deleting Clause 23 thereof and substituting therefore the following:

"**LIABILITY INSURANCE**

23. Every person to whom a license is issued under this By-law shall maintain on file with the City's Corporate Risk Manager a certificate of insurance evidencing general liability insurance in an amount of not less than two million ($2,000,000.00) dollars inclusive; such policy shall add The City of Winnipeg as an additional insured with evidence of cross liability, as well as contractor's equipment and products and completed operations cover; 15 days notice of cancellation to be included and the deductible to be paid by the contractor. All requirements to be expressly stated on the certificate."

3. By-law No. 504/73 is hereby amended by deleting Clause 38 thereof and substituting therefore the following:

"**CROSS CONNECTIONS AND BACKFLOW PREVENTION**

38. No customer or person shall connect, cause to be connected, or allow to remain connected, any piping, fixture, fitting, container or appliance, in a manner which, under any circumstances, may allow water, waste water, or any harmful liquid or substance to enter the City's water system.

If a condition is found to exist which in the opinion of the Designated Officer is contrary to the aforesaid, the Designated Officer may either:

(a) shut off the service or services, or

(b) give notice to the customer to correct the fault at his own expense within a specified time period. If the customer fails to comply with such notice, the Designated Officer shall proceed in accordance with clause (a) of this section.

Without limiting the generality of the foregoing, the Designated Officer may allow cross connection control devices to be installed on the customer's water piping at the sources of potential contamination and/or on the water service pipe.

Notwithstanding the foregoing, where, in the opinion of the Designated Officer, a severe hazard exists, the customer shall install on his water service pipe a cross connection control device approved by the Designated Officer in addition to the cross connection control devices installed on the customer's water piping at the source of potential contamination.

Cross connection control devices shall be tested at the expense of the customer, upon installation, and thereafter annually, or more often if required by the Designated Officer, by personnel approved by the Designated Officer, to demonstrate that the device is in good working condition. The customer shall submit a report on a form approved by the Designated Officer, on any or all tests performed on a device within 30 days of a test and a certificate of compliance issued by the City of Winnipeg shall be displayed on or adjacent to the said device.

Should a test show that a cross connection control device is not in good working condition, the customer shall make repairs or replace the device within 96 hours, or such other specified period, and if the customer fails to comply, the Designated Officer shall shut off the service or services.

Should a customer fail to have a cross connection control device tested, the said device shall be deemed defective and the Designated Officer shall shut off the service or services until the said device has been tested and approved as required herein. No water service pipe shall be turned on at the curb stop for occupancy use until the private plumbing system has been approved by the City Plumbing Inspector or has been inspected for cross connections by personnel approved by the Designated Officer.

Where a cross connection control device is required for temporary use of water, the customer may rent one from the Utility upon payment of the fee shown in Schedule "B"."

4. By-law No. 504/73 is hereby amended by deleting Clause 40 thereof and substituting therefore the following:

"**PROVISION OF METERS**

40. (a) The Water Works Utility shall determine the size of meter to be installed in any premises for measuring all water other than for fire fighting use and shall provide and maintain such meter. The owner shall provide a sufficient space as close as possible to the stop and drain cock in the building or premises to allow the Water Works Utility to place the meter in a horizontal position. The owner or occupant must at all times have the meter accessible so that it may be readily examined and read by employees of the Water Works Utility;

(b) Where a person requests testing of the City meter, a fee will be charged as shown in Schedule "B" (Meter Test Fee). If the meter test results show that the meter is over registering outside of the current specifications of

the *American Water Works Association*, the meter test fee will be refunded."

5. By-law No. 504/73 is hereby amended by adding as Clause 65, the following:

"**RECORD SEARCH FEE**

65. Upon application, in a form provided by the Utility, and payment of the fee listed in Schedule "B", the Utility shall conduct a search of its records and provide advice in respect of specific properties regarding recorded By-law infractions, spills, outstanding inspections, and other details, including account histories, as may be allowed by City by-law."

6. By-law No. 504/73 is hereby amended by deleting Clause 1 of Schedule "A" thereof and substituting therefore the following:

"1. Domestic $3.45 per 100 cubic feet ($1.2184 per Kilolitre) from 0 to 9,600 cubic feet/quarter

Intermediate $2.97 per 100 cubic feet ($1.0488 per Kilolitre) from 9,601 to 96,000 cubic feet/quarter

Industrial $2.49 per 100 cubic feet ($0.8793 per Kilolitre) over 96,000 cubic feet/quarter."

7. By-law No. 504/73 is hereby amended by deleting Clause 1 of Schedule "B" thereof and substituting therefore the following:

"1. Permit Fee

The permit fee for new/renewed/repaired water services shall be as follows:

(a)	Single Domestic Service	$ 50.00
(b)	Combined Domestic Fire Service Industrial, etc.	$ 127.00
(c)	Sprinkler Service	$ 127.00"

8. By-law No. 504/73 is hereby amended by deleting Clause 2 of Schedule "B" thereof and substituting therefore the following:

"2. Contractor's License

The annual license for installation of water services shall be as follows:

(a)	Initial Fee	$ 300.00
(b)	Annual Renewal	$ 176.00"

9. By-law No. 504/73 is hereby amended by deleting Clause 3 of Schedule "B" thereof and substituting therefore the following:

"3. Multiple Metering

The permit fee for Multiple Metering shall be $ 80.00"

10. By-law No. 504/73 is hereby amended by deleting Clause 4 of Schedule "B" thereof and substituting therefore the following:

"4. Meters damaged by frost

The following rates will apply:

Meter Size (Inches)	Charge
5/8	$146.00
3/4	$184.00
1 – 2	Actual cost + $89.00
3 – 10	Actual cost + $132.00"

11. By-law No. 504/73 is hereby amended by deleting Clause 6 of Schedule "B" thereof and substituting therefore the following:

"6. Use of Fire Hydrants

Upon the approval of the use of a Fire Hydrant(s), the following charges must be deposited before the Fire Hydrants are used:

(a) $200.00 for each hydrant for 30 days, or part thereof with an additional $56.00 per month for each additional month.

(b) A deposit of $100.00 for use of water. Final billing is based on actual water used."

12. By-law No. 504/73 is hereby amended by deleting Clause 7 of Schedule "B" thereof and substituting therefore the following:

"7. Rental of Water Meters

Meter Size (Inches)	Rate per Month
5/8 – 3/4	$50.00
1 - 2	$100.00
3	$150.00"

13. By-law No. 504/73 is hereby amended by deleting Clause 11 of Schedule "B" thereof and substituting therefore the following:

"11. Water sold at a standpipe $9.00/1000 gallons"

14. By-law No. 504/73 is hereby amended by deleting Clause 14 of Schedule "B" thereof and substituting therefore the following:

"14. Non-Payment Turn Off/Turn On Fee $100.00"

15. By-law No. 504/73 is hereby amended by deleting Clause 15 of Schedule "B" thereof and substituting therefore the following:

"15. Appointment Fee

Field:	First Appointment	no charge
	Second and each additional appointment	$90.00
Inspection:	First appointment	no charge
	Second and each additional appointment	$20.00"

16. By-law No. 504/73 is hereby amended by adding as Clause 16 of Schedule "B" the following:

"16. Backflow Preventer Rental with Lockable Box

(a)	Per Unit - per week	$175.00
(b)	Per Unit - per month	$500.00"

17. By-law No. 504/73 is hereby amended by adding as Clause 17 of Schedule "B" the following:

"17 Meter Test Fee

Meter Size (Inches)		
(i)	5/8 - 3/4	$ 79.00 + GST
(ii)	1 and larger	$ 200.00 + GST"

18. By-law No. 504/73 is hereby amended by adding as Clause 18 of Schedule "B" the following:

"18. Record Search Fee

(a)	Environmental record search not including account histories (per address)	$80.00 + GST
(b)	Record search account history only (per account)	
	(i) up to 5 most recent years	$60.00 + GST

(ii) every additional year $60.00 + GST”

19. This By-law shall come into force January 1, 2008.

DONE AND PASSED in Council assembled this day of , 2007.

Mayor

City Clerk

Approved:

Director, Water and Waste Department

Certified as to form:

for City Solicitor/Manager of
Legal Services [File No. W.3 LES]