THE CITY OF WINNIPEG

BY-LAW NO. 32/2018

A By-law of THE CITY OF WINNIPEG to amend the Sewer By-law No. 92/2010 to allow for the amortization of wastewater sewer connection charges.

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

Sewer By-law amended

1 The Sewer By-law No. 92/2010 amended by replacing section 35 with the following:

Connection charge

35(1) *In this section:*

"connection charge" *means a fee equivalent to the local improvement taxes that would have been imposed on the property if the property had fronted on a wastewater sewer constructed as a local improvement for which notice had been given in the year in which the property was connected to the wastewater sewer. If no wastewater sewer local improvements take place in the year in which the property was connected to the wastewater sewer, the connection charge is equivalent to the local improvement taxes that would have been imposed on the basis of the maximum rate per frontage foot established for wastewater sewers in that year.*

35(2) *Subject to subsections (3) and (4), if in respect of a property where neither local improvement taxes nor a connection charge have ever been imposed, the owner of the property must, at the time of connecting the property to the wastewater sewer, pay the connection charge.*

35(3) *Where the owner of a property fails to pay the entirety of a connection charge imposed under subsection (2) at the time that it is imposed, the connection charge must be added to the property taxes payable in respect of the property pursuant to subclause 210(4)(c)(iii) of* The City of Winnipeg Charter *and collected in the same manner as local improvement taxes. For greater certainty, the interest rate applicable to local improvement taxes for wastewater sewers imposed in that year and term (that is, the number of years of payments) for local improvement taxes for wastewater sewers imposed in that year, or in the last year in which local improvement taxes were imposed for wastewater sewers where no local improvement taxes have been imposed for wastewater sewers in that year, applies to the payment of the connection charges.*

35(4) *Despite subsection (2), no connection charge is payable in respect of a property when:*

(a) a wastewater sewer has been installed adjacent to a property as a condition of a subdivision agreement or other agreement; and

(b) the said agreement includes the said property.

DONE AND PASSED this 22nd day of March, 2018.

Mayor

City Clerk

Approved as to content:

Director of Water and Waste

Legally reviewed and certified as to form:

for Director of Legal Services
and City Solicitor