

BYLAW 429-12

A BYLAW OF THE TOWN OF CARNDUFF TO FIX RATES  
AND GRANT ACCESS OF RAW WATER

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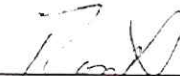
The Council of the Town of Carnduff in the Province of Saskatchewan, pursuant to Section 8 of *The Municipalities Act*, enacts as follows:

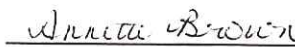
1. This Bylaw shall be known and may be cited as the "Raw Water Access Bylaw" of the Town of Carnduff.
2. Any company and/or individual may apply for the right to access raw water from the Town by completing a written application. The written application shall be Form "A", attached hereto and forming a part of this bylaw.
3. It is further agreed and acknowledged that all raw water obtained from this well is non-potable.
4. The Town of Carnduff shall charge an annual fee for each accepted applicant in the amount as indicated in Section 5.
  - a) The applicant will not be permitted access until the annual fee has been received.
  - b) Subsequent annual fees shall be invoiced in January of each year.
  - c) All annual fees must be paid regardless of the amount of access required throughout the year.
5. The annual access fee shall be:
  - a) \$200.00 if application is received between January 1<sup>st</sup> and January 31<sup>st</sup>.
  - b) \$183.00 if application is received between February 1<sup>st</sup> and February 29<sup>th</sup>.
  - c) \$167.00 if application is received between March 1<sup>st</sup> and March 31<sup>st</sup>.
  - d) \$150.00 if application is received between April 1<sup>st</sup> and April 30<sup>th</sup>.
  - e) \$133.00 if application is received between May 1<sup>st</sup> and May 31<sup>st</sup>.
  - f) \$117.00 if application is received between June 1<sup>st</sup> and June 30<sup>th</sup>.
  - g) \$100.00 if application is received between July 1<sup>st</sup> and July 31<sup>st</sup>.
  - h) \$83.00 if application is received between August 1<sup>st</sup> and August 31<sup>st</sup>.
  - i) \$67.00 if application is received between September 1<sup>st</sup> and September 30<sup>th</sup>.
  - j) \$50.00 if application is received between October 1<sup>st</sup> and October 31<sup>st</sup>.
  - k) \$33.00 if application is received between November 1<sup>st</sup> and November 30<sup>th</sup>.
  - l) \$17.00 if application is received between December 1<sup>st</sup> and December 31<sup>st</sup>.
6. If the Town Administrator does not accept the application, the applicant may appeal to the council of the Town at any regular meeting.
  - a) The applicant must provide notice of the appeal in writing two weeks prior to the meeting at which the applicant wishes his appeal heard.
  - b) The Council may adjourn any such appeal to any subsequent meeting from time to time.
  - c) The decision of the Council is final.
7. The account access shall be non-transferable; and only grants access to that company and/or individual.
8. The Town Administration Office shall prepare billings on a monthly basis.
  - a) The monthly bills shall show all rates and charges owing to the Town and mail such billings to the company and/or individual.
  - b) Total amount shown as owing on the billings is due and payable on the date of mailing to the company and/or individual.
  - c) Any amounts that are and remain unpaid after 20 days from the date of billing shall be charged 10% interest and added to forming a charge owing and payable in the same manner as set out in the subsequent clauses of this bylaw.
  - d) Access may not be permitted, subject to written notification, at any time.
9. The charges to be paid shall be as follows: Yearly fee as outlined in Section 5 and 0.0066 cents per liter for access to the raw water.

*Town of Carnduff*  
*Raw Water Access Bylaw 429-12*


10. If the company and/or individual no longer require access to the raw water, they are required to notify the administration office in the form of a written letter.
11. If any section, sub-section, clause, sentence, phrase, or other portion of this Bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the court shall not affect the validity of the remaining portions of this Bylaw.



  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Administrator

Certified a true copy of the bylaw passed by the resolution of the Council present at their regular meeting held on April 10, 2012.

  
\_\_\_\_\_  
Administrator

*Town of Carnduff*  
*Raw Water Access Bylaw 429-12*



**Form "A"**  
**Application for**  
**Raw Water Access**

Applicant Information:

Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

I, \_\_\_\_\_, hereby make application for access to raw water and agree to pay all charges and/or rates set out in the Raw Water Access Bylaw for the Town of Carnduff, and

I acknowledge that this water is non-potable.

I further acknowledge that there will be 10% interest charged to any overdue monthly accounts that are outstanding 20 days from the billing date. And furthermore, that access to the raw water may not be permitted if my account does not remain in good standing, as described in the Raw Water Access Bylaw.

I further agree to comply with the terms and conditions set out in the Raw Water Access Bylaw for the Town of Carnduff. I understand a copy of the said Bylaw is available upon request.

**THE REQUIRED ANNUAL FEE MUST ACCOMPANY THIS APPLICATION.**

DATE: \_\_\_\_\_

SIGNATURE OF APPLICANT: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_

PAYMENT RECEIVED: \_\_\_\_\_ Cheque OR Cash