

CITY OF BURNABY

BYLAW NO. 14536

**A BYLAW to amend Burnaby Waterworks
Regulation Bylaw 1953**

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY WATERWORKS REGULATION BYLAW 1953, AMENDMENT BYLAW NO. 2, 2022.**
2. Burnaby Waterworks Regulation Bylaw 1953, as amended, is further amended by:
 - (a) repealing Section 3A in its entirety;
 - (b) repealing Sections 3(1) and (2) in their entirety and replacing them with the following:

“

 - (1) Application for the laying of water service pipe or pipes to any land shall be made in writing to the Engineer on such form as may from time to time be prescribed by Council, and shall be signed by the owner of such land. Service shall be of size and type as prescribed by the Engineer. The land owner shall, except where the water service pipe or pipes have been installed and paid for by a subdivider pursuant to BYLAW No. 5953, being Burnaby Subdivision Control BYLAW 1971, with each application pay the connection fee set out in the Burnaby Consolidated Fees and Charges Bylaw.
 - (2) If a flat rate water service is applied for via a Building Permit, the land owner shall also pay in advance the annual flat rate water service fee set out in the Burnaby Consolidated Fees and Charges Bylaw less a proportionate rebate for that portion of the calendar year expired at the date of such application. The Collector will apply the flat rate water service fee or part thereof paid to be entered in the current year’s tax roll. The land owner shall

be responsible for the payment of all rates until the land owner provides written notice to the Collector ordering the discontinuance of such service.”

- (c) repealing Section 3B(a) and (b) in their entirety and replacing them with the following:

“

(a) obtain a permit from the Engineer and pay the fee for the permit set out in the Burnaby Consolidated Fees and Charges Bylaw; and

(b) pay the deposit set out in the Burnaby Consolidated Fees and Charges Bylaw for each hydrant used.”

- (d) repealing Section 3C in its entirety and replacing it with the following:

“3C. Any person requesting the disconnection of water service at a property line or the City water main shall pay the applicable fee set out in the Burnaby Consolidated Fees and Charges Bylaw.”

- (e) repealing Section 12(3) in its entirety and replacing it with the following:

“

(3) Every person who uses water from any hydrant or stand pipe shall pay to the City the water use fees set out in the Burnaby Consolidated Fees and Charges Bylaw.”

- (f) repealing Section 17 in its entirety and replacing it with the following:

“17. Every consumer having a metered service shall pay for the full amount of water as registered by the meter at the rate set out in the Burnaby Consolidated Fees and Charges Bylaw, and no reduction shall be allowed on account of any waste of water, unless it be shown to the satisfaction of the Engineer that such waste arose from accidental damage to the pipes or fittings on the land of the consumer and that such damage was beyond the control of that consumer and unless it further be shown to the Engineer that the consumer used all reasonable diligence to stop such waste. If the Engineer decides that a reduction should be made, the amount to be paid by that consumer shall be determined by the Collector based upon average previous consumption adjusted to take into account seasonal variations, any changes in occupancy, and such other factors which, in the opinion of the Collector, may have affected the consumption of water.”

- (g) repealing Section 21 in its entirety and replacing it with the following:

“21. When the consumer whose water service is metered shall make a complaint that any bill is excessive, the City will, on the written request of the consumer, have such meter reread and the service inspected for leaks. Should such consumer desire that any meter be tested, the City will test the meter on the written request of the consumer and upon deposit with the Collector the meter test fees set out in the Burnaby Consolidated Fees and Charges Bylaw. The consumer may be present at such a test.”

- (h) repealing Section 23(a) in its entirety and replacing it with the following:

“(a) Prior to construction, the City will review the proposed construction to determine the feasibility of installing a water meter. If installation is deemed feasible, upon direction of the Engineer, the City will provide and install a construction water meter on the property and the property shall be subject to Metered Service during construction, commencing from the time of connection of the water meter to the City’s Service. Should Metered Service not be feasible during construction, applicable flat rates as set out in the Burnaby Consolidated Fees and Charges Bylaw will apply.”

- (i) repealing Section 23(c) in its entirety and replacing it with the following:

“(c) Prior to issuance of a Building Permit for the property, the owner shall pay to the City a construction meter deposit in the amount set out in the Burnaby Consolidated Fees and Charges Bylaw.”

- (j) repealing Section 27 in its entirety and replacing with the following:

“27. When any rates, fees or other charges due and payable under the Burnaby Consolidated Fees and Charges Bylaw shall be unpaid after one month from the date upon which such rates, fees or charges shall have become due and payable, the Collector shall cause the service, in respect of which such rates, fees or charges are due and payable, to be shut off without notice. Unless otherwise specified in the Burnaby Consolidated Fees and Charges Bylaw, all rates, charges, fees and other payments payable to the City shall be paid by the due date specified in the invoice therefore.”

- (k) repealing Section 29 in its entirety and replacing with the following:

“29. No person shall turn on any service which shall have been turned off by the City and should any service be turned on by any person other than an employee of the City the service shall be deemed to have been continued from the date when the same was turned off and the owner shall be liable accordingly. Every owner shall pay in advance before reconnection is made all arrears of charges owing by such owner under this BYLAW as

well as the annual flat rate service fee set out in the Burnaby Consolidated Fees and Charges Bylaw, provided that the Collector shall allow a rebate of such fee proportionate to that portion of the calendar year expired at the date of such reconnection. The Collector shall cause such flat service fee or part thereof paid to be entered in the current year's tax roll.”

(l) repealing Section 33(6) in its entirety and replacing with the following:

“(6) The owner of any property on which a backflow preventer has been installed shall pay to the City the annual charge set out in the Burnaby Consolidated Fees and Charges Bylaw for the review of backflow preventer test reports in addition to any other rates or charges payable pursuant to the Burnaby Consolidated Fees and Charges Bylaw.”

(m) repealing Section 34(3)(b) in its entirety and replacing it with the following:

(b) The consumer may at their expense provide and install a detector check valve or fire meter of any other size, or may request the Engineer to provide and install the same and pay the cost of installation and rent set out in the Burnaby Consolidated Fees and Charges Bylaw.”

(n) repealing Section 41(1) and (2) in their entirety and replacing it with the following:

“(1) Every owner of any parcel of land or premises of which water is supplied by the City under the provision of this BYLAW, and not on metered service, shall pay the flat rate service fee set out in the Burnaby Consolidated Fees and Charges Bylaw. The Collector shall render accounts for such flat rate service for the period commencing on the 1st day of January and ending on the 31st day of December in each and every year, and the Collector may tabulate and render such accounts on the statement of the Collector of Taxes showing the taxes due on such parcel of land or premises and upon the improvements thereon as required by the Community Charter. Such flat rate service fee shall be due and payable on the 1st day of January in each year, and shall be entered by the Collector on the tax roll of the City for such year against the parcel of land or premises in respect of which water is, on the said date, supplied or ready to be supplied by the City, as aforesaid, for that year, unless such parcel of land or premises is by law exempt from the imposition of such rates against the same.

(2) Every owner of a single family dwelling and two family dwelling with a suite shall pay the fee for a rented suite set out in the Burnaby

Consolidated Fees and Charges Bylaw if the suite was, is or will be rented at any time during the calendar year for which the fee is payable.”

- (o) repealing Section 41B in its entirety; and
- (p) repealing Schedule “A” in its entirety.

3. This Bylaw shall come into force and effect on January 1, 2023.

Read a first time this 5th day of December, 2022

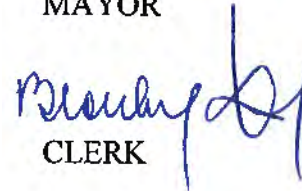
Read a second time this 5th day of December, 2022

Read a third time this 5th day of December, 2022

Reconsidered and adopted this 12th day of December, 2022



MAYOR



CLERK