

**BYLAW NUMBER 375/08  
OF THE VILLAGE OF ALIX,**

BEING A BYLAW OF THE VILLAGE OF ALIX  
IN THE PROVINCE OF ALBERTA TO PROVIDE FOR  
THE REGULATION, OPERATION, MAINTENANCE AND CONTROL OF; A  
WATER WORKS AND DISTRIBUTION SYSTEM, WASTE WATER COLLECTION  
SYSTEM, STORM SEWER SYSTEM, RECYCLING, COMPOST AND GARBAGE  
COLLECTION SYSTEM, AND THE LEVYING OF RATES AND CHARGES  
THEREOF.

**WHEREAS BY VIRTUE OF THE POWER CONFERRED UPON IT UNDER THE  
MUNICIPAL GOVERNMENT ACT, THE COUNCIL OF THE VILLAGE OF ALIX  
DULY ASSEMBLED IN OPEN COUNCIL, ENACTS AS FOLLOWS:**

**1. TITLE**

1.1 This bylaw may be referred to as the "Utilities Bylaw" of the Village of Alix.

**2. INTERPRETATION**

2.1 In this bylaw, the following terms shall have the following meanings, unless the context specifically requires otherwise:

(a) "Ashes" means the residue left after the combustion of wood in fireplaces or wood burning appliances used for the purpose of providing heat in a building.

(b) "Billing Date" means the date set out in the invoice of the municipality which levies the applicable utility charge.

(c) "Building" means any structure used or intended for supporting or sheltering any use of occupancy.

(d) "Building Waste" means waste produced in the process of constructing, altering, or repairing a building and includes earth, vegetation, clay, silt, sand or rock displaced in the process of building.

(e) "Collector" means any Person authorized by bylaw or resolution to collect, remove and dispose of garbage, ashes, refuse or waste pursuant to this bylaw.

(f) "Commercial Premises" means any lands or buildings designated "Commercial" under the Municipality's Land Use Bylaw.

(h) "Council" means the council of the Village of Alix.

(i) "Customer" means any person being a property owner or renter to whom the municipality supplies utility services.

(j) "CAO" means the municipality's "Chief Administrative Officer" as appointed by council from time to time.

(k) "Dwelling Unit" means self contained building or portion of a building used as a permanent residence by a household.

(l) "Garbage" means the refuse of animal matter, vegetable matter or any other matter which has been used or is intended for use as food.

(m) "Garbage Collection System" means any of the municipality's works for the collection, transmission, treatment or disposal of garbage, collection or waste, or any part of such system.

(n) "Highway" means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle, sidewalk, boulevard, right of ways, ditches or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles or pedestrian traffic.

(o) "Industrial Premises" means any lands or buildings designated "Industrial" under the municipality's Land Use Bylaw.

(p) "Interceptor" means a device approved by the municipality and designated to prevent matter from passing from the source into the sewage system or storm sewer system

(q) "Matter" means any solid, liquid or gas.

(r) "Municipality" means the Village of Alix.

(s) "Meter" shall mean a mechanical and/or electronic device used to measure the amount of water consumed in metric measurement.

(t) "Nuisance" means any act, deed, omission or thing, which is, or could reasonably be expected to be annoying, troublesome, destructive, harmful, inconvenient, unsanitary, unsightly, unsafe or injurious to another person and / or another person's property.

(u) "Outstanding Account" means utility charges for which the municipality has not received payment within thirty (30) days of the billing date.

(v) "Person" means a natural person, body corporate, proprietor, association, society or partnership.

(w) "Premises" means any land or building or both or any part thereof within the municipality.

(x) "Prohibited Waste" includes but is not limited to:

(i) liquid waste, dead animals or dead animal parts, petroleum products, industrial residue, discarded furniture, automobile parts, major appliances, sod, electronic products, concrete, soil, inflammable waste, explosive waste;

(ii) biological waste, hazardous, pathological waste and radioactive waste as defined pursuant to the Public Health Act and its Regulations;

(iii) hot or warm ashes; and

(iv) any other matter, the collection of which may be potentially dangerous to any collector.

(y) "Receptacle" means a vessel at least 40 cm. (16") in diameter and not exceeding 71 cm. (28") in height, the capacity or volume of which does not exceed 126 cubic decimeters (4.5 cubic feet) maximum capacity and not less than 1.5 millimeters thickness and capable of holding 23 kg. of contents when lifted. All receptacles for the purpose of holding waste must have a lid that prevents access to animals or birds.

(z) "Refuse" includes: garbage and any other matter including: bottles, metals, cans or tins, crockery, glass, iron, cloth, paper, sweeping and all other similar items that accumulate in the household or result from commercial or industrial operations.

(aa) "Release" means to directly or indirectly spill, discharge, spray, inject, inoculate, abandon, deposit, leak, seep, pour, drain, emit, empty, throw, dump, place or exhaust either intentionally or unintentionally.

(ab) "Residential Premises" means any lands or buildings designated "Residential" under the municipality's Land Use Bylaw.

(ac) "Sewage" means human waste, and wastewater discharged through normal daily household use.

(ad) "Sewage System" means any of the municipality's works for the collection, transmission, treatment or disposal of sewage, or any part of such system.

(ae) "Storm Sewer System" means any of the municipality's works used primarily for the collection of water that is released or drained from a surface as a result of natural precipitation.

(af) "Utility Charges" means the fees imposed by the municipality for utility services pursuant to this bylaw.

(ag) "Utility Services" means the municipality's storm sewer system, sewer system, water system, recycling facility, compost facility and garbage collection systems and all related appendages including but not limited to measuring, sampling and testing devices.

(ah) "Vehicle" means a device in, on or by which a person, animal or thing may be transported or drawn on a highway.

(ai) "Waste" means any discarded or abandoned organic or inorganic material which the owner or possessor thereof does not wish to retain for any purpose.

(aj) "Water System" means any of the municipality's works for the collection, transmission, treatment and distribution of water.

### 3. GENERAL

#### 3.1 Tapping of water and sewer mains -

No person, without having obtained permission to do so, shall make connection to any public water or sewer lines or mains. Applicants shall be responsible for any repairs to streets, curbs, gutters and sidewalks which are damaged while making such connections and will be required to make a deposit as per "Schedule "A" until said repairs are completed to the satisfaction of the municipality. The applicant shall also provide adequate safety provisions during said construction. Permission will be given only to licensed installers or authorized employees of the municipality.

#### 3.2 Applications for hook up and shut off:

Must be made through the municipal office, with required deposits and fees, as per Schedule "A" of this bylaw, being paid before services are turned on. Water shall be turned on or off only by an authorized employee of the municipality and charges, for said utility services, shall be in accordance with Schedule "A" of this bylaw.

3.3 No person other than authorized municipal employees shall open or close or operate or therefore interfere with any valve, hydrant or fire plug, or draw water there from, with the exception of authorized fire department personnel, who are authorized to use the hydrants or fire plugs for fire fighting, practices or equipment testing.

3.4 No person shall in any manner obstruct the free access to any hydrant, valve or service valve, manhole and in the case of a hydrant, by placing any matter or thing nearer than the property line, or within five (5) meters of the hydrant in a direction parallel with the said property line. Costs of repairs required as a result of obstruction or damage to any service valve are the responsibility of the owner of the property being serviced.

3.5 The municipality will not connect any water service unless an adult occupant or adult designated by the occupant of the premises is present.

#### 4. GARBAGE, WASTE AND REFUSE COLLECTION

4.1 THE MUNICIPALITY MAY CONTRACT WITH ANY PERSON OR COMPANY TO PROVIDE FOR THE COLLECTION, REMOVAL AND DISPOSAL OF GARBAGE, WASTE AND REFUSE UPON SUCH TERMS AND CONDITIONS AS IS CONSIDERED EXPEDIENT.

#### 4.2 NO PERSON SHALL:

- (a) Interfere with the municipality's collection and disposal of garbage, waste and refuse pursuant to this bylaw.
- (b) Place garbage, waste or refuse upon any highway, except in an acceptable receptacle or container.
- (c) Deposit any prohibited garbage, waste or refuse in any container or receptacle.
- (d) Deposit into the garbage collection system any matter which may cause the garbage collection system to contravene any federal, provincial or municipal legislation.
- (e) Deposit any garbage, waste or refuse from a premise to a container or receptacle other than a container or receptacle provided exclusively for that particular premise.
- (f) Burn any garbage, waste or refuse.
- (g) Place or deposit warm or hot ashes in a container or receptacle.
- (h) Collect or dispose of any garbage, waste or refuse except pursuant to the terms of this bylaw.

#### 4.3 THE CUSTOMER OF ANY PREMISES SHALL:

- (a) Prevent the accumulation of any garbage, waste or refuse at that premises such that the accumulation creates a nuisance;
- (b) Dispose of all garbage, waste or refuse in such a manner as to not create a nuisance;
- (c) Ensure that the placement of garbage, waste or refuse in a container or receptacle is in accordance with this bylaw; and
- (d) Ensure that only garbage waste or refuse from that premises is deposited into the receptacle or container provided exclusively for that premises;

(e) Ensure that:

- i) There are a sufficient number of receptacles or containers to hold seven (7) days of accumulation of garbage and refuse from the premises in respect of which the same are used.
- ii) All garbage and refuse placed for collection not exceed a maximum of one (1) meter in length and twenty three (23) kilograms in weight.
- iii) No receptacle or container is filled to a height greater than five (5) centimeters from the top of the receptacle.

g) Ensure that all containers and receptacles are placed as per the following:

- i) In a location that is easily accessible to the collector.
- ii) Where the location of the containers or receptacles is within a fenced area, the customer must construct a door, gate or opening in the fence to allow access. The access must be clearly marked "Garbage Collection Access".
- iii) Where the premise is served by a lane the containers and receptacles shall be placed immediately adjacent to the lane.
- (iv) Where the premises is not served by a lane the containers or receptacles shall be placed on the boulevard on the street adjacent to the premises. Such containers or receptacles shall only be placed at the location on the evening before the collection day, and must be removed from the location, after collection, on the collection day.
- (v) Where the collection location of the containers or receptacles is below the level of the lane or highway from which collection is made, the customer shall construct and maintain a stand for the containers or receptacles on the stand.

h) Ensure that only garbage, refuse and waste as defined in this bylaw be placed for collection.

i) All garbage, refuse and/or waste must be properly contained in a receptacle or container between collection times.

#### 5. GARBAGE COLLECTION CHARGES

5.1 All customers receiving garbage collection services pursuant to this bylaw shall pay the utility charges set out in Schedule "A" of this bylaw.

5.2 A customer is deemed to be receiving garbage collection services unless exempt pursuant to Section 18.9 of this bylaw.

#### 6. RECYCLING CENTER

6.1 The municipality has provided a recycling facility that accepts only the following matter:

- until June 1, 2009, milk containers,
- plastic and cardboard
- newspaper and other printed materials
- tin cans
- glass
- plastics

## 7. RECYCLING CENTER CHARGES

All customers within the municipality shall pay a recycling charge as set out in Schedule "A" of this bylaw.

All customers within the municipality are subject to payment of the recycling charge.

## 8 COMPOST SITE

8.1 The municipality has provided a compost site that accepts only the following matter:

- grass clippings
- garden refuse
- weeds
- leaves
- tree branches not exceeding 1 meter in length and 6 cm in diameter

8.2 All matter taken to the compost site in garbage bags must be emptied from the bag at the appropriate section of the site.

8.3 A garbage receptacle is provided and all garbage bags, twine and other non organic matter used in the transport of the compost must be placed in the receptacle.

8.4 Trees branches must be delivered to the site and deposited in the area designated for tree branches.

## 9. COMPOST SITE CHARGES

9.1 All customers within the municipality shall pay a compost site charge as set out in Schedule "A" of this bylaw.

9.2 All customers within the municipality are subject to payment of the compost site charge.

## 10. SEWAGE SYSTEM:

### 10.1 DISCHARGES TO SEWAGE SYSTEM

a) No person shall without the prior written approval of the CAO, discharge, release or deposit into the sewage system any matter other than:

- i) Sewage, (excluding hauled sewage),
- ii) Industrial waste, approved through an agreement with the municipality,
- iii) Waste generated by garbage grinders provided the waste is generated in preparation of food normally consumed on the premises. Such waste must be shredded to a degree that all particles will be carried freely under normal flow conditions.
- iv) Sewage from recreational vehicle holding tanks. Only the 'Trailer Dumping Station' shall be used for this purpose.

b) Any person or company requiring the discharge of matter not referred to in Section 10.1 a) of this bylaw must enter into an agreement with the municipality prior to any discharge into the municipal sewage system. Such agreement will include all terms and conditions pertaining to the disposal of the matter.

c) All customers of premises providing vehicle and equipment washing shall install and maintain interceptors.

## 10.2 PRETREATMENT

a) Where matter must be pre-treated in order to comply with the requirements of Section 10.1, such pre-treatment shall:

- a) be at the sole cost of the customer;
- b) be through an agreement with the municipality.

## 11. SEWAGE SYSTEM CHARGES

11.1 All customers receiving sewage system services pursuant to this bylaw shall pay the utility charges set out in "Schedule "A" of this bylaw.

11.2 A customer is deemed to be receiving sewage system services unless exempted pursuant to Section 18.9.

## 12. USE OF STORM SEWER SYSTEM

12.1 No person shall, without the municipality's written consent, release matter other than water that is released or drained from a surface as a result of watering of lawns, gardens, and washing of vehicles or natural precipitation into the storm sewer system.

## 13. WATER SYSTEM AND CHARGES

13.1 All customers receiving water system services pursuant to this bylaw shall pay the utility charges set out in Schedule "A" of this bylaw.

13.2 A customer is deemed to be receiving water system services unless exempted pursuant to Section 18.9.

## 14. INSTALLATION OF WATER AND SEWER CONNECTIONS

14.1 The owner of any building situated on land abutting on any street or public place wherein there is a sewer or water main now existing or hereafter located shall:

- a) Install, in the building, connections with the sewage system and water mains, and any apparatus and appliances required to ensure the proper sanitary condition of the building and premises; and

14.2 The owner of any building, located on land abutting on any road or street where a system of storm sewers is constructed shall connect the building, to the system.

14.3 If the owner fails, neglects or refuses to comply with subsections 13.1 and 13.2 above within sixty (60) days of the construction of the sewage system, water system or storm sewage system within the abutting street, public place, or road, where construction takes place after the enactment of this bylaw, the municipality may enter onto the land and make the connection and charge the cost thereof against the land, building, concerned in the same manner and with the same priority as to lien and to payment thereof as in the case of ordinary municipal taxes.

14.4 All water and sewer lines, laid in private lines, between the property line and the meter, shall be CSA approved material and are subject to and must meet all required codes of time of installation.

- a) Connection shall commence from the property line towards the building for proper grade level.
- b) No person shall backfill any service until the service has been inspected and approved by an authorized municipal employee.

14.5 No connection may be made to the water service line between the property line and the meter. Any person violating this section of this bylaw shall be subject to summary conviction under section 25.1 a).

14.6 All customers receiving sewage system services and/or water system services pursuant to this bylaw shall,

- a) Install a water meter, to the satisfaction of the CAO and shall pay utility charges upon receiving services;
- b) Install back flow valves or other suitable devices to cut off or control the connection between the sewage system and cellar or basement, on all new development, to prevent or reduce flooding.

15 METERS

15.1 Upon application, by the property owner or contractor, water meters shall be supplied by the municipality, to all buildings as per the fee set out in Schedule "A" of this bylaw. All meters shall remain the property of the municipality.

15.2 All consumers and property owners shall give every facility for the installation, inspection and reading of water meter and shall protect it from interference or injury by frost or otherwise, and shall be liable for any damage which may occur to the meter.

15.4 No person shall interfere with, cut or remove the seal on the meter, disconnect the meter or do anything to interfere with the flow of water through a meter, or any act which may affect the proper operation of a meter.

16. CONNECTION FEE

16.1 Any customer requesting utility services shall pay upon a request for service as per Schedule "B" a non refundable connection fee as per Schedule "A" of this bylaw in addition to the utility deposit.

16.4 An adult occupant or an adult designated by the occupant of the premises must be present at the premise when a water service is connected.

17 UTILITY DEPOSIT

17.1 Customers requiring utility services shall pay to the municipality a utility deposit as per Schedule "A" of this bylaw.

17.2 No interest shall be paid on this deposit.

17.3 The deposit shall be refunded to the customer in twelve (12) months time if the customer has kept the account in good standing.

17.4 The municipality reserves the right to hold the deposit if the account has not been kept in good standing for a twelve (12) month period.

17.5 If upon examination of the meter it proves to be in satisfactory condition and upon termination or disconnection of utility services, the utility deposit shall first be applied to any outstanding charges and balances on the utility account. Any surplus shall be refunded to the consumer providing the consumer has left a forwarding address with the municipality.

17.6 If in the opinion of the CAO, or his designate, alternate security is available the requirement for a utility deposit may be waived.



## 18. UTILITY CHARGES

18.1 The municipality shall levy utility charges for all premises in accordance with Schedule "A" of this bylaw, unless those premises are exempt pursuant to Section 18.9.

18.2 The utility charge shall include a charge for water, sewer, garbage collection, recycling and composting.

18.3 Where a water meter has been altered, tampered, or is defective in any manner, the CAO may estimate the water charges and/or sewage system charges for premises for the period of time that the water meter was not operating properly; the estimated utility charges shall be deemed to be utility charges for the premises.

18.4 The municipality shall levy utility charges for all premises on a monthly basis.

18.5 The customer shall pay the applicable utility charge on or before the last day of the same month that billing occurs.

18.6 Outstanding accounts will be subject to a 3.5 % penalty on the first day of the month following the billing date.

18.7 Outstanding utility accounts, held by customers owning the premises, including interest may be added to the tax roll of homeowners upon no less than fifteen (15) days notice being mailed to the homeowner.

~~18.8 Outstanding utility accounts, held by renters of a premises, including interest may be forwarded to a bill collection agency upon no less than fifteen (15) days notice being mailed to the renter.~~ *Amended Bylaw 385/09.*

18.9 A customer may apply to be exempt from paying utility charges for one or more utility services. The CAO may accept such application upon being satisfied:

- a) That the premises are not occupied for any purpose and access to the service is disconnected.
- b) The customer does not receive the utility service, in which case only the portion pertaining to that particular utility service will be exempt.

18.10 A customer may make application to the CAO, or his designate, for forgiveness of a portion of the sewer charge levied when sod is laid or grass is planted on their property. Such application should happen prior to the sod being laid or the grass being planted.

18.11 Council, by resolution, may offer incentives and/or rebates to customers for the installation of water saving devices.

*18.12 Holiday Utility Rate (See Bylaw 387/09)*

## 19. DISCONNECTION OF UTILITY SERVICES

19.1 The municipality may shut off the supply of utilities to the premises of any consumer for

- a) Any purpose that, in the opinion of the municipality, may be expedient to do so, or
- b) Breach of or non-compliance with any of the provisions of this bylaw or Department of Health regulations.

19.2 It is hereby declared that no person shall have any claim for compensation or damages as a result of the municipality turning off the water service without notice or from the failure of the water supply system from any cause whatsoever.

19.3 Accounts that remain unpaid after forty five (45) days of the billing date will be subject to discontinuation of water and garbage collection services.

19.4 The entire amount outstanding including interest, on any and all accounts in the name of the customer, and a non refundable reconnection fee as per Schedule "A" of this bylaw must be paid before utility services will be reconnected.

19.5 Any customer to whom utility services have been shut off or discontinued for committing a breach of this bylaw shall, upon having paid all utility charges owing, and upon requesting the municipality to restore utility services pay to the municipality a non-refundable re-connection fee as per Schedule "A" of this bylaw.

19.6 In cases, where the municipality is owed payment for rates, costs and charges from previous accounts, the municipality will not supply services until all outstanding accounts are paid in full.

19.7 An adult occupant or an adult designated by the occupant must be present at the premises when water service is reconnected.

## 20. WATER RESTRICTIONS

20.1 From time to time the municipality may implement water conservation and restrictions. The CAO, or designate, may implement said water conservation and restrictions as per Schedule "C" attached.

## 21. PROTECTION OF UTILITY SERVICES

21.1 No person shall break, damage, destroy, deface, tamper or cause or permit the breaking, damaging, destruction, defacing or tampering with any part of the utility system. Any person who does perform such acts shall be liable for any damage incurred.

21.2 The municipality may discontinue access to any particular utility service where the municipality believes use of that particular utility services to the premises to be contrary to this bylaw.

21.3 The municipality will post a sign on the premises at least twenty-four (24) hours prior to preventing access to the utility services on the premises pursuant to this bylaw. The sign will advise that access to utility services may be prevented.

## 22 REPAIRS – WATER & SEWER

22.1 The responsibility of the cost of repairs shall be as follows:

a) The municipality shall, at the municipality's expense, maintain the water and sewer lines from the main to the property line.

b) The owner shall, at his own expense, maintain the water and sewer lines from the owners property line to the building.

c) The portion of the cost of any repair incurred from the main line on the street to the property line shall be the responsibility of the municipality.

d) The portion of the cost of any repair incurred from the property line to the building shall be the responsibility of the owner.

22.1 The municipality shall assume no responsibility for the failure of the connection of any water and sewer connection where the main line at the property line is connected to the building line.

22.2 Frozen water lines –

The municipality shall assume the full responsibility and costs for any water service line which may be hereinafter frozen between the property line and the street main.

Any water line frozen between the property line and the meter shall be the responsibility of the property owner.

22.3 Sewer Blockages

- a) In the event of a blockage of sewer a determination must be made by the renter or homeowner as to the cause and location of the blockage.
- b) Upon determination of the cause and location of the blockage, the renter or homeowner shall have the blockage removed and the renter or homeowner and the municipality will share the responsibility of cost as follows per section 23.1.
- c) Any blockage of the service piping to the sewer main due to foreign material introduced to the service by the renter or homeowner is the responsibility of the property owner no matter what portion of the line the blockage occurs in.
- d) If a blockage is caused by tree roots, the municipality will attempt to determine whether the problem trees are on municipal or private property.
  - (i) The municipality will pay the cost of the removal of the roots if it is determined that the trees are solely on Village property and are responsible for the blockage.
  - (ii) If a root problem caused by or contributed to trees on municipal property recurs:  
  
 The municipality may:
    - inhibit root growth using an approved method or
    - have the trees removed.
 If the property owner wishes to have the trees located on municipal property left on site, the property owner must sign a release stating that the municipality will not be responsible for any further blockages due to roots originating from these trees, this shall include the entire length of the line from the building to the main.
- e) If a blockage is caused by ice or accumulation of ice, it is the responsibility of the owner to prove that the blockage did not originate from the parcel.
- f) If the repair of a blockage, which is determined to be the responsibility of the customer causes any portion of sidewalks, boulevards, curbs, gutter, streets, or other Village property to be dug up, disturbed or otherwise changed, it shall be the responsibility of the property owner for the cost of repairing the damages.

23. RELEASE OF UNAUTHORIZED MATTER INTO THE VILLAGE OF ALIX GARBAGE, SEWER, STORM SEWER AND SYSTEMS:

23.1 Any person who releases, discharges or deposits into the municipality garbage, sewer, storm sewer or water systems any unauthorized matter shall:

- (a) Notify the municipality immediately upon becoming aware of the deposit, discharge or release;
- (b) Provide information regarding the release, discharge or deposit to the satisfaction of the municipality;
- (c) Be liable for all costs incurred by the municipality with respect to the discharge, release or deposit for the containment, sampling, testing, removal, cleanup, disposal and any other related activity.

23.2 Whenever the municipality determines that a release from a premises is contrary to this bylaw the municipality in addition to any other provisions in this bylaw, require the customer to:

- (a) Install and maintain a device to detect the presence of a release contrary to this bylaw and;
- (b) Notify the municipality of a detection of a release contrary to this bylaw, and to provide all information to the Municipalities satisfaction.

24. DELEGATION OF AUTHORITY

24.1 The CAO is hereby authorized to do all things necessary in order to fulfill the CAO's responsibilities under this bylaw. The CAO has the authority to delegate any of the responsibilities in regard to this bylaw.

24.2 Any person who considers themselves to be aggrieved by a decision of the CAO may appeal the decision to council:

- a) An appeal shall be made in writing within thirty (30) days of receipt of the CAO's decision; and
- b) The council's decision respecting an appeal shall be final and binding.

25 ENFORCEMENT

25.1 Enforcement or rectification of breaches of this bylaw, including enforcement of payment of outstanding accounts may be undertaken by the municipality by any or all of the following methods:

- a) Action in the court of competent jurisdiction;
- b) Shutting off the utilities being supplied to the customer or discontinuing the service thereof;
- c) Distress and sale of the goods and chattels of the customer wherever those goods and chattels may be found in the municipality; and
- d) Where the customer is the owner or purchaser of the building of lot, or when the customer is a non-occupant owner and has entered into an agreement with the municipality, then all utility charges are a preferential lien and the charge on the building or lot or part of a lot and on the personal property of the debtor and may be levied and collected in like manner as municipal rates and taxes are recoverable.

25.2 Every person who contravenes any provision of this bylaw is guilty of an offense and on conviction, is liable for a fine subject to the Village of Alix General Penalty Bylaw.

25.3 If a person is guilty of a conviction for an offence which offence occurs after the date of a conviction of an earlier offence under this bylaw, that person is guilty of an offence and on conviction is liable for every day or part thereof upon which a subsequent offence occurs or continues to a fine subject to the Village of Alix General Penalty Bylaw.

26 REPEAL OF PREVIOUS BYLAWS, AMENDMENTS AND SCHEDULES:

26.1 BYLAWS NUMBER 352/06 Utility Bylaw, 356/07 Amendment to Utility Bylaw 352/06 and 371/08 Amendment to Utility Bylaw 352/06 ARE HEREBY REPEALED.

26.2 SCHEDULES "A", SCHEDULE "B" AND SCHEDULE "C" ARE HEREBY ANNEXED TO AND DECLARED TO BE PART OF THIS BYLAW, AND MAY BE AMENDED AT ANYTIME BY RESOLUTION OF COUNCIL.

26.3 IF ANY PROVISION OF THIS BYLAW IS DECLARED OR HELD TO BE INVALID, THAT PROVISION SHALL BE DEEMED TO BE SEVERED, AND THE REMAINDER OF THE BYLAW SHALL REMAIN IN FORCE AND EFFECT.

27. EFFECTIVE DATE

27.1 This Bylaw shall come into force and effect on the 1<sup>st</sup> day of January 2009.

READ A FIRST TIME IN OPEN COUNCIL THIS 17<sup>th</sup> DAY OF December, 2008.

READ A SECOND TIME IN OPEN COUNCIL THIS 17<sup>th</sup> DAY OF December, 2008.

READ AT THIRD TIME IN OPEN COUNCIL AND APPROVED THIS 17<sup>th</sup> DAY OF December, 2008.

C. J. Peterson  
Mayor

[Signature]  
Chief Administrative Officer



**INDUSTRIAL**

Industrial Water Rate: Flat rate per month \$33.75 plus \$2.68 per cubic meter

Industrial Sewer Rate: Flat rate per month \$23.25 plus 70% of rates for water usage

Industrial Garbage Rate: Flat rate per month \$35.00

**RESIDENTIAL RECYCLING & COMPOSTING**

Recycling & Composting Rate: Flat rate per month \$3.00 all accounts

**COMMERCIAL RECYCLING & COMPOSTING**

Recycling & Composting rate: Flat rate per month \$5.00 all accounts

**BULK WATER**

Bulk Water Rates: The Village of Alix automated water dispensing station bulk water rate will be \$4.00 per cubic meter.

**BENEVOLENT GROUP RATE**

Churches, Societies, Boards and Organizations owning facilities may be exempted, by the CAO, from the garbage collection, compost and recycle fees upon written request.

*Amended by Resolution # 313/09, November 18, 2009*

### Village of Alix

#### Bylaw No. 387/09

Being a Bylaw of the Village of Alix, in the Province of Alberta, to amend Bylaw No. 375/08, the "Utilities Bylaw".

Council of the Village of Alix, duly assembled, hereby amends the "Utilities Bylaw No. 375/08 as follows:

1. Add 18.12

Holiday Utility Rate:

Persons leaving their premises for a period of 60 days or more may request that the water be left on in the vacant property at a reduced rate provided that:

- the village office be given one weeks written notice prior to the occupant leaving the premises.
- the village office be given 24 hour written notice of the return of the occupant to the premises.
- the Village of Alix shall not be responsible for any damages to the property.
- the owner of the property shall be responsible for all insurance requirements regarding vacant property.
- the holiday rate shall not be available to vacant rental units or property listed for sale.
- a fee of \$50.00 shall be charged when the request is made and the actual cost of the water used during the vacancy shall be added to the first utility billing upon return of the occupant to the premises.

2. This Bylaw shall come into force and effect on third reading.

Read a first time this 18<sup>th</sup> day of November, 2009.

Read a second time this 18<sup>th</sup> of November, 2009.

Read a third time this 18<sup>th</sup> day of November, 2009.

C. J. Peterson  
Mayor

[Signature]  
Chief Administrative Officer



### Village of Alix

#### Bylaw No. 385/09

Being a Bylaw of the Village of Alix, in the Province of Alberta, to amend Bylaw No. 375/08, the "Utilities Bylaw".

Council of the Village of Alix, duly assembled, hereby amends the "Utilities Bylaw No. 375/08 as follows:

1. Delete Section 18.8 in its entirety and replace with:

**Section 18.8:**

Outstanding utility accounts, held by renters of a premises, including interest may be forwarded to a bill collection agency upon:

- a) the renter no longer having an active utility account with the Village of Alix and
- b) three (3) consecutive billings being sent to the last known address of the renter and
- c) the utility account remaining unpaid after thirty (30) days after the date of the 3rd and final billing.

2. This Bylaw shall come into force and effect on third reading.

Read a first time this 16<sup>th</sup> day of September, 2009.

Read a second time this 16<sup>th</sup> day of September, 2009.

Read a third time this 16<sup>th</sup> day of September, 2009.

C. J. Peterson  
Mayor

[Signature]  
Chief Administrative Officer