

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2003-91

**BEING A BY-LAW TO AMEND BY-LAW NO. 2003-24
BEING A BY-LAW TO ESTABLISH WATER RATES**

WHEREAS the Water Filtration Surcharge to be implemented effective July 1, 2003, has been calculated based on the requirement to fund a net City share for the Water Filtration Plant;

AND WHEREAS the Water Filtration Surcharge has been calculated based on financing the City's share over a twenty year (20) term through the Ontario Municipal Economic Infrastructure Financing Authority assuming annual debt service costs of \$660,000;

AND WHEREAS Council adopted General Government Committee Report No. 2003-14 at its meeting held June 16, 2003;

AND WHEREAS General Government Committee Report No. 2003-14 authorized a water treatment surcharge be added to all components of metered water accounts and flat rate water accounts;

AND WHEREAS Notice of the Public Meeting in the matter of proposed by-law to levy a water filtration surcharge was given as required by Ontario Regulation 244/02 made under the *Municipal Act, 2001* (S.O., 2001, c.25) by advertisement in the North Bay Nugget on the 31st day of May, 2003;

AND WHEREAS a surcharge is deemed to be repealed unless re-enacted within two (2) years;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That Clause No. 3 of Water Rates By-law No. 2003-24 be amended by adding the following subsections:
 - (e) (i) a Water Filtration Capital Surcharge, being calculated based on 20% of the gross water component of flat rate water accounts be implement effective July 1, 2003;
 - (ii) a Water Filtration Capital Surcharge, being calculated based on 20% of the gross water component of metered water accounts, except the portion that applies to consumption over 50,000 gallons be implemented effective July 1, 2003; and
 - (f) the revenue generated by the Water Filtration Surcharge be applied to the Water Filtration Plant Capital Account, to pay expenses as they are incurred, until the project is completed and long-term financing incurred and received.
2. (a) This by-law shall be deemed to be repealed as of December 31, 2004.

- (b) The City Treasurer shall report to City Council by October 31, 2004, with respect to this water surcharge by-law.

READ A FIRST TIME IN OPEN COUNCIL THIS 23RD DAY OF JUNE, 2003.

READ A SECOND TIME IN OPEN COUNCIL THIS 14TH DAY OF JULY, 2003.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 14TH DAY OF JULY, 2003.


MAYOR


CITY CLERK