



The Corporation of the District of North Cowichan
Waste Collection and Waterworks Amendment Bylaw

BYLAW NO. 3935

A bylaw to amend Section 5 in Waste Collection Bylaw No. 3466 and to update when fees are payable.

The Council of The Corporation of The District of North Cowichan, enacts in open meeting assembled, as follows:

Citation

- 1 This Bylaw may be cited as *"Waste Collection and Waterworks Amendment Bylaw No, 3935, 2023"*.

Amendment

- 2 Waste Collection Bylaw No. 3466, 2012, is amended by:
 - (a) Striking out Section 5 in its entirety and inserting the following in its place:

"5 An annual collection fee is imposed upon each dwelling capable of being serviced by the garbage, recyclables and kitchen organics collection and disposal system, under Fees and Charges Bylaw No. 3784, 2020, as revised or replaced from time to time.
- 3 Waterworks Bylaw No. 3620, 2016, is amended by:
 - (a) Striking out Section 42 in its entirety and inserting the following in its place:

"42 An annual user fee is imposed upon each owner and occupier of real property, whether or not water is used, under Fees and Charges Bylaw No. 3784, 2020, as revised or replaced from time to time."
 - (b) Striking out Section 46 in its entirety and inserting the following in its place:

"46 A late payment penalty will be added under Fees and Charges Bylaw No. 3784, 2020, as revised or replaced from time to time, for fees that remain unpaid after their due dates."
 - (c) Deleting sections 43 and 48.
- 4 Fees and Charges Bylaw No. 3784, 2020 is amended by:
 - (a) Striking out "Fees Bylaw" and inserting "Fees and Charges Bylaw No. 3784, 2020, as revised or replaced from time to time" in its place throughout the bylaw.
 - (b) Striking out Subsection 5(1)(a) in its entirety and inserting the following in its place:

“(a) 10% on unpaid garbage collection, water and sewer usage fees and charges”

(c) Inserting the following into Schedule C [*Development and Permitting Fees*], Section 2 [*Engineering Fees*] :

- “1. Annual waste collection fees payable under this section, Schedule C [*Development and Permitting Fees*], Section 2 [*Engineering Fees*], shall be invoiced on a tri-annual basis, and are due within 3 months of invoice.
2. Any annual waste collection fee [*Item 30*] which is payable under this section, Schedule C [*Development and Permitting Fees*], Section 2 [*Engineering Fees*], and is unpaid on December 31 shall be deemed to be taxes in arrears, in accordance with the *Community Charter*.”

(d) Inserting the following into Schedule C [*Development and Permitting Fees*], Section 8 [*Water Use Fees*] :

- “2. Every consumer having a metered service must pay for the full amount of water as registered by the meter, according to the rate applicable to the service.
3. Where more than one commercial or residential premise exists on one parcel served by a single water connection, each is considered to be a separate unit and must be billed accordingly.
4. Any user fee which is payable under this section, Schedule C [*Development and Permitting Fees*], Section 8 [*Water Use Fees*], and is unpaid on December 31 shall be deemed to be taxes in arrears, in accordance with the *Community Charter*.
5. Annual water use fees payable under this section, Schedule C [*Development and Permitting Fees*], Section 8 [*Water Use Fees*], shall be invoiced on a tri-annual basis, and are due within 3 months of invoice.”

READ a first time on September 26, 2023
READ a second time on September 26, 2023
READ a third time on September 26, 2023
ADOPTED on _____.

CORPORATE OFFICER

PRESIDING MEMBER