

THE CORPORATION OF THE VILLAGE OF SALMO

BYLAW #589

A BYLAW TO REGULATE WORK ON WATER AND SEWER SERVICE CONNECTIONS

WHEREAS section 194 of the *Community Charter* (SBC Chapter 26) authorizes Council to adopt regulations and impose fees for services provide by the municipality, and

WHEREAS Council deems it necessary to regulate and impose fees for work performed on water and sewer service lines connected to the municipal water and sewer infrastructure,

NOW THEREFORE the Council of the Village of Salmo, in open meeting assembled, ENACTS AS FOLLOWS:

SHORT TITLE

1. (1) This Bylaw may be cited as the "**SERVICE WORK CONSENT BYLAW**"

APPLICATION & DEFINITIONS

2. (1) This Bylaw shall apply to work performed by the Village on water and sewer service lines at the request of the owner or occupier of the property.
3. (1) For the purpose of this Bylaw:
 - (i) "property owner" shall include the registered owner or lawful tenant of a property.
 - (ii) "sewer service line" shall be deemed to be a sanitary sewer line installed to dispose of sanitary sewage from an end user starting at the point where the sewer service line connects to a Village sewer collector line.
 - (iii) "water service line" shall be deemed to be a water line installed to supply water to an end user, starting at the curb stop. The curb stop shall be deemed to be part of the water service line.
- (2) A property line or easement boundary shall not limit the definition of a water or sewer service line.

WORK ORDER AND CONSENT

4. (1) Village employees shall not perform work on a water or sewer service line without prior authorization by the property owner as specified in this Bylaw.
 - (2) A property owner requesting work to be performed by the Village on a water or sewer service line shall confirm such request by signing a Work Order & Consent form as provided in Schedule 'A' attached to and forming part of this Bylaw.
 - (3) A property owner who has signed a Work Order & Consent form shall be deemed to have agreed to the terms and conditions under which the work is to be performed by the Village.
5. (1) Work to be performed under the authority of a signed Work Order & Consent form shall be limited to water or sewer service lines, and no work shall be performed by the Village within a building or structure on the property.

FINANCIAL CONSIDERATIONS

6. (1) The fees for work performed pursuant to this Bylaw shall be as provided in Schedule 'B' attached to and forming part of this Bylaw.
- (2) For the purpose of calculating the fee for labour provided, the period subject to a charge under this Bylaw shall begin at the time the Village employee(s) leave(s) their regular place of work or their home, and shall end at the time the employee(s) return to their regular place of work or their home.

- (3) When work is performed during the hours of 7 a.m. and 3:30 p.m. on any day except a Saturday, Sunday, or Statutory Holiday, the regular call-out labour rate shall apply
 - (4) When work is performed at a time other than specified in section 6(3), and the duration of the work performed is 2 hours and 30 minutes or less per employee, the minimum call-out rate shall apply.
 - (5) When the duration of work performed exceeds the limits of section 6(4), or when work precedes or extends beyond the hours set out in section 6(3), the overtime call-out rate shall apply.
7. (1) Equipment rates shall apply for the actual hours the equipment is used for service work performed pursuant to this Bylaw.
- (2) Materials and supplies used in the performance of work pursuant to this Bylaw shall be invoiced at cost.
8. (1) If an invoice issued pursuant to this Bylaw remains unpaid for a period of 60 days following the date of issue, the amount due shall be added as a charge to the property tax account of the property on which the work was performed.

ENACTMENT

9. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) This Bylaw shall come into full force and effect on final adoption.

READ A FIRST TIME
 READ A SECOND TIME
 READ A THIRD TIME
 RECONSIDERED AND FINALLY ADOPTED

this 12th day of June, 2007
 this 10th day of July, 2007
 this 10th day of July, 2007
 this 11th day of September 2007

 Mayor

 Village Clerk

Certified a true copy of Bylaw #589, as adopted.

 Village Clerk

THE CORPORATION OF THE VILLAGE OF SALMO

BYLAW #589

Schedule 'A'

Village of Salmo

#1234

WORK ORDER & CONSENT

(Bylaw #589)

I, _____, owner/tenant of the property at street address

_____ do hereby request the Village of Salmo to dispatch work crews to restore my water/sewer service.

I hereby agree to pay to the Village of Salmo, on demand, all charges levied by the Village of Salmo for labour, equipment, and materials pursuant to Bylaw#589 and as employed by the Village in the execution of this Work Order.

Further, I hereby forever release and covenant to hold harmless the Corporation of the Village of Salmo and its employees, agents, and contractors from any and all claims or rights of action for any damages or recovery of expenses arising out of the execution of this Work Order.

Date: _____ Owner/Occupier's Signature: _____

Signed on behalf of the Village of Salmo: _____

For office use:

Labour: Name _____ start _____ finish _____

Name _____ start _____ finish _____

Equipment: Type _____ hours _____

Type _____ hours _____

Type _____ hours _____

Material: Description _____ quantity _____

Description _____ quantity _____

Description _____ quantity _____

THE CORPORATION OF THE VILLAGE OF SALMO
BYLAW #589
Schedule 'B'

- 1. Labour Rates:
 - Regular Call-out Rate \$ 34.00 per employee per hour
 - Minimum Call-out Rate \$ 105.00 per employee per call-out
 - Overtime Call-out Rate \$ 46.00 per employee per hour

- 2. Equipment Rates:
 - Pickup \$ 15.00 per hour
 - Excavator \$ 30.00 per hour
 - Auger / Pump \$ 10.00 per hour