

**MUNICIPALITY OF THE COUNTY OF INVERNESS
SEWER SERVICE CHARGE BYLAW
BY-LAW NO. 43**

BE IT RESOLVED by the Municipal Council of the Municipality of the County of Inverness that By-Law No. 43, Sewer Service Charge By-Law, be enacted as follows:

In this by-law, unless the context otherwise specifically indicated otherwise:

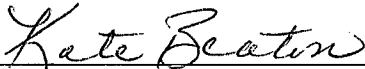
- (a) "Council" means the Council of the Municipality of the County of Inverness.
- (b) "Municipality" means the Municipality of the County of Inverness.
- (c) "Clerk" means the Clerk Treasurer of the Municipality of the County of Inverness.
- (d) "Engineer" means the Engineer for the Municipality and includes the Director of Public Works.
- (e) "Building" means any dwelling, house, shop, store, office of any building which would require sewerage services.
- (f) "Owner" means the owner or authorized agent of property that is in the area serviced by a public sewer system.
- (g) "Sewer" means a pipe, conduit, drain, open channel, or ditch used for the collection and transmission of wastewater, stormwater, or uncontaminated process or cooling water.
- (h) "Sewer system" means all pipes, mains, equipment, buildings and structures for collecting, pumping or treatment of wastewater and operated by the Municipality, but does not include a storm sewer.
- (i) "Storm Sewer" means a sewer and all related structures designed exclusively for the collection and transmission of uncontaminated water, stormwater, drainage from land or from any watercourse or any other them.
- (j) "Year" means the fiscal year of the Municipality.

2. Every owner of lands in the Municipality
 - (a) on which any building is connected to a sewer system;
 - (b) which can be serviced by a municipal sewer system;shall pay to the Municipality an annual "Sewer Service Charge" for the construction and maintenance of the sewer system.
3. The Annual Sewer Service Charge shall be determined by calculating the assessed value of property times the rate deemed required for operation and maintenance of the sewerage system.
4.
 - (1) Sewer services charges shall be levied on the owners of all properties liable to pay the same commencing in the year following the year in which a sewer has been installed or upgraded.
 - (2) For the purposes of this by-law, a sewer has been installed or upgraded when the Municipal Engineer has certified to the Council that the system or project of which the sewer forms part is substantially complete.
5.
 - (1) The Sewer Service Charge shall be due and payable on the date set by Municipal Council.
 - (2) The Sewer Service Charge, if not paid by the due date, shall bear interest at the same rate as charged on unpaid taxes.
6.
 - (1) The Sewer Service Charge is a lien on the whole of the property subject to the sewer service charge in the same manner and with the same effect as rates and taxes under the Municipal Government Act.
 - (2) The Sewer Service Charge and interest thereon may be sued for and collected in the same manner as other rates and taxes.
 - (3) Land is liable to be sold for unpaid sewer service charges in the same manner and with the same effect as for unpaid rates and taxes pursuant to the Municipal Government Act.

7. (1) Every person connecting to the sewer system shall make application to the Municipality for said connection.
7. (2) Nothing in this Section means that the Municipality is responsible for any part of a sewer connection that is not in a public street, highway or sewer easement.
8. This Bylaw shall take effect on the first day of January, 2008. Thereinafter all sewer service charges shall be levied as provided for in this By-law.
9. Notwithstanding Section 10, any person who at the date this By-law takes effect owes an outstanding sewer charge for the installation of an existing sewer system, the provisions of By-law No. 30, the Capital Cost of Sewer and Water Construction, shall apply until the said charge is paid in full.
10. Nothing in this by-law shall affect the operation of the provisions of By-law No. 30, the Capital Cost of Sewer and Water Construction.


THIS IS TO CERTIFY that the foregoing By-law Is a true copy of a By-Law duly passed at a duly called meeting of the Municipal Council of the Municipality of the County of Inverness duly held on the 4th day of February 2008.

GIVEN under the hands of the Warden and Clerk and under the Seal of the Municipality of the County of Inverness this 11th day of February A.D., 2008.



Chief Administrative Officer

Date of First Reading:	Monday, January 7, 2008
Date of Advertisement of Notice of Intention to Amend:	Wednesday, January 23, 2008
Date of Second Reading:	Monday, February 4, 2008
Date of Advertisement of Passage of By-Law:	Wednesday, February 6, 2008
Date of Mailing to Minister a Certified Copy of By-Law:	Monday, February 11, 2008



Chief Administrative Officer