



MOUNT WASHINGTON

ALPINE RESORT ♦ VANCOUVER ISLAND, BRITISH COLUMBIA

WATER UTILITY ACT

WATER TARIFF #4

Rates and Rules for Water Service at
Mount Washington BC

by Mount Washington Ski Resort Ltd.
1 Strathcona Parkway
Mount Washington BC
V9J 1L0

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This tariff is available for public inspection in the offices of Mount Washington Alpine Resort, 1 Strathcona Parkway, Mount Washington BC, V9J 1L0 and at the offices of the Comptroller of Water Rights, Water Stewardship Division, Management and Standards Branch, Utility Regulation Section, PO Box 9340 Stn Prov Govt, Victoria BC V8W 9M1. For viewing convenience, it is posted on Mount Washington Alpine Resort's web site at www.mountwashington.ca.

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Maintenance and Utilities Manager

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By: _____
Secretary to the Comptroller

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Explanation of Symbols Appearing on Tariff Pages: I - Increase
 C - Change
 D - Decrease
 N - New
 O - Omission

DEFINITIONS

In this tariff the following definitions shall apply:

Authorized Premises ~ includes land and buildings or improvements which are entitled to and authorized for water service in accordance with the Certificate of Public convenience and Necessity of the Utility.

Authorized Water Meter ~ a meter set approved, owned and operated by the Utility pursuant to this Tariff and used for measuring a customer's water consumption.

Backflow Prevention Device ~ a mechanical device preventing the backflow of undesirable substances into the potable water system, that must be installed as per applicable water regulations. Devices must be tested annually.

Bed Unit ~ Means the floor area or equivalent required to provide overnight accommodation for one person. For the purposes of this Tariff, 2 bed-units are equal to 1 bedroom.

Complex ~ a structure or structures containing more than one dwelling unit that receives service from a connection to the Utility's waterworks and includes multi-family dwellings, apartments, condominiums and commercial buildings.

Comptroller ~ the Comptroller of Water Rights, Water Utility Act, Province of British Columbia.

Cross Connection ~ an actual or potential connection between the drinking water supply and any source of pollutant or contaminate. Improper plumbing and/or cross connections on private property can contaminate the drinking water supply. Responsible owners or occupants of the property may be held liable for damages.

Curb Stop ~ a valve located at the property line which can be used to shut off the water supply to the premises as required.

Customer ~ is any person who is the owner or lessee of an authorized premise whose application for service has been accepted by the Utility, or any person who is actually receiving service supplied by the Utility.

Dwelling Unit ~ refers to a unit of accommodation occupied separately or to be occupied separately by an owner or lessee and, which either separately or jointly with other units, receives service from a connection to the Utility's waterworks and, without restricting the generality of the foregoing, includes the separate units of accommodation in all dwellings. May also be referred to as a suite

Eligible Premises ~ means premises which may reasonably qualify as authorized premises and includes existing premises peripheral to the Utility's authorized service area and premises within the boundaries of the Utility's authorized service area requiring additional service connections as a result of re-subdivision and/ or rezoning of existing authorized premises or any other change in land use, but does not include premises created by any other proposed land subdivisions.

(Note: Where no zoning regulations were in effect at the time of the issuance of the C.P.C.N. it is assumed that the properties authorized for service are for single family use.

N *Potable Water* ~ is water that is suitable for human consumption in accordance with applicable water regulations.

Premises ~ includes land and premises therein.

N *PRV* ~ is a mechanical device or valve used in a water main to reduce pressure on the downstream side of the device.

Rates ~ shall be the amount to be paid by any customer for the quantity of water supplied to them by or for the service to their premises for a stated period of time.

Service ~ shall include:

- (1) The supply of water to the customer.
- (2) The plant, equipment, apparatus, appliances, property and facilities employed by or in connection with the utility in providing the supply of water to the property line of the premises.

N *Single Family Equivalent Unit* ~ a single-family equivalent unit equals 6 bed units.

N *Single Family Dwelling* ~ a structure designated to be a single-family property by the zoning in place at the time of construction and may include one or more authorized rental suites. A side-by-side duplex will be considered 2 single-family dwellings. All other properties will be considered a complex.

N *Suite* ~ an additional unit located within a single family dwelling which may or may not have a separate entrance, a kitchen, a bathroom and rooms for permanent and temporary living.

Utility ~ means Mount Washington Ski Resort Ltd

TERMS AND CONDITIONS

1. Application for Service:

☐ Applications for water service shall be made in writing by the owner or lessee of the premises to which the application refers, or by the owner's duly authorized agent at least 72 hours in advance of service. All applications for service shall state:

- (a) The purpose(s) for which the service is to be used (i.e. domestic, commercial, irrigation, etc.),
- (b) The required size (diameter) of the Utility's pipe through which water will be supplied to the premises,
- (c) The legal description of the premises and street address if available,
- (d) ☐ The billing address and contact phone numbers including emergency contact information - the utility must be promptly notified of any changes,
- (e) The number of units (as described on page 2 of this Tariff) within the service connection,
- (e) The locations of the unit or units to be served.

Additional applications for service shall be made for all extensions of service to additional units and for additional purposes.

2. Charges for New Service

Charges for new service are intended to recover the Utility's costs in responding to the request including all administrative costs. The nature of the request will determine the appropriate charges as follows:

- At the time an application is made for service to premises, which have not previously been connected for service, the applicant shall pay the applicable charge shown in **Schedule A and/or B** of this tariff.
- A turn-on fee of \$50.00 shall be Applicable when:
 - (a) A turn-on of a valve at an existing curb-stop is made at a date after the service connection was installed.
 - (b) A customer becomes re-connected after service has been shut-off at the request of the customer, for non-payment of rates, or for violation of these rules and regulations.
- There is no charge for service shut-off.
- At the time an application for service is made by a new customer, an administration charge of \$25.00 shall apply. This charge is not only applicable for a new connection, but also when a new customer, either owner or lessee of the property, commences receiving service to an existing authorized premises.

3. Separate Premises

☐ If an applicant is requesting service from the Utility at more than one premises the applicant will be considered a separate customer for each premise and this tariff will apply to each separately. For the purposes of this provision the Utility will determine whether or not any building contains one or more premises.

4. Billing and Payment

All bills are issued quarterly beginning June 1st of each year. ☐☐ All customers will be billed a minimum monthly charge in addition to the charge for the volume of water consumed as described in **Schedule C**. Where water meters fail or are unavailable to Utility personnel, the utility will bill the customer based on prior consumption volumes where available, otherwise consumption volumes will be based on consumption patterns of similar customers.

5. Changes in Ownership or Tenancy of Property

When there is a change in ownership or tenancy of the property, the seller shall ensure the Utility bill is paid in full before transfer of the title to the purchaser. It is the responsibility of the purchaser to ensure:

- (a) ☐ Any outstanding bills are included in the statement of adjustments in the purchase agreement or are fully paid by the previous owner or tenant,
- (b) A written agreement is in place authorizing the Utility to send the Utility's bill to the tenant of the premises, but in no case will the owner be released from their obligation to pay the Utility's bills.

6. Service Shut-off due to Non-payment

When an account becomes one-month overdue service may be shut off upon 15 days' written notice. A notice mailed to the last known postal address of the customer shall be deemed good and sufficient.

Service will not be turned on until all outstanding charges against the service have been paid.

7. Discontinuance of Service

- (a) Customers must give at least 72 hours notice in writing at the offices of the Utility when requesting discontinuance of service and shall be liable for payment for all service until such service has been discontinued.
- (b) Any customer who desires to discontinue the use of water for any of the purposes stated in their application for service, shall give notice of their intention, in writing, at the offices of the Utility, and shall further show that any fittings used for the supply of water for such purposes have been disconnected.
- (c) The Utility may discontinue service to any customer who violates the terms and conditions contained in this Tariff. In the event of further contravention of the Tariff, the Utility may detach the service connection from the customer's premises and, upon reapplication for service, the customer shall be liable to pay the Utility's cost of performing the said detachment and reconnection in addition to other applicable rates and charges.

8. Access to Premises

The Utility shall have the right of access to the customer's premises at all reasonable times for the purposes of making connections or disconnections, reading meters, inspecting pipes and appurtenances, or checking on the use or waste of water.

9. Interruption of Service

The Utility intends to maintain at all times an adequate and continuous supply of water at suitable pressures but accepts no liability for interruptions due to circumstances beyond its control.

10. Restriction of Use of Water

The Utility may restrict or prohibit the use of water for gardening, sprinkling, air conditioning, the filling of swimming pools and/or hot tubs, or other purposes when, in its opinion, such action is necessary to conserve the water supply or to maintain water pressure.

11. Waste of Water

N The customer shall use due care to prevent any waste of water and will immediately notify the Utility in case of failure of equipment or leakage of water. Should there be evidence of leakage or waste of water on the customer's property the Utility may order repair of any leaking pipes and fixtures on the premises. If the repairs are not promptly completed or if the Utility determines there is a serious waste of water or damage to property the water service may be shut off without further notice, pursuant to Section 7(c) Discontinuance of Service.

12. Misuse of Water Supply

No customer shall sell or dispose of any water or permit same to be carried away, or use water or allow it to be used in premises, or for purposes other than those stated in the customer's application for service.

13. Low Flow Fixtures

N All customers connecting to the Utility water service after June 1 2006 must install and at all times maintain water conserving plumbing fixtures throughout any dwelling unit including low flush toilets (6 litres max per flush) or dual flush toilets (3/6 litre per flush), low flush shower fixtures (6 litres per minute) and low flow taps (6 litres per minute).

14. Multiple Dwellings

In the case of complexes i.e.; apartment houses, condominiums, duplexes or single-family dwellings containing one or more suites or units, each such accommodation, whether or not self-contained, shall be considered, as a separate unit and the customer shall be charged the appropriate rates accordingly.

15. Authorized Water Meters

- (a) All customers, at their expense, shall have an Authorized Water Meter installed in the premises water service pipe at the location specified by the Utility.
- (b) Upon inspection by the Utility to confirm acceptance of the installation, the water meter and associated remote readout equipment shall become the property of the Utility. The Utility will be responsible for all routine maintenance, repair and replacement of the meter set. Where damage to the meter set is attributable to the negligence or wilful misconduct of the customer, its invitees, tenants or agents, which includes allowing the meter set and/or associated equipment to freeze, the customer is liable for all costs of repair or replacement.
- (c) As of June 1, 2007 the Utility reserves the right to supply and/or install the meter set, in which event the customer shall pay all costs according to this Tariff. The meter set is subject to the following conditions:
- Unless otherwise specified the water meter must be installed in the service pipe immediately downstream of where the service pipe enters the premises,
 - The make and model must be approved by the Utility,
 - The meter is to register in cubic meters and be supplied with a remote read out pad,
 - The meter set is to be installed with adequate support and anchoring capable of supporting the meter and piping,
 - The meter set is positioned in a safe and accessible location approved by the Utility,
 - The remote readout must be set in a safe and accessible location approved by the Utility,
 - The Utility shall seal all by-pass valves closed and must be notified within 48 hours of any seal being broken.
 - No plumbing or other apparatus may by pass the meter. Customers with plumbing installed prior to June 1 2006, must at their expense and upon notice by the Utility promptly rectify any plumbing that is not in compliance with this Tariff.
- (d) To be in compliance with this Tariff, customers, at their expense must ensure access to meters and remote readouts installed prior to March 1, 2007 as detailed in clauses (d)(e) and (f) above and specified in Section 8: Access to Premises.

(e) If owners within a complex retain or choose to install additional meters downstream of the main Authorized Water Meter:

- The Utility will continue to read those meters installed prior to March 1, 2007
- Individual meters installed after March 1, 2007 may be installed at the owners expense with approval and inspection by the Utility. There will be a charge for the Utility to read the meters as described in **Schedule D**.

(f) The Utility may recover costs of maintenance and operating costs including the removal of snow, vegetation or miscellaneous materials impeding access to the Utility's Authorized Meters and/or remote readouts through a service charge as described in **Schedule D**.

16. Work to be done by the Utility

No person that is not an agent or employee of the Utility shall make any connections to or alterations to, or tamper with any of the Utility's waterworks, including any water meter belonging to the Utility, nor turn on or off any curb stop of the Utility, without authorization by the Utility in writing.

17. Minimum Size of Services

The minimum size of pipe used to serve anyone premises shall be 3/4" (19mm) nominal diameter. The type and diameter of pipe used on the customer's premises should be selected with due consideration of pressure losses from friction.

18. Minimum Earth Cover Over Services

All services on the customer's premises shall be buried below the maximum depth of frost penetration but in any event at a minimum depth of 1.5 meters below the surface of the ground.

19. Frozen Pipes

Customers are wholly responsible for clearing any frozen pipelines or fixtures located on or within their property or premises. If the Utility is requested to clear a frozen pipeline within the customer's property or premises the customer will be charged the rates described in **Schedule D**.

20. Ownership of Service

All water service pipes and fittings carrying water from the main to the premises' property line shall be the property of the Utility.

21. Stop Cock

The customer shall provide a shut-off valve (stop cock) inside each of the customer's buildings in which water is used, for the use of the customer in case of leaky or defective pipes or fixtures, or in case the premises are vacated.

22. Pressure Regulating Devices

It is recommended that customers, at their expense install a pressure-reducing valve or device to control water pressure on their premises. The installation and maintenance of the device to ensure its proper operation is the sole responsibility of the customer, the Utility accepts no liability for damages that may result from water pressure supplied by the Utility.

23. Customer Service Pipes

Plumbing materials, installed on the customer's premises shall be rated by the manufacturer to sustain a minimum working pressure of 1100 kilopascals (160 psi). No service pipe or fitting shall be covered until they have been inspected and approved by the Utility.

24. Maintenance

The customer will maintain the portion of the service pipe crossing the customer's property. The Utility will charge the customer with the cost of repairing the service pipe in the event any damage is caused other than by negligence of the Utility.

25. The Curb Stop

It shall be the responsibility of the customer, at their expense to maintain the curb stop and to ensure it remains undamaged and operational. Should an extension to the curb stop be required due to grade changes the customer shall apply to the Utility in writing prior to performing any work. If the curb stop becomes inaccessible or inoperable due to the modifications the customer will have 15 days to make repairs, at their expense, to the satisfaction of the Utility.

26. Dangerous Cross-connections

Customers shall not permit the plumbing on their premises to be connected to any source of water supply other than the Utility's, or to any potential source of contamination. Back-flow prevention devices deemed necessary by the Utility or required by drinking water regulations shall be installed at the customer's expense. Qualified Utility personnel for a charge described in **Schedule D** can carry out annual testing of back flow devices.

27. Condition of Customers Pipes and Fixtures

All customers at their own risk and expense shall keep their pipes, stopcocks and other fixtures in good working order and shall protect them from frost and other damage. The Utility shall notify the customer of any leaky pipes and fixtures that are evident on the premises. If the necessary repairs are not made within 2 working days after such notice has been given, or when the condition of the pipes or fixtures is such as to cause serious waste of water or damage to property, then without further notice the Utility may shut off the water supply. The water shall not be turned on again until such repairs have been made to the satisfaction of the Utility and the charges paid as provided by the appropriate clauses of this Tariff. No person whose water supply is shut off pursuant to this section shall have any claim against the Utility for discontinuance of supply.

28. Compliance Costs

☐ Where the Utility undertakes legal action deemed necessary to enforce compliance of a customer with the terms and conditions of this Tariff, any costs incurred by such action including legal fees shall be recovered from the customer as a service charge under this Tariff regardless of whether or not it is specifically included in the terms and conditions of this Tariff.

29. Interruption of Service

- (a) The Utility shall have the right at all times to shut the water supply off temporarily to any premises in order to make repairs, replacements, alterations and extensions to the Utility's waterworks as shall, in the opinion of the Utility, be deemed necessary.
- (b) ☐ As well the Utility may require any of its customers to discontinue, interrupt or reduce to a specified use or quantity the consumption of water for any of the following reasons:
- In the event of a temporary or permanent shortage of water, whether actual or perceived by the Utility,
 - To conserve the water supply,
 - In order to comply with legal requirements,
 - In the event of a fire, flood or other emergency where there is the possibility of contamination.

Whenever possible the Utility will give reasonable advance notice of restricted use or shut off and in all cases where the interruption is expected to be 24 hours or longer, the Utility shall give 48 hours advance notice. Notice may be verbal, mailed in writing to the customers last known billing address or sent electronically to an email address or in severe cases, announcements made in the newspaper, radio or television.

30. Water Main Extension Rules

General Provisions

- (a) Applications for extensions of water mains shall be made in writing.
- (b) Water main extension rules apply only to eligible premises (see page 2), the owners or lessees of which may become customers.
- (c) Any waterworks installed hereunder shall be the sole property of the Utility.
- (d) The size, type, quality of materials, and their location will be approved by the Utility and the actual construction will be done by the Utility or by a construction agency acceptable to it.
- (e) Adjustment of any difference between the estimated cost and the actual cost of any main extension made hereunder will be made within 60 days after the actual cost of the installation has been ascertained by the Utility.

- (f) In arriving at the length of the main extension necessary to render service to any point, the distance from such point to the nearest distribution main shall be considered along lines of proper construction and common practice in the location of public waterworks, due consideration being given to the general layout of the Utility's system. The length of the extension shall be measured along the lines of proper construction from the nearest distribution main to the centre of the furthest property to be served.
- (g) The Utility will not be required to make extensions where grades have not been brought to those established by public authority.
- (h) Where an extension must comply with an ordinance, regulation or specification of a public authority, the estimated cost of said extension shall be based upon the waterworks required to comply therewith.

31. Water for Construction

☒ Where the Utility is requested to provide water for construction purposes the applicant shall pay for the water at an unmetered flat rate as described in **Schedule C** but the Utility at its discretion may require that the water be metered and charged at the applicable rates.

32. Non-Emergency Hydrant and Standpipe Use

☒ No person shall use a hydrant or standpipe without the Utility's authorization except in the case of a fire emergency, in which event the Utility must be notified. An approved back flow prevention device with a current test certificate must be used. There is an applicable charge for hydrant use described in **Schedule D**.

32. Winter Construction

The Utility reserves the right to refuse to make extensions and install service pipe to a customer's property line under snow and/or frost conditions in the winter months that would make the undertaking impractical.

33. Payment for Main Extensions

Where the service connections applied for require a main extension, the applicant or applicants for such service shall be required to advance to the Utility before construction is commenced, the estimated cost of such extension. The estimated cost of the main extension shall not include the cost of the service line from the water main to property line and except as otherwise provided by the Utility's Tariff, shall not include any costs of increasing the size or capacity of the Utility's existing mains or any other waterworks used or necessary for supplying the proposed extension.

34. Method of Allocating Advances and Refunds

Advances by original applicants:

- When more than one applicant is involved, and an advance is required in payment for a main extension the amount of the advance shall be divided equally or as otherwise agreed among the applicants.

Advances by subsequent customers:

- An extension charge equal to a pro-rata share of the original cost of the main extension shall be collected by the Utility from each additional customer who connects to the original main extension within five years. The extension charge collected above shall be refunded equally to the customers who already have advances deposited with the Utility as a result of connection to the extension, so that in the result all subscribers will have paid an equal amount.

Advances, which may be required from applicants in payment for extensions will be held by the Utility without interest. Refunds will be made in accordance with these rules and no depositor will have refunded to them an amount in excess of the amount of their advance. Refunds will be paid to the current registered owners of the properties on account of which the deposits were received. Any amount remaining not refunded at the end of five years from the date the advance was received by the Utility from the original applicant or applicants will be retained by the Utility and transferred to the "**Contribution in Aid of Construction**" account. Thereafter, additional customers will be connected without being required to pay the special extension charge.

In case of disagreement or dispute regarding the application of any provision of these rules, or in circumstances where the application of the rules appear impracticable or unjust to either party, the Utility, or the applicant or applicants, may refer the matter to the Comptroller for adjudication.

35. Amendments to Tariff

The rates and charges recorded in this Tariff are the only lawful, enforceable and collectable rates and charges of the Utility, and shall not be amended without the consent of the Comptroller. The Comptroller, on his own motion, or on complaint of the Utility or other interested persons that the existing rates in effect and collected or any rates charged or attempted to be charged for service by the Utility are unjust, unreasonable, insufficient, unduly discriminatory or in contravention of the Water Utility Act, regulations or law, may, after investigation, determine the just, reasonable and sufficient rates to be observed and in force, and shall, by order, fix the rates.

The Utility may submit to the Comptroller, by letter of application together with full supporting documentation, proposed amendments to rates and charges, and other terms and conditions of service. After initial review of the application, the Comptroller may require the Utility to give an acceptable form of notice of the application to its customers and other interested persons. The notice will state a specific time period within which any interested persons may submit objections to the application to the Comptroller. After investigation of the application and any objections thereto, the Comptroller will decide the matter and notify all interested persons of his/her decision.

Schedule "A"

Water Service Connection:

The charges shown below apply to connections to a water main.

The connection charge (a) recovers the average cost incurred by the Utility, and not otherwise recovered, of installing a service connection from the water main to a curb stop including, if required, the cost of an Authorized Water Meter in the customer's premises. Cost herein includes any administrative overhead incurred.

Where, at a time prior to a customer's application for service, a service connection has been installed at no cost to the Utility or at a cost otherwise recovered by the Utility, then upon connection of the service pipe, the rate shown in (b) below shall be paid upon application for service.

(a) Connection Charge	At the Utility's cost
(b) Connection of customers service pipe to an existing curb stop	\$250 <input type="checkbox"/>

Schedule "B"

Contribution in Aid of Future Construction:

The charges shown below apply only to eligible premises.

Whereas a result of eligible premises becoming qualified as authorized premises a greater number of units require or may require service from the Utility, thus utilizing waterworks capacity presently or prospectively, then, upon application for a service connection, in addition to the connection charge and any main extension costs, the charge shown below shall be paid.

Each single-family equivalent qualifying as authorized premises	\$3000.00
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Note: Monies collected are to be deposited in the Utility's Deferred Capacity Trust Fund and may only be released at the discretion of the Comptroller of Water Rights.

Schedule "C"

Annual Water Rates:

Basic Rate effective June 1, 2007:

Single Family Dwelling including each side of a Duplex	\$10.00 per month <input type="checkbox"/> <input type="checkbox"/>
Each suite within a Single-Family Dwelling	N/A
Each Single-Family Equivalent Unit within a complex	\$.8.33 per month <input type="checkbox"/> <input type="checkbox"/>

Metered Rate effective June 1, 2007:

\$1.36 per cubic meter of water used in addition to the basic charge.

Flat Rate effective June 1,2007:

Applies only to those customers without an approved meter set eg. Construction sites requesting water service.

The basic rate plus the equivalent of 25 cubic meters per month

Note: 20% to be collected from the above rates and deposited in a Replacement Reserve Trust Fund.

NI Schedule "D"

Miscellaneous Charges

Snow removal costs related to access to meters	Equal to the Utility's cost
Meter reading for individually owner meters.	\$20.00
Back flow prevention test & processing	Equal to the Utility's cost + \$25.00
Hydrant use	\$100.00 min use charge includes 1 st 5 m ³ + 5 days rental of back flow and metering device
Unauthorized hydrant use	\$500.00 per day
Standpipe use	\$50.00 min charge includes 1 st 5 m ³ + 5 days rental of back flow metering device
Utility's labour*	\$50.00 per hour (x2 after hours)
Backhoe*	\$85.00 /hr
Excavator*	\$125.00 / hr
Snow Cat*	\$130.00 / hr
Contracted services as required.	Equal to the Utility's cost
Materials used in performing other services	Equal to the Utility's cost

** Hourly rates subject to change*

Schedule "E"

Service Charge as per Rent Charge Agreement(s):

- Applicable to the owners of a legal subdivision with rent charge agreements registered on title. The service charge becomes effective and due and payable on January 1 of the year following the date an eligible premise becomes qualified as an authorized premises as granted through the issuance of a CPCN by the Comptroller of Water Rights.
- Available to owners of the lots to which this rate applies shall pay the rate during the period they are not users of the Utility's waterworks.

Rate: \$200.00 annually for single-family lots
\$33.33 per bed unit annually for all other properties

Note: Once a customer has received approval to connect to the Utility's waterworks, has passed inspection and been accepted by the Utility as a customer, this rate will no longer apply to the portion of property in question.

Should a customer choose to develop a property other than a single-family dwelling in phases over one or more years, then, each unit in each phase must be approved by the Utility prior to the service charge being removed. A pro-rated refund of the rent charge will be credited to the customer's account, if applicable.
