

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. < >

A BY-LAW TO ADOPT THE 2020 WASTEWATER BUDGET
AND SET THE REQUISITIONS TO BE CHARGED FOR
WASTEWATER RECEIVED FROM THE LOWER-TIER
MUNICIPALITIES FOR THE PERIOD JANUARY 1, 2020 TO
DECEMBER 31, 2020

WHEREAS section 11 of the *Municipal Act, 2001*, S.O. 2001, c.25, provides that a municipality may pass by-laws respecting services and things that the municipality is authorized to provide;

WHEREAS section 390 of the *Municipal Act, 2001*, S.O. 2001, c.25, provides that the definition of a person includes a municipality;

WHEREAS section 391 of the *Municipal Act, 2001*, S.O. 2001, c.25, provides that a municipality is authorized to impose fees or charges on person for costs payable by it for services or activities provided or done by or on behalf of any other municipality,

WHEREAS wastewater received from the lower-tier municipalities is a service provided by the Regional Municipality of Niagara on behalf of the lower-tier municipalities within the Niagara Region; and

WHEREAS the Council of the Regional Municipality of Niagara passed By-Law No. 119-2011 which indicated that, consistent with the wastewater reconciliation methodology described in PWA 87-2011, a reconciliation adjustment will commence with the 2013 Budget.

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the 2020 Wastewater Gross Operating Budget of \$80,504,266 and Net Operating Budget of \$77,020,694 be and hereby is adopted.
2. That the 2020 budgeted net wastewater operating budget be apportioned to the lower-tier municipalities based on their proportionate share of the Region's total three year average historical wastewater flows.
3. That the 2020 wastewater bills also include reconciliation of the 2018 net requisition allocated based on actual wastewater flows versus the estimated flows.

4. That the lower-tier municipalities be requisitioned during the period January 1, 2020 to December 31, 2020 as follows:

Wastewater Requisition (2020 Net budget & 2018 Reconciliation)				
Municipality	2020 Net Budget Allocation (\$)	2018 Reconciliation (\$)	Total (\$)	Monthly (\$)
Fort Erie	8,043,911	(189,542)	7,854,369	654,531
Grimsby	3,740,290	72,923	3,813,213	317,768
Lincoln	2,948,685	23,238	2,971,924	247,660
Niagara Falls	15,113,526	(711,135)	14,402,391	1,200,199
Niagara-on-the-Lake	3,185,401	114,819	3,300,220	275,018
Pelham	1,379,048	(83,549)	1,295,498	107,958
Port Colborne	4,544,117	159,962	4,704,079	392,007
St. Catharines	21,916,001	448,367	22,364,368	1,863,697
Thorold	3,899,808	300,668	4,200,476	350,040
Welland	11,012,336	(192,335)	10,820,001	901,667
West Lincoln	1,237,572	56,585	1,294,157	107,846
Total	77,020,694	-	77,020,694	6,418,391

5. That the Treasurer of the Regional Corporation shall submit similar invoices on or before the 15th day of each month commencing February 15, 2020 for the monthly requisition. Such monthly invoices shall continue thereafter until December monthly requisition has been invoiced. Each lower-tier municipality shall remit the amount on each such invoice to the Treasurer of the Regional Corporation on or before the last business day of the month in which such invoice is submitted.
6. That in the event of default of payment of any monies payable under this by-law by the lower-tier municipality, interest at the rate of 15 per cent per annum shall be added to the amount in arrears from the date of default until the date of payment thereof.
7. That this by-law shall come into force and effect on January 1, 2020

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: <date>