

Authority: Executive Committee Item 25.9, adopted as amended,  
by City of Toronto Council on November 27, 28 and 29, 2012  
Enacted by Council: November 29, 2012

## CITY OF TORONTO

### BY-LAW No. 1636-2012

**To amend City of Toronto Municipal Code Chapter 441, Fees and Charges, Chapter 849, Water and Sewage Services and Utility Bill and Chapter 681, Sewers, to reflect the 2013 water and wastewater consumption rates to be charged to metered and flat rate consumers and the water and wastewater service fees and charges, to set the water rebate for low-income seniors and low-income disabled persons, to reflect the changes, adopted by Council, related to the City's industrial waste surcharge program and to make necessary related formatting amendments to these City of Toronto Municipal Code Chapters.**

WHEREAS section 259 of the *City of Toronto Act, 2006* provides that the City may pass by-laws imposing fees or charges on persons for services or activities provided or done by or on behalf of it; and

WHEREAS City Council has the authority to pass this by-law pursuant to subsections 8(1) and (2) and section 259 of the *City of Toronto Act, 2006*; and

WHEREAS at its meeting of November 27, 28 and 29, 2012 City Council approved the water and wastewater consumption rates to be charged to metered and flat rate consumers effective January 1, 2013, public notice having been given, and approved the water rebate for eligible low-income seniors and disabled persons effective January 1, 2013; and

WHEREAS at its meeting of November 27, 28 and 29, 2012 City Council increased and established various water and wastewater service fees and charges through its annual budget process, including fees and charges related to the City's industrial waste surcharge program, public notice having been given, which necessitates an update of the appendices and schedules of City of Toronto Municipal Code Chapter 441, Fees and Charges, related to water and wastewater and amendments to City of Toronto Municipal Code; and

WHEREAS Chapter 441 of The City of Toronto Municipal Code is the codified consolidated user fee by-law for the City of Toronto ("Municipal Code Chapter 441"); and

WHEREAS Chapter 849 of The City of Toronto Municipal Code is the Water and Sewage Services and Utility Bill by-law for the City of Toronto ("Municipal Code Chapter 849"); and

WHEREAS Chapter 681 of The City of Toronto Municipal Code is the Sewers by-law for the City of Toronto ("Municipal Code Chapter 681"); and

WHEREAS it is necessary to amend Municipal Code Chapter 441 to reflect the new water and wastewater consumption rates and water and wastewater service fees and charges authorized by City Council, to amend Municipal Code Chapter 849 to reflect the water rebate for eligible low-income seniors and disabled persons, to further amend Municipal Code Chapter 681 to reflect the changes, adopted by Council, related to the City's industrial waste surcharge program authorized by City Council, all effective January 1, 2013, and to make necessary related, formatting amendments to Municipal Code Chapters 441, 849 and 681 necessitated by City Council's decision at its meeting on November 27, 28 and 29, 2012;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Appendix D - Schedule 1, Water & Wastewater Consumption Rates, of The City of Toronto Municipal Code, Chapter 441, Fees and Charges, items 1-46, inclusive, is deleted in its entirety and replaced with Schedule "A" to this By-Law.
2. Appendix D - Schedule 2, Water Services, of The City of Toronto Municipal Code, Chapter 441, Fees and Charges, items 1-39, inclusive, is deleted in its entirety and replaced with Schedule "B" to this By-Law.
3. Appendix D - Schedule 3, Wastewater Services, of The City of Toronto Municipal Code, Chapter 441, Fees and Charges, items 1-19 inclusive, is deleted in its entirety and replaced with Schedule "C" to this By-Law.
4. Section 849-14.5D, Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting "\$0.7469/per cubic metre" and replacing it with "\$0.8141/per cubic metre" so that the section reads as follows:

"D. In any year, or eligible portion thereof, the water rebate or credit rate shall be calculated by the difference in the Block 1 Rate and Block 2 Rate, such rates being based on 'paid on or before the due date', applicable for the year or portion thereof in which the water rebate is being applied for, and such water rebate shall be at the rate of \$0.8141/per cubic metre, or such other rate in other years as may be determined by City Council from time to time."
5. Section 681-2C(1)(b), Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by adding the words "total kjeldahl nitrogen (TKN)" after the words "phenolics (4AAP)" so that the section reads as follows:

"(b) The discharge does not exceed the limits set out under Table 1 - Limits for Sanitary and Combined Sewers Discharge, with respect to biochemical oxygen demand, phenolics (4AAP), total kjeldahl nitrogen (TKN), total phosphorus or total suspended solids; or"
6. Section 681-2C(1)(c), Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by adding the words "total kjeldahl nitrogen (TKN)" after the words "phenolics (4AAP)" so that the section reads as follows:

- "(c) In the event the discharge does exceed the limits set out under Table 1 - Limits for Sanitary and Combined Sewers Discharge, with respect to any of biochemical oxygen demand, phenolics (4AAP), total kjeldahl nitrogen (TKN), total phosphorus or total suspended solids, the discharge is in accordance with an industrial waste surcharge agreement pursuant to § 681-6."
7. Section 681-6B(1), Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by adding the words "total kjeldahl nitrogen (TKN)" after the words "phenolics (4AAP)" so that the section reads as follows:
- "(1) An industrial waste surcharge agreement may only be entered into with respect to the discharge of the following treatable parameters in sewage: biochemical oxygen demand, phenolics (4AAP), total kjeldahl nitrogen (TKN), total phosphorus or total suspended solids."
8. Section 681-6A, Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by adding a new Section 681-6A(8), immediately after Section 681-6A(7), as follows:
- "(8) Subject to Section 681-6A(7), the industrial waste surcharge fee in an industrial waste surcharge agreement shall be calculated in accordance with the formula set out in Table 3 below:

**TABLE 3 - Surcharge Fee Calculation Formula**

The formula is based on the cost to treat a unit (kg) of the surchargeable parameter and is applied to additional units (kg) of the parameter received above the applicable Chapter 681 parameter limit. Subject to Section 681-6A (7), the industrial waste surcharge fee is calculated using the parameter that exceeds the Municipal Code Chapter 681, Sewers, parameter limits the most.

$$\text{Surcharge} = C \times \frac{\text{Volume (m}^3\text{)}}{1000} \times R_{\text{kg}} (\$/\text{kg})$$

Where,

C = (actual average concentration, mg/L – Bylaw Parameter Limit, mg/L) for the parameter that exceeds the applicable Chapter 681, Sewers parameter the most

actual average concentration = the City measured average concentration in the effluent of the discharger, mg/L

Bylaw Parameter Limit = Chapter 681 parameter limit, mg/L [see Table 1 of Chapter 681 and Section 681-6B. (1)]

Volume = annual volume discharge m<sup>3</sup> divided quarterly for the invoice period

R<sub>kg</sub> = unit cost per kilogram of parameter being treated, \$/kg, as established under Chapter 441, Fees and Charges, Appendix D - Schedule 3, Wastewater Services, from time to time"

- 9.** Section 681-6A, Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by adding a new Section 681-6A(9), immediately after the new Section 681-6A(8), as follows:

"(9) In the case of an industrial waste surcharge agreement, a fee for the establishment of any new industrial waste surcharge agreement shall be payable to the City as set out in City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 3, Wastewater Services.

- 10.** This by-law comes into force on January 1, 2013.

ENACTED AND PASSED this 29th day of November, A.D. 2012.

FRANCES NUNZIATA,  
Speaker

ULLI S. WATKISS,  
City Clerk

(Corporate Seal)

**SCHEDULE "A"**  
**TORONTO MUNICIPAL CODE**  
**FEES AND CHARGES**

**Appendix D - Schedule 1, Water & Wastewater Consumption Rates**

I	II	III	IV	V		
Ref. No.	Service	Fee Description	Fee Basis	Fee Paid After Due Date	Fee Paid On/Before Due Date	Annual Adjustment
1	Metered Water Consumers	Block 1 Domestic - Use General Water Service Rate Applicable to all consumers of water, including the first 6,000 cubic metres per year (m3/per year) consumed by industrial users	Per cubic metre - (\$/m3)	\$2.8567	\$2.7137	No
2	Metered Water Consumers	Block 2 - Industrial Process - Use Service Rate - Applicable to industrial process use for eligible property or portions of property and is applicable to volume of water consumed over 6,000 cubic metres per year (m3/per year) of such use	Per cubic metre - (\$/m3)	\$1.9996	\$1.8996	No
3	Flat Rate Residential Consumers - Former City of Toronto	Dwelling house rate	Per Room; Per Annum,	\$42.45 \$255.63 Minimum annual charge	\$40.33 \$249.39 Minimum annual	No
4	Flat Rate Residential Consumers - Former City of Toronto	Rooming house rate	Per Room, Per Annum	\$82.07	\$77.97	No
5	Flat Rate Residential Consumers - Former City of Toronto	Basins	Each	\$82.07	\$77.97	No
6	Flat Rate Residential Consumers - Former City of Toronto	Baths	Each	\$82.07	\$77.97	No
7	Flat Rate Residential Consumers - Former City of Toronto	Bidets	Each	\$82.07	\$77.97	No
8	Flat Rate Residential Consumers - Former City of Toronto	Saunas connected to water or drains	Each	\$82.07	\$77.97	No

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Ref. No.	Service	Fee Description	Fee Basis	Fee Paid After Due Date	Fee Paid On/Before Due Date	Annual Adjustment
9	Flat Rate Residential Consumers - Former City of Toronto	Shower baths	Not attached to bath tub - Each	\$82.07	\$77.97	No
10	Flat Rate Residential Consumers - Former City of Toronto	Sinks	Sinks - Each	\$82.07	\$77.97	No
11	Flat Rate Residential Consumers - Former City of Toronto	Urinals	Self-acting - Each	\$97.51	\$92.63	No
12	Flat Rate Residential Consumers - Former City of Toronto	Water Closets	Self Acting - Each	\$131.03	\$124.48	No
13	Flat Rate Residential Consumers - Former City of Toronto	Laundry Tubs	For pair of tubs (in one fixture)	\$82.07	\$77.97	No
14	Flat Rate Residential Consumers - Former City of Toronto	Laundry Tubs	For single or additional tub - Each	\$48.78	\$46.34	No
15	Flat Rate Residential Consumers - Former City of Toronto	Washing Machine	Each	\$82.07	\$77.97	No
16	Flat Rate Non-Residential Consumers - Former City of Toronto	Factories, office buildings, stores, garages, warehouses and similar places of business	Per Flat - Per Annum	\$130.95	\$124.40	No
17	Flat Rate Non-Residential Consumers - Former City of Toronto	Private hospitals, rest homes, schools, fraternity houses, clubs, hotels and similar places	Per room - Per Annum	\$74.50	\$70.77	No
18	Flat Rate Non-Residential Consumers - Former City of Toronto	Basins	Each	\$162.97	\$154.82	No

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**Appendix D - Schedule 1, Water & Wastewater Consumption Rates**

Ref. No.	I Service	II Fee Description	III Fee Basis	IV		V
				Fee Paid After Due Date	Fee Paid On/Before Due Date	Annual Adjustment
19	Flat Rate Non-Residential Consumers - Former City of Toronto	Baths	Each	\$162.97	\$154.82	No
20	Flat Rate Non-Residential Consumers - Former City of Toronto	Bidets	Each	\$162.97	\$154.82	No
21	Flat Rate Non-Residential Consumers - Former City of Toronto	Saunas connected to water or drains	Each	\$162.97	\$154.82	No
22	Flat Rate Non-Residential Consumers - Former City of Toronto	Shower Baths	Not attached to bath tub - Each	\$162.97	\$154.82	No
23	Flat Rate Non-Residential Consumers - Former City of Toronto	Sinks	Each	\$162.97	\$154.82	No
24	Flat Rate Non-Residential Consumers - Former City of Toronto	Urinals	Self-acting - Each	\$194.82	\$185.08	No
25	Flat Rate Non-Residential Consumers - Former City of Toronto	Water Closets	Self Acting - Each	\$260.61	\$247.57	No
26	Flat Rate Non-Residential Consumers - Former City of Toronto	Laundry Tubs	For pair of tubs (in one fixture)	\$162.97	\$154.82	No
27	Flat Rate Non-Residential Consumers - Former City of Toronto	Laundry Tubs	For single or additional tub - Each	\$82.07	\$77.97	No
28	Flat Rate Non-Residential Consumers - Former City of Toronto	Washing Machines	Each	\$162.97	\$154.82	No

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**Appendix D - Schedule 1, Water & Wastewater Consumption Rates**

Ref. No.	I	II	III	IV		V
	Service	Fee Description	Fee Basis	Fee Paid After Due Date	Fee Paid On/Before Due Date	Annual Adjustment
29	Flat Rate Consumers - Former City of Toronto	Baptistries	Each	\$55.08	\$52.32	No
30	Flat Rate Consumers - Former City of Toronto	Barber shop or beauty parlour	Each	\$162.97	\$154.82	No
31	Flat Rate Consumers - Former City of Toronto	Church buildings used as a place of worship	Each for any such fixture in a church building so used coming within rows 18-30	Variable	Variable	No
32	Flat Rate Consumers - Former City of Toronto	Dental Fountains	Each	\$404.22	\$384.01	No
33	Flat Rate Consumers - Former City of Toronto	Commercial dish washers	Each	\$324.72	\$308.48	No
34	Flat Rate Consumers - Former City of Toronto	Drinking Fountains	Each	\$162.97	\$154.82	No
35	Flat Rate Consumers - Former City of Toronto	Fountains	For 1.6mm orifice or less, each per season	\$260.61	\$247.57	No
36	Flat Rate Consumers - Former City of Toronto	Fountains	All others, each per person	\$1,036.66	\$984.82	No
37	Flat Rate Consumers - Former City of Toronto	Materials used in buildings or in alterations or repairs to buildings and other construction work	Bricks per 1,000	\$2.81	\$2.67	No
38	Flat Rate Consumers - Former City of Toronto	Materials used in buildings or in alterations or repairs to buildings and other construction work	Other masonry, including concrete blocks, tiles, and similar materials, on basis of equivalent number of bricks to replace same, per 1,000 bricks	\$2.81	\$2.67	No
39	Flat Rate Consumers - Former City of Toronto	Materials used in buildings or in alterations or repairs to buildings and other construction work	Plastering per 1,000 sq. yd	\$98.04	\$93.14	No

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**Appendix D - Schedule 1, Water & Wastewater Consumption Rates**

I	II	III	IV	V		
Ref. No.	Service	Fee Description	Fee Basis	Fee Paid After Due Date	Fee Paid On/Before Due Date	Annual Adjustment
40	Flat Rate Consumers - Former City of Toronto	Materials used in buildings or in alterations or repairs to buildings and other construction work	Per cubic yd - Concrete	\$6.82	\$6.48	No
41	Flat Rate Consumers - Former City of Toronto	Materials used in buildings or in alterations or repairs to buildings and other construction work	Minimum rate for each building or for repairs or alterations, where any of the above material is used	\$32.75	\$31.11	No
42	Flat Rate Consumers - Former City of Toronto	Photographic washing tanks	Each	\$162.97	\$154.82	No
43	Flat Rate Consumers - Former City of Toronto	Wash racks	Each	\$809.57	\$769.09	No
44	Unmetered Consumers - Former City of Etobicoke	Residential and commercial rates, Flat rate, Single family	Tri-annual	\$267.69	\$254.30	No
45	Unmetered Consumers - Former City of Etobicoke	Hydro substations	Tri-annual	\$192.57	\$182.94	No
46	Unmetered Consumers - Former City of Etobicoke	Building water and sewer service rates; not metered up to three months not refundable	Each	\$569.44	\$540.96	No

**SCHEDULE "B"**  
**TORONTO MUNICIPAL CODE**  
**FEEES AND CHARGES**

**Appendix D - Schedule 2, Water Services**

Ref. No.	I Service	II Fee Description	III Fee Basis	IV Fee	V Annual Adjustment
1	Revenues - District Operations	Installing 19 mm New Residential Water Service and Meter	Flat fee per connection	\$2,700.00	No
2	Revenues - District Operations	Installing 25 mm New Residential Water Service and Meter	Flat fee per connection	\$3,111.00	No
4	Revenues - District Operations	New non-Residential water service of any size or Residential Water Service greater than 25 mm	Actual cost per connection	Variable	No
5	Revenues - District Operations	Disconnection Fee for any residential water service less than or equal to 25 mm	Flat fee per disconnection	\$440.00	No
6	Revenues - District Operations	Disconnection of Non-Residential of any size / Residential Water Service greater than 25 mm	Actual cost per	Variable	No
9	Revenues - District Operations	Metered water provided to construction sites	Consumption per cubic metre	Block 1 Water Rate	No
11	Revenues - District Operations	Fire hydrant Permit	Flat Fee	\$152.70	No
12	Revenues - Operational Support	Water meter accuracy test ; Meter less than or equal to 50mm - No Chamber - applied if meter does not over-register	Flat Fee	\$152.70	No
13	Revenues - District Operations	Water turn off fee for demolition; (disconnection of old water service not included)	Flat Fee	\$76.35	No
14	Revenues - Revenue Services (Finance)	Cost of water consumption from last water meter reading to the date of disconnection of service	Per cubic meter	Block 1 Water Rate	No
15	Revenue Services-District Operations	Water Turn-off or Turn-on	Each Turn-off or Turn-on	\$76.35	No
15.1	Revenue Services - District Operations	Single Service call Turn-off and Turn-on within 30 min	Turn-off and Turn-on Service within 30 min	\$76.35	No
17	Revenues - District Operations	Conduct fire hydrant flow test	Per Flow Test	\$254.50	No
18	Revenues - District Operations	Unmetered water from each unmetered hydrant- less than or equal to 50 cubic metre	Per 50 cubic metre	50 cubic metre @ Block 1 Water Rate	No
19	Revenues - District Operations	Metered water received at hydrant	Per cubic metre of water	Water Rate	No
20	Revenues - District Operations	Inspection of water at excavation sites in case of dispute	Actual cost per inspection	Variable	No
21	Revenues - District Operations	Unregistered water each day order not complied	Flat Rate	\$50.90	No

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**Appendix D - Schedule 2, Water Services**

Ref. No.	I Service	II Fee Description	III Fee Basis	IV Fee	V Annual Adjustment
22	Revenues - District Operations	Relocate water hydrant	Actual Cost per relocation	Variable	No
23	Revenues - District Operations	Replacement of equipment due to damage or loss	Actual replacement costs	Variable	No
24	Revenues - Operational Support	Cost of meter, strainer, connection fittings, hardware and flanges	Actual Cost	Variable	No
25	Revenues - Operational Support	Annual Seasonal Meter Activation Fee : includes replacement, removal of water meter; 1 turn on, 1 turn off	Flat Fee	\$30.54	No
27	Revenues - District Operations	Unmetered water - general or use of non-City supplied meter	Estimated consumption per cubic metre	Water rate	No
28	Revenues - District Operations	Deposit for estimated cost of service	Actual cost	Variable	No
29	Revenues - Operational Support	Relocation of Water Meter	Actual Cost	Variable	No
30	Revenues - District Operations	Removal of obstructions around fire hydrants	Actual Cost	Variable	No
31	Revenues - District Operations	Damage to Waterworks	Actual Cost	Variable	No
32	Revenues - District Operations	Reuse of residential water service 19 mm to 25 mm	Per Service to be reused	\$254.50	No
33	Revenue Services	Administrative fee to reflect a change in ownership on an existing utility account	Per ownership change	\$35.00	No
34	Revenue Services	Water Certification Charge	Per Certification	\$25.00	No
35	Revenue Services	Water Special/Final Reading	Per Customer Request	\$15.00	No
36	Revenue Services	Water Consumption Statements	For One Year	\$40.00	No
37	Revenue Services	Water Consumption Statements	For each subsequent year	\$25.00	No
38	Revenue Services	Returned Cheques	Per NSF Cheque	\$35.00	No
39	Revenue Services	Water Collection Field Visit	Per Field Visit	\$25.00	No

**SCHEDULE "C"**  
**TORONTO MUNICIPAL CODE**  
**FEEES AND CHARGES**

**Appendix D - Schedule 3, Wastewater Services**

Ref. No.	I Service	II Fee Description	III Fee Basis	IV Fee	V Annual Adjustment
1.1	Revenues - Business Operations Management	Industrial Waste Surcharge - Biochemical Oxygen Demand (BOD) or Phenolics (4AAP)	Per Kilogram	\$0.62	No
1.2	Revenues - Business Operations Management	Industrial Waste Surcharge - Total Suspended Solids (TSS)	Per Kilogram	\$0.60	No
1.3	Revenues - Business Operations Management	Industrial Waste Surcharge - Total Phosphorus (TP)	Per Kilogram	\$1.69	No
1.4	Revenues - Business Operations Management	Industrial Waste Surcharge - Total Kjeldahl Nitrogen (TKN)	Per Kilogram	\$1.18	No
2	Revenues - Business Operations Management	Sewer Surcharge on private water	Per Cubic Meter	57% of Block 1 Water Rate	No
3	Revenues - Business Operations Management	Industrial Waste Surcharge and / or Sanitary Discharge Agreement or Permit where the total fees for one year or lesser term are \$ 500 or less calculated in accord with 1.1 -1.4 & 2 above, as applicable	Fixed Fee-Minimum	\$500.00	No
4	Revenues - District Operations	To install new residential sanitary sewer service connection in road allowance	Per Installation	\$7,293.00	No
5	Revenues - District Operations	To install new residential storm sewer service connection in road allowance	Per Installation	\$7,293.00	No
6	Revenues - District Operations	To disconnect residential sanitary sewer service connection in road allowance	Per Disconnection	\$765.00	No
7	Revenues - District Operations	To install new sanitary or storm or combined sewer service for industrial, commercial and institutional applicants	Actual Cost for Installation	Variable	No
8	Revenues - District Operations	To Disconnect existing sanitary / storm / combined sewer service connection for industrial, commercial and institutional applicants	Per Disconnection - Actual Cost	Variable	No
9	Revenues - Business Operations Management	Removal of tree root blockage	Based on actual cost	Variable	No
10	Revenues - District Operations	Investigation and excavation of drain blockage	Based on actual cost	Variable	No
11	Revenues - District Operations	Spills Clean Up	Cost + Recovery from Discharger	Variable	No
12	Revenues - District Operations	Install New Sanitary or Storm Main in Street Allowance	Based on actual cost	Variable	No

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**Appendix D - Schedule 3, Wastewater Services**

Ref. No.	I Service	II Fee Description	III Fee Basis	IV Fee	V Annual Adjustment
14	Revenues - Business Operations Management	Hauled Sewage Discharge Rate	Per cubic metre	\$27.86	No
15	Revenues - District Operations	Inspection fee for the reuse of residential City sewer connection up to 150 mm in diameter	Per service to be reused	\$510.00	No
16	Revenues - Water Infrastructure Management	Technical Review by Toronto Water staff - Application to Toronto Water for exemption to permit the construction of a driveway sloped downwards towards a residential building.	Per application	\$1,527.00	No
17	Revenues - Water Infrastructure Management	Technical Review by Toronto Water staff - Application to Toronto Water for new connection or relocation of storm, sanitary or water supply connection	Per application	\$305 minimum fee; additional \$75.5/hr for each hour after 4 hrs to a maximum of \$1,527	No
18	Revenues - Water Infrastructure Management	Technical Review by Toronto Water staff - Application to Toronto Water for request to encroach within a City permanent or temporary easement (related to City water and sewer infrastructure)	Per application	\$305 minimum fee; additional \$75.5/hr for each hour after 4 hrs to a maximum of \$1,527	No
19	Revenues - Water Infrastructure Management	Technical Review by Toronto Water staff - Application to Toronto Water for request to release from title a City easement (related to City water and sewer infrastructure)	Per application	\$305 minimum fee; additional \$75.5/hour for each hour after 4 hours to a maximum fee of \$1,527	No
20	Revenues - Business Operations Management	Initial fee for establishment of new industrial waste surcharge agreement	Per agreement	\$800.00	No