

Authority: Executive Committee Item 3.2, adopted as amended,
by City of Toronto Council on February 23 and 24, 2011
Enacted by Council: February 24, 2011

CITY OF TORONTO

BY-LAW No. 335-2011

To amend City of Toronto Municipal Code Chapter 441, Fees and Charges and Chapter 849, Water and Sewage Services and Utility Bill to reflect the 2011 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 and to make necessary related, formatting and organizational amendments to City of Toronto Municipal Code Chapters 441, 849, 851 and 681.

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 February 23 and 24, 2011 City Council approved the new water and wastewater consumption rates to be charged to metered and flat rate consumers effective March 1, 2011, public notice having been given, and approved the water rebate for eligible low-income seniors and disabled persons effective March 1, 2011; and

WHEREAS at its meeting of February 23 and 24, 2011 City Council increased various water and wastewater service fees and charges through its annual budget process, public notice having been given, which necessitates an update and reorganization of the appendices and schedules of City of Toronto Municipal Code, Chapter 441, Fees and Charges related to water and wastewater; 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 851 of The City of Toronto Municipal Code is the Water Supply by-law for the City of Toronto ("Municipal Code Chapter 851"); 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 Chapters 441 and 849 to reflect the new water and wastewater consumption rates and water and wastewater service fees and charges authorized by City Council, and to further amend Municipal Code Chapter 849 to reflect the water rebate for eligible low-income seniors and disabled persons effective March 1, 2011 and to make necessary related, formatting and organizational amendments to Municipal Code

Chapters 441, 849, 851 and 861 necessitated by City Council's decision at its meeting on February 23 and 24, 2011;

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

1. Appendix D – Schedule 1, Water & Sewer Service Rates - Revenue Services, of City of Toronto Municipal Code Chapter 441, Fees and Charges, Items 1 to 52, inclusive, is deleted in its entirety and replaced with Schedule "A" to this By-law, and the title of "Appendix D - Schedule 1, Water & Sewer Service Rates – Revenue Services" is changed to "Appendix D – Schedule 1, Water & Wastewater Consumption Rates", as reflected in Schedule "A" to this By-law.
2. Appendix A – Schedule 2, Water Services, of City of Toronto Municipal Code Chapter 441, Fees and Charges, Items 1 to 26, inclusive, is deleted in its entirety and replaced with Schedule "B" to this By-law, and the title of "Appendix A – Schedule 2, Water Services" is changed to "Appendix D – Schedule 2, Water Services", as reflected in Schedule "B" to this By-law.
3. Appendix A – Schedule 3, Wastewater Services, of City of Toronto Municipal Code Chapter 441, Fees and Charges, Items 1 to 12, inclusive, is deleted in its entirety and replaced with Schedule "C" to this By-law, and the title of "Appendix A – Schedule 3, Wastewater Services" is changed to "Appendix D – Schedule 3, Wastewater Services", as reflected in Schedule "C" to this By-law.
4. Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting the words "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 1, Water & Sewer Service Rates - Revenue Services" wherever they appear and replacing them with the words "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D – Schedule 1, Water & Wastewater Consumption Rates".
5. Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting the words "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix A – Schedule 2, Water Services" wherever they appear and replacing them with "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D – Schedule 2, Water Services".
6. Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting the words "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix A – Schedule 3, Wastewater Services" wherever they appear and replacing them with "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D – Schedule 3, Wastewater Services".

7. Section 849-17, Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting "28.6 percent" and replacing it with "30 percent" so that the section reads as follows:

"The Block 2 Rate, as set out in City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 1, Water & Wastewater Consumption Rates, is available to an eligible industrial process water user for a property, or a portion thereof, assessed on the annual returned assessment roll in the industrial property tax class and is applicable to volume of water consumed over 6,000 cubic metres per year (6,000 m³/per year) of such use. The Block 2 Rate shall be set at a rate representing a 30 percent reduction from the Block 1 Rate, as set out in City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 1, Water & Wastewater Consumption Rates, or at such other rate as determined by City Council from time to time."

8. Section 849-14.2B, Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting "28.6 percent" and replacing it with "30 percent" so that the section reads as follows:

"B. The water rebate shall be set at a rate representing a 30 percent reduction from the Block 1 Rate, as set out in The City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 1, Water & Wastewater Consumption Rates, or at such other rate as determined by Council from time to time."

9. Section 849-14.5D, Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code is amended by deleting "\$0.5890/per cubic metre for 2010" and replacing it with "\$0.6853/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 \$0.6853/per cubic metre, or such other rate in other years as may be determined by City Council from time to time."

10. Section 849-16, Chapter 849, Water and Sewage Services and Utility Bill, of The City of Toronto Municipal Code, is deleted in its entirety and replaced with the following:

"Consumers in the City of Toronto shall pay the fees and charges with regard to the distribution and supply of water and the provision of water and sewer services and the rates and charges in relation thereto as set out in City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 1, Water & Wastewater Consumption Rates and City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D - Schedule 2, Water Services and Schedule 3, Wastewater Services."

11. Chapter 851, Water Supply, of The City of Toronto Municipal Code, is amended by deleting the words "Chapter 441, Fees and Charges, Appendix A - Schedule 2, Water Services" wherever they appear and replacing them with "Chapter 441, Fees and Charges, Appendix D – Schedule 2, Water Services".
12. Chapter 681, Sewers, of The City of Toronto Municipal Code is amended by deleting the words "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix A - Schedule 3, Wastewater Services" wherever they appear and replacing them with "City of Toronto Municipal Code Chapter 441, Fees and Charges, Appendix D – Schedule 3, Wastewater Services".
13. This by-law comes into force on March 1, 2011.

ENACTED AND PASSED this 24th day of February, A.D. 2011.

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)	\$2.4045	\$2.2842	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)	\$1.6831	\$1.5989	No
3	Flat Rate Residential Consumers - Former City of Toronto	Dwelling house rate	Per Room; Per Annum,	\$35.74 \$215.17 Minimum annual charge	\$33.95 \$204.42 Minimum annual charge	No
4	Flat Rate Residential Consumers - Former City of Toronto	Rooming house rate	Per Room, Per Annum	\$69.08	\$65.64	No
5	Flat Rate Residential Consumers - Former City of Toronto	Basins	Each	\$69.08	\$65.64	No
6	Flat Rate Residential Consumers - Former City of Toronto	Baths	Each	\$69.08	\$65.64	No
7	Flat Rate Residential Consumers - Former City of Toronto	Bidets	Each	\$69.08	\$65.64	No
8	Flat Rate Residential Consumers - Former City of Toronto	Saunas connected to water or drains	Each	\$69.08	\$65.64	No

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Ref. No.	I Service	II Fee Description	III Fee Basis	IV		V Annual Adjustment
				Fee Paid After Due Date	Fee Paid On/Before Due Date	
9	Flat Rate Residential Consumers - Former City of Toronto	Shower baths	Not attached to bath tub - Each	\$69.08	\$65.64	No
10	Flat Rate Residential Consumers - Former City of Toronto	Sinks	Sinks - Each	\$69.08	\$65.64	No
11	Flat Rate Residential Consumers - Former City of Toronto	Urinals	Self-acting - Each	\$82.08	\$77.98	No
12	Flat Rate Residential Consumers - Former City of Toronto	Water Closets	Self Acting - Each	\$110.30	\$104.78	No
13	Flat Rate Residential Consumers - Former City of Toronto	Laundry Tubs	For pair of tubs (in one fixture)	\$69.08	\$65.64	No
14	Flat Rate Residential Consumers - Former City of Toronto	Laundry Tubs	For single or additional tub - Each	\$41.06	\$39.02	No
15	Flat Rate Residential Consumers - Former City of Toronto	Washing Machine	Each	\$69.08	\$65.64	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	\$110.22	\$104.72	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	\$62.71	\$59.58	No
18	Flat Rate Non-Residential Consumers - Former City of Toronto	Basins	Each	\$137.18	\$130.32	No

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Ref. No.	I Service	II Fee Description	III Fee Basis	IV		V Annual Adjustment
				Fee Paid After Due Date	Fee Paid On/Before Due Date	
19	Flat Rate Non-Residential Consumers - Former City of Toronto	Baths	Each	\$137.18	\$130.32	No
20	Flat Rate Non-Residential Consumers - Former City of Toronto	Bidets	Each	\$137.18	\$130.32	No
21	Flat Rate Non-Residential Consumers - Former City of Toronto	Saunas connected to water or drains	Each	\$137.18	\$130.32	No
22	Flat Rate Non-Residential Consumers - Former City of Toronto	Shower Baths	Not attached to bath tub - Each	\$137.18	\$130.32	No
23	Flat Rate Non-Residential Consumers - Former City of Toronto	Sinks	Each	\$137.18	\$130.32	No
24	Flat Rate Non-Residential Consumers - Former City of Toronto	Urinals	Self-acting - Each	\$163.98	\$155.78	No
25	Flat Rate Non-Residential Consumers - Former City of Toronto	Water Closets	Self Acting - Each	\$219.36	\$208.40	No
26	Flat Rate Non-Residential Consumers - Former City of Toronto	Laundry Tubs	For pair of tubs (in one fixture)	\$137.18	\$130.32	No
27	Flat Rate Non-Residential Consumers - Former City of Toronto	Laundry Tubs	For single or additional tub - Each	\$69.08	\$65.64	No
28	Flat Rate Non-Residential Consumers - Former City of Toronto	Washing Machines	Each	\$137.18	\$130.32	No

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Ref. No.	I Service	II Fee Description	III Fee Basis	IV		V Annual Adjustment
				Fee Paid After Due Date	Fee Paid On/Before Due Date	
29	Flat Rate Consumers - Former City of Toronto	Baptistries	Each	\$46.37	\$44.06	No
30	Flat Rate Consumers - Former City of Toronto	Barber shop or beauty parlour	Each	\$137.18	\$130.32	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	\$340.23	\$323.22	No
33	Flat Rate Consumers - Former City of Toronto	Commercial dish washers	Each	\$273.31	\$259.66	No
34	Flat Rate Consumers - Former City of Toronto	Drinking Fountains	Each	\$137.18	\$130.32	No
35	Flat Rate Consumers - Former City of Toronto	Fountains	For 1.6mm orifice or less, each per season	\$219.36	\$208.40	No
36	Flat Rate Consumers - Former City of Toronto	Fountains	All others, each per person	\$872.54	\$828.92	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	\$2.37	\$2.26	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	\$2.37	\$2.26	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	\$82.52	\$78.40	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	\$5.75	\$5.46	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	\$27.57	\$26.20	No
42	Flat Rate Consumers - Former City of Toronto	Photographic washing tanks	Each	\$137.18	\$130.32	No
43	Flat Rate Consumers - Former City of Toronto	Wash racks	Each	\$681.40	\$647.34	No
44	Unmetered Consumers - Former City of Etobicoke	Residential and commercial rates, Flat rate, Single family	Tri-annual	\$225.32	\$214.05	No
45	Unmetered Consumers - Former City of Etobicoke	Hydro substations	Tri-annual	\$162.09	\$153.99	No
46	Unmetered Consumers - Former City of Etobicoke	Building water and sewer service rates; not metered up to three months not refundable	Each	\$479.30	\$455.33	No

SCHEDULE "B"

**TORONTO MUNICIPAL CODE
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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
1	Revenues - District Operations	Installing 19 mm New Residential Water Service and Meter	Flat fee per connection	\$2,175.00	No
2	Revenues - District Operations	Installing 25 mm New Residential Water Service and Meter	Flat fee per connection	\$2,450.00	No
3	Revenues - District Operations	Residential Water Service Disconnection less than or equal to 25mm	Flat fee per connection	\$300.00	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	\$300	No
6	Revenues - District Operations	Disconnection of Non-Residential of any size / Residential Water Service greater than 25 mm	Actual cost per disconnection	Variable	No
7	Revenues - District Operations	Water Meter, Strainer Connection fittings, flanges, gaskets and hardware	Based on actual costs	Variable	No
8	Revenues - District Operations	Installation of water service - non-residential of any size or residential > or = to 25mm	Based on actual costs	Variable	No
9	Revenues - District Operations	Metered water provided to construction sites	Consumption per cubic meter	Block 1 Water Rate	No
11	Revenues - District Operations	Fire hydrant Permit	Flat Fee	\$150.00	No
12	Revenues - District Operations	Water meter accuracy test ; Meter less than or equal to 50mm - No Chamber - applied if meter does not over-register	Flat Fee	\$60	No
13	Revenues - District Operations	Water turn off fee for demolition; (disconnection of old water service not included)	Flat Fee	\$75.00	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	\$75.00	No
16	Revenues - District Operations	Metered Construction water at rate for metered account	Consumption per cubic meter	Block 1 Water Rate	No
17	Revenues - District Operations	Conduct fire hydrant flow test	Per Flow Test	\$250.00	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
18	Revenues - District Operations	Unmetered water from each unmetered hydrant- less than or equal to 50 cubic meter	Flat Rate	\$100.00	No
19	Revenues - District Operations	Metered water received at hydrant	Per cubic meter 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	\$50.00	No
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 - District Operations	Cost of meter, strainer, connection fittings, hardware and flanges	Actual Cost	Variable	No
25	Revenues - District Operations	Annual Seasonal Meter Activation Fee : includes replacement, removal of water meter; 1 turn on, 1 turn off	Flat Fee	\$30.00	No
27	Revenues - District Operations	Unmetered water - general or use of non-City supplied meter	Estimated consumption per cubic meter	Water Rate	No
28	Revenues - District Operations	Deposit for estimated cost of service	Actual cost	Variable	No
29	Revenues - District Operations	Relocation of Water Meter	Actual Cost	Variable	No
30	Revenues - District Operations	Removal of abstractions 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	\$250.00	No
33	Revenues - District Operations	Administrative fee to reflect a change in ownership on an existing utility account	Per ownership change	\$35.00	No
34	Unmetered Consumers - Former City of Etobicoke	Water Certification Charge	Per Certification	\$25.00	No
35	Unmetered Consumers - Former City of Etobicoke	Water Special/Final Reading	Per Customer Request	\$15.00	No
36	Unmetered Consumers - Former City of Etobicoke	Water Consumption Statements	For One Year	\$40.00	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
37	Unmetered Consumers - Former City of Etobicoke	Water Consumption Statements	For each subsequent year	\$25.00	No
38	Unmetered Consumers - Former City of Etobicoke	Returned Cheques	Per NSF Cheque	\$35.00	No
39	Unmetered Consumers - Former City of Etobicoke	Water Collection Field Visit	Per Field Visit	\$25.00	No

SCHEDULE "C"

**TORONTO MUNICIPAL CODE
FEES AND CHARGES**

Appendix D - Schedule 3, Wastewater Services

I Ref. No.	II Service	III Fee Description	IV Fee Basis	V Fee	VI Annual Adjustment
1	Revenues - Business Operations Management	Industrial Waste Surcharge	Per Kilogram	\$0.57/Kilogram	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 1 & 2 above	Fixed Fee-Minimum	\$500.00	No
4	Revenues - District Operations	To install new residential sanitary sewer service connection in road allowance	Per Installation	\$6,750.00	No
5	Revenues - District Operations	To install new residential storm sewer service connection in road allowance	Per Installation	\$6,750.00	No
6	Revenues - District Operations	To disconnect residential sanitary sewer service connection in road allowance	Per Disconnection	\$650.00	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
14	Revenues - Business Operations Management	Hauled Sewage Discharge Rate	Per cubic meter	\$27.86	No