

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 65-2021

A by-law to amend By-law 43-2002 titled the “Fees By-law”, as amended, and to repeal By-law Numbers 6-2021, 14-2007, 10-2021, 21-2021, 15-2007, 9-2021, 20-2021, 16-2007, 7-2021, 17-2007, 34-2020, 8-2021.

WHEREAS the Council of the Regional Municipality of Peel (“Regional Corporation”) on July 11, 2002 passed By-law 43-2002 to impose fees and charges for services or activities provided by the Regional Municipality of Peel, or for the use of its property, referred to as the “Fees By-law”;

AND WHEREAS, the Council of the Regional Corporation on July 8, 2010 passed By-law 53-2010 to regulate the discharge of matter into the sanitary and storm sewage systems of the Regional Municipality of Peel and making provision for the establishment of sewer rates and charges on persons for such services or activities, referred to as the “Wastewater By-law”;

AND WHEREAS, the Council of the Regional Corporation on January 27, 2017 passed By-law 6-2017 to regulate the municipal drinking water system of the Regional Municipality of Peel and making provision for the establishment of water rates and charges on persons for such services or activities, referred to as the “Water By-law”;

AND WHEREAS, the Council of the Regional Corporation on February 15, 2007 passed By-law 14-2007 to establish the Water Rates and Charges; and on February 11, 2021 passed By-law 10-2021 to amend By-law 14-2007, as further amended on March 25, 2021 by By-law 21-2021;

AND WHEREAS, the Council of the Regional Corporation on February 15, 2007 passed By-law 15-2007 to establish the Wastewater System Fees and Charges (Sewer Charge Rates); and on February 11, 2021 passed By-law 9-2021 to amend By-law 15-2007, as further amended on March 25, 2021 by By-law 20-2021;

AND WHEREAS, the Council of the Regional Corporation on February 15, 2007 passed By-law 16-2007 to establish the Sewer Surcharge Rate and Sewer Waste Disposal Charge; and on February 11, 2021 passed By-law 7-2021 to amend By-law 16-2007;

AND WHEREAS, the Council of the Regional Corporation on February 15, 2007 passed By-law 17-2007 to establish the Waste Management System Fees and Charges; on April 23, 2020 passed By-law 34-2020 to amend By-law 17-2007; and on February 11, 2021 passed By-law 8-2021 to further amend By-law 17-2007;

AND WHEREAS, the Council of the Regional Corporation on February 11, 2021 passed By-law 6-2021 to amend By-law 43-2002;

AND WHEREAS, the Council of the Regional Corporation has by resolution adopted on December 2, 2021, authorized the enactment of the by-law herein to further amend By-law 43-2002, to transfer the water rates and charges, the wastewater system fees and charges (sewer charge rates), the sewer surcharge rate and sewer waste disposal charge, and the waste management system fees and charges into By-law 43-2002, and to repeal By-laws 6-2021, 14-2007, 10-2021, 21-2021, 15-2007, 9-2021, 20-2021, 16-2007, 7-2021, 17-2007, 34-2020, 8-2021;

NOW THEREFORE, the Council of the Regional Corporation enacts as follows:

1. Schedule A attached to By-law 43-2002 is deleted and replaced with the Schedule A and the Schedule B attached hereto.
2. Section 2 and section 7 of By-law 43-2002 are amended by deleting the words "Schedule A" and replacing with the words "Schedule A and Schedule B".
3. The following section is added as section 3.1 to By-law 43-2002:
 - 3.1 The waste management system fees and charges set out in Schedule A to this By-law are generally due and payable at the time the drop off of waste is made. However, regular users of the Regional Corporation's Landfill facilities may be permitted to open a charge account, in order that their individual trips to the sites may be recorded and an invoice sent to them monthly, upon the following terms:
 - (a) the user must submit to the Regional Corporation, Accounting Services, a Letter of Credit, in suitable format, with a value equal to the waste management system fees and charges for an average month's service for that user;
 - (b) charge accounts shall be revoked if a draw upon the submitted Line of Credit is required to pay an overdue account;
 - (c) revoked charge accounts shall be reinstated only if all outstanding amounts have been paid and a Letter of Credit, in suitable format, with a value equal to two times the user's average monthly service, is delivered to the Regional Corporation, Accounting Services; and,
 - (d) after one year of satisfactory payment performance, the value of the Letters of Credit for reinstated charge accounts shall be reduced to the amount equal to one month's average service for that user.

4. The following subsection (14) is added to section 5 of By-law 43-2002:
 - (14) Commencing March 18, 2020, the Commissioner of Public Works has the authority during a Declared Emergency (where Declared Emergency means an emergency declared by the Regional Chair pursuant to section 4 of the *Emergency Management and Civil Protection Act*, R.S.O. 1990, c.E.9, or its successor legislation), and for so long following the termination of a Declared Emergency as may be necessary for the purpose, to waive any waste management system fees and charges otherwise payable for dropping off waste at the Region's Community Recycling Centres, to the extent deemed by the Commissioner to be appropriate as a measure to effectively respond to the Declared Emergency.
5. The following section is added as section 5.1 to By-law 43-2002:
 - 5.1 Notwithstanding section 2 and section 5 herein, adjustments to specified fees and charges may be granted in accordance with the Region's Water By-law and/or Wastewater By-law and nothing contained in this Fees By-law shall be interpreted as limiting any provisions contained in the Water By-law or the Wastewater By-law.
6. The following section is added as section 11.1 to By-law 43-2002:
 - 11.1 In any by-law passed by the Council of the Regional Corporation, a reference to the Water Consumption Fees and Charges By-law, the Wastewater System Fees and Charges (Sewer Charge/Use Rates) By-law, the Sewer Surcharge Rate and Sewer Waste Disposal Charge By-law, or the Waste Management System Fees and Charges By-law, shall hereinafter be interpreted to be a reference to this Fees By-law;
7. By-law Numbers 6-2021,14-2007,10-2021, 21-2021, 15-2007, 9-2021, 20-2021, 16-2007, 7-2021, 17-2007, 34-2020, 8-2021 are hereby repealed.
8. Despite the amendment to By-law 43-2002 and the repeal of By-laws 6-2021,14-2007,10-2021, 21-2021, 15-2007, 9-2021, 20-2021, 16-2007, 7-2021, 17-2007, 34-2020, 8-2021 (the "Repealed By-laws") herein, the fees and charges set out in Schedule A to By-law 43-2002, as amended, and in the Repealed By-laws, that were in effect on the day any such fees and charges became payable, shall continue to apply to fees which became payable prior to the date upon which this by-law comes into effect.

9. This by-law comes into effect on January 1, 2022.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 2nd day of December, 2021.

Deputy Clerk

Regional Chair