

TOWN OF DAYSLAND

BYLAW No. 2010-485

A UTILITY PENALTY BYLAW OF THE TOWN OF DAYSLAND, IN THE PROVINCE OF ALBERTA (hereinafter referred to as “the Municipality”)

THE PURPOSE OF THIS BYLAW IS TO SET UTILITY PENALTY AMOUNTS AND DEAL WITH DELINQUENT UTILITY ACCOUNTS.

WHEREAS, Section 553 of the Municipal Government Act, as amended provides that Council may add unpaid utility charges to the tax roll of a parcel of land;

NOW THEREFORE, pursuant to the provisions of the Municipal Government Act, Statutes of Alberta, the Council of the Town of Daysland, duly assembled, enacts as follows:

1. THAT, the Chief Administrative Officer or designate is hereby authorized to carry out the provisions of this bylaw.
2. The entire utility amount is due and payable to the Town of Daysland when issued and if any amount remains unpaid on or before the due date stated on the utility bill it is deemed to be in arrears.
3. A penalty charge of 5% per month shall be applied to all utility accounts in arrears after the due date on the utility bill.
4. The Town of Daysland shall allow 15 days from date of mailing before the due date for utility payments to be received.
5. Failure to receive a utility bill does not relieve the customer of liability to pay the bill.
6. A customer who has not paid the utility account rendered on or before the date stated on the utility account may have the supply of all or any utility services discontinued without notice and such service will not be reinstated until arrears are paid in full and subject to disconnection and connection fees pursuant to the Town of Daysland Master Rates Bylaw.
7. In the event that any such utility bill shall remain unpaid after 30 days following the date upon which the utility bill was issued, the water and/or gas supply to the property is subject to disconnection, and should the service be disconnected, it may not be reconnected until the outstanding utility amount plus any dis/connection related fees are paid.

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8. In the case of default in payment of the utility bill, the Chief Administrative Officer or designate may add any amount owing to the tax roll of the respective parcel of land.
 - a. If utility accounts are in arrears on December 20 in any year, this amount will be added to the tax roll of the respective parcels of land and become taxes owing to the municipality, and become subject to tax penalties.
9. The Town of Daysland may enforce payment of delinquent utility accounts by action in a Court of competent jurisdiction, or alternatively by distress upon and seizure of goods and chattels of the user.
10. That bylaws 424, 436, 311, G265, and G266 are hereby repealed.
11. That this bylaw comes into force on the date it is passed.

READ A FIRST TIME THIS 20th DAY OF JANUARY, 2010.

READ A SECOND TIME THIS 20th DAY OF JANUARY, 2010.

AND WITH UNANIMOUS CONSENT,

READ A THIRD TIME

AND FINALLY PASSED THIS 20th DAY OF JANUARY, 2010.

Mayor

Chief Administrative Officer