

## **BYLAW NO. 9623**

### **The Waterworks Amendment Bylaw, 2019**

The Council of The City of Saskatoon enacts:

#### **Short Title**

1. This Bylaw may be cited as *The Waterworks Amendment Bylaw, 2019*.

#### **Purpose**

2. The purpose of this Bylaw is to amend Bylaw No. 7567, *The Waterworks Bylaw, 1996* to:
  - (a) require as a pre-requisite for the creation of a tenant's utility account that the landlord enter into a Landlord-Tenant Agreement in accordance with Schedule "D" of Bylaw No. 7567;
  - (b) allow a tenant's utility account eligible to be disconnected for arrears to be automatically placed in the landlord's name, while continuing to hold the tenant responsible for unpaid balances existing prior to the time the account is transferred;
  - (c) in cases where one meter serves more than one dwelling, require the account to be in the landlord's name, and hold the landlord responsible for payment;
  - (d) make necessary amendments to reflect the new corporate structure approved by City Council on November, 19, 2018; and
  - (e) make housekeeping amendments to reflect gender neutral language.

#### **Bylaw No. 7567 Amended**

3. *The Waterworks Bylaw, 1996* is amended in the manner set forth in this Bylaw.

**Sections 5, 6, 19, 20, 21, 24, 25, 26, 27, 29, 31, 32, 34, 35, 36, 37, 39, 48, 51, and 54 Amended**

4. Sections 5, 6, 24, 26, 32, 36, 37, 51 and subsections 19(1), 20(1), 21(1), 25(1), 27(3), 29(2), 31(1), 34(1), 35(1), 39(1), 48(1), 54(7) are amended by striking out “Utility Services Department” wherever it appears and in each case substituting “Utilities & Environment Department”.

**Sections 5, 7, 8, 10, 11, 12, 13, 15, 16, 18, 34, 37, 39, 49 and 50 Amended**

5. Sections 5, 7, 8, 10, 12, 49, 50 and subsections 11(2), 13(2), 15(2), 16(2), 18(1), 34(1), 37(1), 39(3) are amended by striking out “Infrastructure Services Department” wherever it appears and in each case substituting “Utilities & Environment Department”.

**Sections 24, 38 and 43 Amended**

6. Section 38 and subsections 24(3) and 43(1) are amended by striking out “Corporate Services Department” wherever it appears and in each case substituting “Corporate Financial Services Department”.

**Section 38 Amended**

7. Section 38 is amended by:
  - (a) adding “except as provided in this Bylaw” after “non-transferable” in clause (4)(a);
  - (b) striking out “the Treasurer’s Branch” and substituting “Corporate Revenue” in clause (4)(b); and
  - (c) adding the following after subsection (7):
    - “(8) For all new applications received on or after October 1, 2019, if the customer is a tenant in the property that will be served by the account, the owner of the property must enter into a Landlord-Tenant Agreement pursuant to section 38.1 of this Bylaw as a condition of service.
    - (9) If a water meter serves multiple dwelling units owned by the same person, only one water account may be associated with the meter and the account holder must be the owner of the dwelling units.”

### **Section 38.1 Amended**

8. Subsection 38.1(1) is amended by adding “, section 38.2 and section 38.3,” after “In this section”.

### **New Sections 38.2 and 38.3**

9. The following sections are added after section 38.1:

“38.2 If the water account of a Tenant is eligible to be disconnected in accordance with subsection 41(3) or clause 44(b), and the Landlord has entered into a Landlord-Tenant Agreement with the City of Saskatoon pursuant to Section 38.1, the account may be automatically transferred to the Landlord. If an account is transferred from a Tenant to a Landlord in this way:

- (a) the Tenant will remain responsible for any outstanding balance on the account as of the time it is transferred, and any deposit paid by the Tenant shall be applied to that balance; and
- (b) the Landlord will assume all rights and liabilities associated with the account, except for the balance outstanding as of the time of the transfer of the account.

38.3 Notwithstanding sections 38.1, 38.2, and any Landlord-Tenant Agreement, if:

- (a) the Landlord of a property:
  - (i) does not respond to any communication from the City regarding water service provided to the property within any time period specified in the communication;
  - (ii) as determined by the City, fails to properly maintain any portion of the property related to its plumbing system or that relates to or affects the water service; or
  - (iii) is in violation of any provision of this Bylaw; and
- (b) the water service account for the property is overdue, regardless of whether the Landlord is the customer;

the City may, at its sole discretion, add the amount of the water service account to the property taxes on the property for which the water service was supplied. This is in addition to the City’s right to disconnect service under section 44.”

13. This Bylaw comes into force on the day of its final passing.