



## THE RURAL MUNICIPALITY OF VICTORIA BEACH

### BY-LAW NO. 1584

A By-law of the Rural Municipality of Victoria Beach to restrict the consumption of water delivered by the municipal water systems.

WHEREAS Subsection 232(1) of The Municipal Act provides, in part, as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

- (l) public utilities
- (o) the enforcement of by-laws;

AND WHEREAS Subsection 232(2) of The Municipal Act provides, in part, as follows:

232(2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division

- (a) regulate or prohibit;

AND WHEREAS Subsection 236(1) of The Municipal Act provides, in part, as follows:

236(1) Without limiting the generality of clause 232(1)(o) (enforcement of by-laws), a by-law passed under that clause may include provisions

- (b) remedying contraventions of by-laws, including
  - (i) creating offences,
  - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,
  - (iii) providing that an amount owing under subclause (ii) may be collected in any manner in which a tax may be collected or enforced under this Act,

AND WHEREAS the Council of the Rural Municipality of Victoria Beach deems it necessary to pass a by-law to regulate, control and prohibit the consumption and use of water delivered by municipal water systems;

NOW THEREFORE the Council of the Rural Municipality of Victoria Beach, in Council assembled, enacts as follows:

1. Council may at such times and from time to time limit or prohibit the use of water from the municipal water systems excepting for such amounts as may be required for kitchen use and ablution;
2. The Reeve and Chairperson(s) of the Public Works Committee are hereby appointed and authorized as a Committee on behalf of Council to make decisions as to when

and for such period of time restrictions and/or prohibitions on the use of water as herein referred to may be imposed on the residents using the water from municipal water systems;

3. Any person who contravenes or refuses, neglects, omits or fails to obey any provision of this by-law is guilty of an offence and is liable to a minimum fine of Fifty (\$50.00) Dollars and a maximum fine of Five Hundred (\$500.00) Dollars and to the payment of all applicable costs and charges to the Municipality;
4. All fines, costs and charges collected under the provisions of this by-law except as herein otherwise provided shall be paid to the Municipality. Any applicable fines, costs and charges remaining outstanding after the expiration of thirty (30) days from the date of issue of the offence notice shall be added to the owner's property tax account to be collected in the same manner as a tax may be collected under The Municipal Act;
5. The proper officers of the Municipality are hereby authorized and directed to do all acts and things necessary for the proper implementation of the provisions of the within by-law;
6. By-law No. 1198 is hereby repealed.

DONE AND PASSED in Council duly assembled in the City of Winnipeg, in the Province of Manitoba, this 17th day of September A.D. 2019.

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Penny McMorris - Reeve

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Raymond Moreau - CAO

Read a first time this 8th day of August A.D. 2019.

Read a second time this 17<sup>th</sup> day of September A.D. 2019.

Read a third time this 17<sup>th</sup> day of September A.D. 2019.

Clause 2 amended on second reading.