



KING

INCORPORATED 1850

TOWNSHIP OF KING

Municipal Offices
2075 King Road
King City, Ontario
L7B 1A1

REGION OF YORK
CLERK'S OFFICE

FILE No. - 106

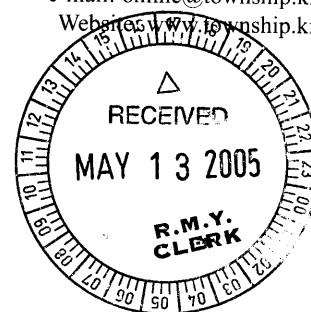
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May 11, 2005

Dennis Kelly, Regional Clerk
Region of York
17250 Yonge St.
Newmarket, ON L3Y 6Z1

Dear Mr. Kelly:

RE: Ansnorveldt Water System Financing & Water System Charge
Request for Approval of Debenture

At its regular meeting of April 18, 2005 Council held a Public Meeting to hear comments regarding the establishment of water rates for the Ansnorveldt Water System. At the meeting Finance Department Report No. FR-2005-06 was received and approved, as amended. An extract of the minutes of the Public Meeting and a copy of Report No. FR-2005-06 are enclosed for information.

Following the Public Meeting, Council enacted By-law Number 2005-41 (Certified copy enclosed) requiring connection to the Ansnorveldt Water System, charging the landowners and authorizing the issuance of a debenture for the unfinanced portion of the Water System.

This letter is to request the Region of York to approve a ten year debenture not exceeding \$487,300 to finance the remaining capital cost of the Ansnorveldt Water System.

If you require any further documentation or information, please contact Don Young, Director of Finance at extension 242.

Yours truly,

Chris Somerville
Clerk
Encls.

c.c. Don Young, Director of Finance & Treasurer

TOWNSHIP OF KING

TO: FILE
DON YOUNG
JODY LAPLANTE

EXTRACT FROM THE MINUTES OF THE COUNCIL MEETING HELD ON APRIL 18th,
2005

5. PUBLIC MEETING

Mayor Black announced that the next item listed on the Agenda is a Public Meeting pursuant to sections 391 and 392 of the *Municipal Act, S.O. 2001, c.25*, and Ontario Regulation 244/02 with respect to establishing the Water Rates for the Ansnorveldt Water System.

- 5.1 Finance Department Report No. FR-2005-06
 - re: Ansnorveldt Water System Financing and Water System Charge
 - (i) Correspondence Received re: Ansnorveldt Water System Financing and Water System Charge

- a) Presentation by the Finance Department

Don Young, Director of Finance reviewed Finance Department Report No. FR-2005-06 and the regulations under the *Municipal Act* regarding the establishment of Water Rates for the Ansnorveldt Water System. He advised that the report outlines the costs of the Ansnorveldt Water System and presents the proposed method of financing and determination of the water system charge. Mr. Young advised that the water system charges are set out in By-law Number 2005-41, which is listed on this evening's agenda for Council's consideration later this evening.

Mr. Young advised he has just learned that one of the properties listed is possibly vacant. This means that the hook up charge will be deferred for this lot and will result in an approximate \$150 per connection increase for the remaining owners. Mr. Young advised that where property owners choose to pay the connection charge in one installment, the By-law requires that they pay the lump sum by June 30th, 2005. A number of residents have requested more time to arrange finances, consequently Mr. Young suggested that those who require more time may meet with him and make suitable arrangements to extend the payment no later than December 31st, 2005.

b) Comments from the Public

Mike Worsnop, 115 Bernhardt Road

Mr. Worsnop advised that he purchased his home two years ago with the understanding it was served with municipal water. He learned after purchasing that the Hamlet of Ansnorveldt was on a boil water advisory. Mr. Worsnop wondered what impact passing the By-law this evening will have on his rights to take his complaint to court. He also commented that as his property is the most distant, he is pleased with the charge per connection. He further noted that owners of business properties can get a tax write off so they should be charged more than residential properties.

Doug Van Luyk, 150 Bernhardt Road

Mr. Van Luyk thanked the Township for sharing the funding of the project. Mr. Van Luyk questioned whether there would be any change to the costs and if so could they possibly escalate as high as \$10,000 or \$12,000. Mr. Van Luyk opined that if costs escalate that high farmers should be allowed to dig their own wells.

Mayor Black noted it appears that the businesses indicated are actually farmers. Mr. Van Luyk advised he only uses water for about 6 months of the year and only for domestic uses, not large scale use.

Bob Boneschanker, Holland Marsh Christian Reformed Church

Mr. Boneschanker advised that if the Church was to be charged on a frontage basis, it will be in debt as the costs would be considerably higher than under the present option. Mr. Boneschanker advised that on page 5(c) it states that there was a system to begin with and that the new system is just an updated version. He opined that if the charge was based on frontage, seniors would be hard pressed to pay the charges.

Mayor Black declared the Public Meeting completed and requested Council's disposition.

Councillor Pellegrini asked why the school and church are not being treated differently from residences. Councillors Pabst and Cober agreed that institutional uses should be charged more. Discussion ensued on how to establish a rate for the church, school, and Township-owned Library.

A motion was made by Councillor Rupke, seconded by Councillor Pabst and that the above-noted correspondence, public comments and Finance Department Report No. FR-2005-06 be received and that the recommendations therein be adopted, as amended, as follows:

- a) Finance Report FR-2005-06 be received;
- b) The net costs of the water supply and distribution system installed in the Hamlet of Ansnorveldt be financed by imposing a water system charge under Part XII of the *Municipal Act, 2001* on the benefiting properties in the amount set out in Schedule "A" calculated on a per connection basis, as amended by the deduction of one connection if necessary;
- c) The funds from the former Ansnorveldt Water Supply Board be allocated to the 53 properties which had contributed to the system as set out in Schedule "A";
- d) The Township finance any required loans to the property owners through a 10 year debenture;
- e) The Region of York be requested to approve a 10 year debenture not exceeding \$487,300;
- f) That any future connections to the system, beyond those set out in Schedule "A", be charged a connection charge of \$8,691.23 to be allocated to a reserve for the upgrade of the Ansnorveldt Water System;
- g) Treasurer be authorized to meet with owners to make suitable arrangements for lump sum single payments; and
- h) That By-law Number 2005-41 on this evening's agenda be adopted, as amended, if deemed necessary by the Director of Finance.

Councillor Pellegrini requested a Recorded Vote.

The Clerk called the Recorded Vote:

FOR: Black, Grandilli, Pabst and Rupke

AGAINST: Cober, Pellegrini and Underhill

The motion carried.

C. SOMERVILLE
CLERK

TOWNSHIP OF KING

DATE: April 18, 2005

TO: Council

FROM: Finance Department

SUBJECT: **Finance Report Number FR-2005-06**
Ansnorveldt Water System Financing
And Water System Charge

1. RECOMMENDATION

It is respectfully recommended that:

- (a) Finance Report FR-2005-06 be received.
- (b) The net costs of the water supply and distribution system installed in the Hamlet of Ansnorveldt be financed by imposing a water system charge under Part XII of the *Municipal Act*, 2001 on the benefiting properties in the amount set out in Schedule "A" calculated on a per connection basis.
- (c) The funds from the former Ansnorveldt Water Supply Board be allocated to the 53 properties which had contributed to the system as set out in Schedule "A".
- (d) The Township finance any required loans to the property owners through a 10 year debenture.
- (e) The Region of York be requested to approve a 10 year debenture not exceeding \$487,300.
- (f) That any future connections to the system, beyond those set out in Schedule "A", be charged a connection charge of \$8,691.23 to be allocated to a reserve for the upgrade of the Ansnorveldt Water System.

2. PURPOSE

The purpose of this report is to provide Council with the costs of the Ansnorveldt Water System and to present the proposed method of financing, and determination of the water system charge.

PUBLIC
MTG
APRIL 18/05

3. BACKGROUND

The Ansnorveldt community consists of approximately 55 homes, a church, community centre, library, a school and several vacant lots. A communal water supply was constructed approximately forty years ago and was operated by an unincorporated association of the owners of the serviced properties. A number of deficiencies within the system were identified by the Ministry of Environment, as follows:

1. Questionable chlorination equipment
2. System not properly monitored
3. Raw water had the presence of bacteria
4. Construction of the system did not meet current regulations

On October 23, 2000, the Ministry of Environment issued a Compliance Order to the Region and Township requiring that the two jurisdictions assume operation and control of the privately owned supply works and distribution system, rectify deficiencies, prepare an Engineer's Report and obtain all necessary permits and approvals. The Township was required to assume ownership of the distribution works and the Region was required to assume ownership of the supply works.

Subsequently, the Township filed an application for a Certificate of Approval and constructed a new water distribution system (water mains) with 62 service connections. Of these 62 connections, 57 form part of the Certificate of Approval. The other five connections were placed before lands which are currently vacant but for which it was prudent to lay the connections for future hook up where the roadway had already been cut open. There is currently capacity in the water supply system for 59 connections being the total number approved under the Certificate of Approval, two of which were not constructed as originally contemplated because one is an abandoned second house and one lot which had 2 connections were combined into one.

Most of the 57 improved and serviced properties have been supplied with water meters and are now receiving water from the system. A few of the 57 properties have not been metered due to certain physical constraints, a situation which will be rectified in the near future, but are receiving water. There are, of course, no private connections as of yet to the 5 vacant lots.

4. DISCUSSION

(a) Project Cost

The Region and Township have undertaken and completed the remediation of the well and construction of new distribution system. The following project costs have been incurred based on 62 total property connections being made to the new system but not including the cost of the laterals to the 5 vacant lots.

Item	Project Costs	Municipal Contribution	Net Cost to Resident
Region of York			
- Land	171,000.00		
- Site Improvements	16,950.00		
- Remediation	119,008.50		
- C of A Upgrades and GUDI	111,400.00		
Sub-Total	418,358.50	200,000.00	218,358.50
Township of King			
- Engineering & Legal	64,832.87		
- Contract	361,574.71		
- Project Management	13,032.11		
- Meter Installation	37,601.82		
Sub-Total	477,041.50	200,000.00	277,041.50
Grand Total	895,400.00	400,000.00	495,400.00

As noted above, the total Regional and Township cost for the project is \$895,400.00. Both the Region and Township approved a \$200,000.00 contribution each to assist the landowners. Hence the net recoverable amount from the property owners is \$495,400.00.

(b) Capital Financing

The *Municipal Act, 2001* provides for a municipality to recover the costs of servicing an area by passing a by-law under Part XII. The by-law would provide for the immediate recovery of the costs from lands that have direct accessibility to the works (i.e. the services are available at the property and there are no restrictions in connecting to the service).

In regards to the basis on which the charge may be calculated, Section 221 of the former *Municipal Act* provided the following guidance regarding the basis for imposing rates to recover costs (note that although the *Municipal Act, 2001* does not set these out in detail, the following methods of recovery remain available).

“Computation of water rate: A water rate shall be computed by any or all of any combination of the following methods:

1. A metre frontage rate on the lands that receive an immediate benefit from the work
2. A metre frontage rate on the lands that receive a deferred benefit from the work
3. A hectarage rate or rates on any or all of the lands designated under subsection (6), which rates may differ as between lands that will receive an immediate benefit and lands that will receive a deferred benefit.
4. Repealed
5. A rate on that portion of the lands designated under subsection (6) that is connected to the sewage works based on the water rates or charges charged of chargeable in respect of such lands.
6. A fixed charge for each parcel of land, comprising the land designated under subsection (6), which is a parcel separate assessed according to the last returned assessment roll,
7. Any other method which the Council considered to be fair.”

Based on the above, Finance Report FR-2005-03 had calculated the charges based on the following 4 methods:

- Per lot rate
- Per connection rate
- Rate based on 2004 assessment values
- Rate based on lot frontage

Resulting from a public information meeting held at the Holland Marsh District Christian School on February 21, 2005, we were requested to consider the following additional combination of calculating the charges:

- 50% per connection, 50% by frontage
- 67% per connection, 73% by frontage

The following table summarizes the charge for each of the 6 methods of calculation outlined above, and the yearly payment required if financed over a 10 year period at a 5% interest rate.

SUMMARY OF UNIT COSTS AND YEARLY PAYMENTS UNDER VARIOUS CALCULATION OPTIONS		
Option	Cost	Yearly Payment (129.50/k)
		10 Years/5%
Per Lot	8,860.00	1,147.00
Per Connection	8,539.00	1,107.00
Assessment Based Cost Per Lot	1,792.00 to 46,640.00	232.00 to 6,040.00
Frontage Based Cost per Lot	3,246.00 to 44,082.00	420.00 to 5,709.00
50% Connection 50% Frontage Cost per Lot	5,897.00 to 26,315.00	764.00 to 3,408.00
67% Connection 33% Frontage Cost per Lot	6,781.00 to 23,150.00	878.00 to 2,998.00

(c) **Determination of Charge**

At the information meeting on February 21, 2005 the general consensus seemed to be that the charge should be calculated on a relatively equal basis, such as the per lot or per connection method. The methods resulting in wide variances did not appear to have much support. The requested combination calculations also produce a wide variance, which would place them in the same category as the assessment based and frontage based calculations, thus considered not likely to be widely supported.

Although this is a new water system constructed and maintained by the Region and the Township it generally provides water to the same area as was serviced by the locally run AWSB. It would therefore seem prudent that the properties should share relatively equally in the cost of the system (which was also the general consensus of the information meeting). Although some concern was expressed that heavy water users should pay more, this was generally satisfied by the fact that the water rate structure was designed to conserve water and consequently heavier users are penalized through the billing system. It is therefore considered fair that the charge be calculated on a per connection basis. It should be noted that there are only 2 lots that have an additional connection. This calculation results in a per connection cost of \$8,691.23 before the allocation of AWSB funds.

(d) **Future Connections**

CONNECTION

Because of the terms of the Certificate of Approval and the current capacity rating of the Water Supply System, the five vacant lots for which laterals were installed cannot be connected at this time, and consequently have not been included in the costs or the calculation of the charge. It is however recommended that these lots be charged an amount equal to the present per lot charge (8,691.23) when each is proposed to be developed and water capacity is available. The funds provided at that time would be put into a reserve for this system, and used by the Township only for any necessary capital improvements or upgrades to the system.

(e) **Payment Options for Landowners**

Under the general terms of Part XII of The *Municipal Act, 2001*, the Township may collect the charge in a lump sum or may choose to provide a loan. Upon enactment of the water system charges by-law the landowner will be given the option of a one time up front payment of the charge, or request a loan from the Township. This loan will be funded by a 10 year debenture, and will be at the same rate as the debenture, and will be repaid over a 10 year period. The yearly payment will be added to the property tax bill commencing with the 2005 Final Billing. It should be noted that this is very inflexible financing as prepayments or early payments cannot be permitted. A landowner therefore may wish to consider other financing options that can be tailored to better suit their circumstances and requirements.

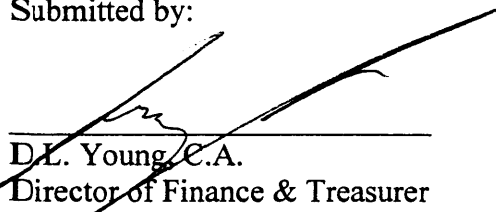
5. FINANCIAL IMPLICATIONS

The Township will recover the costs of construction of the Ansnorveldt Water System through a charge to the landowners who are connected to the system. The Township will have to debenture the portion of the costs for which landowners require a loan from the Township. Previously Council had approved funding the preliminary studies from the water system revenue fund (\$24,700) and a minimum contribution of \$200,000 from the Township of King Water Reserve Fund to fund a portion of the distribution system for the Ansnorveldt Water System.

6. ATTACHMENT

Schedule "A" – Capital Charge Schedule

Submitted by:


D.L. Young, C.A.
Director of Finance & Treasurer

Reviewed by:


Bob Casselman
Chief Administrative Officer

TOWNSHIP OF KING
ANSNORVELDT WATER SYSTEM
CAPITAL CHARGE SCHEDULE

Roll Number	Owner	Address	Connections	Charge Per Connection	AWSB Funds	Net Charge
160.95500	Wm. Horlings & Sons	55 Bernardt	2	17,382.46	152.83	17,229.63
160.95800	Dwayne Horlings	95 Bernardt	1	8,691.23	152.83	8,538.40
160.96000	Michael Worsnop	115 Bernardt	1	8,691.23	152.83	8,538.40
161.17500	Sara Van Luyk	120 Bernardt	1	8,691.23	152.83	8,538.40
162.51000	Lien Ly	18895 Dufferin	1	8,691.23	152.83	8,538.40
162.51200	Robert Horlings	18905 Dufferin	1	8,691.23	152.83	8,538.40
162.51500	Richard Horlings	18915 Dufferin	1	8,691.23	152.83	8,538.40
162.52000	Holland Marsh Church	18935 Dufferin	2	17,382.46	305.66	17,076.80
162.53000	Holland Marsh School	18955 Dufferin	1	8,691.23	152.83	8,538.40
162.54000	Edward Sikkema	18985 Dufferin	1	8,691.23	152.83	8,538.40
162.54300	Jan Mikkelsen	18975 Dufferin	1	8,691.23	152.83	8,538.40
162.54500	King Township	18997 Dufferin	1	8,691.23	152.83	8,538.40
162.55500	William Mathewson	19015 Dufferin	1	8,691.23	152.83	8,538.40
162.56000	Richard Philipp	19025 Dufferin	1	8,691.23	152.83	8,538.40
162.57000	Yo Nan Ang	19035 Dufferin	1	8,691.23	152.83	8,538.40
162.58000	Bradley Butterfield	19055 Dufferin	1	8,691.23	152.83	8,538.40
162.59000	John Gasko	19075 Dufferin	1	8,691.23	152.83	8,538.40
162.60000	M. Hollerbach-Vandenbussche	19085 Dufferin	1	8,691.23	152.83	8,538.40
162.60500	Rocco Cornacchia	19101 Dufferin	1	8,691.23	152.83	8,538.40
162.67000	Newland Resources Group Inc	19165 Dufferin	1	8,691.23	152.83	8,538.40
162.69000	Charan Sumal	19219 Dufferin	1	8,691.23	152.83	8,538.40
163.22000	Robert Van Dyke	18900 Dufferin	1	8,691.23	152.83	8,538.40
163.22500	Darlene Leyenaar	18906 Dufferin	1	8,691.23	152.83	8,538.40
163.23000	Tudor Nicolae	18930 Dufferin	1	8,691.23	152.83	8,538.40
163.26000	Berend Hollander	18950 Dufferin	1	8,691.23	152.83	8,538.40
163.26500	Leslie Karie Dellawee	18962 Dufferin	1	8,691.23	152.83	8,538.40
163.27000	Maria Anne Jeffrey	18978 Dufferin	1	8,691.23	152.83	8,538.40
163.27500	Robert Elliott	18990 Dufferin	1	8,691.23	152.83	8,538.40
163.28500	Rodney Martin	10 Bernardt	1	8,691.23	152.83	8,538.40
163.29000	Lee Dyer	19026 Dufferin	1	8,691.23	152.83	8,538.40
163.29500	Nancy Saulnier	19030 Dufferin	1	8,691.23	152.83	8,538.40
163.30000	Milton Mateus	19036 Dufferin	1	8,691.23	152.83	8,538.40
163.30500	Garry Thompson	19040 Dufferin	1	8,691.23	152.83	8,538.40
163.31000	Valentino Varlese	19046 Dufferin	1	8,691.23	152.83	8,538.40
163.31500	Lee-Anne Kiner	19050 Dufferin	1	8,691.23	152.83	8,538.40
163.32000	Edward Bursey	19060 Dufferin	1	8,691.23	152.83	8,538.40
163.32500	Susanna Cummings	19062 Dufferin	1	8,691.23	152.83	8,538.40
163.33000	Victor Cummings	19066 Dufferin	1	8,691.23	152.83	8,538.40
163.34000	William Francis	19070 Dufferin	1	8,691.23	152.83	8,538.40
163.34500	Franske Mediema	19076 Dufferin	1	8,691.23	152.83	8,538.40
163.35000	Randy Mathewson	19080 Dufferin	1	8,691.23	152.83	8,538.40
163.35500	Sydney Tjpkema	19086 Dufferin	1	8,691.23	152.83	8,538.40
163.35800	Linda Wilson	19090 Dufferin	1	8,691.23	152.83	8,538.40
163.36000	Sybil Beerli	19096 Dufferin	1	8,691.23	152.83	8,538.40
163.36500	Laurie Ann Dalacker	19100 Dufferin	1	8,691.23	152.83	8,538.40
163.37500	Anthony Mellegers	19110 Dufferin	1	8,691.23	152.83	8,538.40
163.38000	James Storie	19116 Dufferin	1	8,691.23	152.83	8,538.40
163.38500	Shawn Moore	19120 Dufferin	1	8,691.23	152.83	8,538.40
163.39000	Robert Curto	19130 Dufferin	1	8,691.23	152.83	8,538.40
163.39500	David Piccini	19140 Dufferin	1	8,691.23	152.83	8,538.40
163.40000	Vaughn Keoshkerian	19150 Dufferin	1	8,691.23	152.83	8,538.40
163.41000	Douglas Van Luyk	19200 Dufferin	1	8,691.23	152.83	8,538.40
162.50500	Mary Louise Freeman	18865 Dufferin	1	8,691.23	0.00	8,691.23
161.58500	Holland Marsh Community Centre	30 Emma Road	1	8,691.23	0.00	8,691.23
161.17000	Holland Acres Incorporated	80 Bernardt	1	8,691.23	0.00	8,691.23
Total			57	495,400.00	8,100.00	487,300.00

SCHEDULE B2 TO BY-LAW NUMBER 2005-41

TOWNSHIP OF KING
ANSNORVELDT WATER SYSTEM
CAPITAL CHARGE SCHEDULE

Roll Number	Owner	Address	Connections	Charge	
				Per Connection	
160.95500	Wm. Horlings & Sons	55 Bernardt (Vacant part)	2	8,846.43	
161.15500	Holland Acres Incorporated	30 Bernardt	1	8,846.43	
161.16500	Holland Acres Incorporated	70 Bernardt	1	8,846.43	
162.66000	Bruno Iozzo	19145 Dufferin	1	8,846.43	
162.62500	John Nanowski	19125 Dufferin	1	8,846.43	
Total			6	53,078.58	

THE CORPORATION OF THE TOWNSHIP OF KING

BY-LAW NUMBER 2005-41

**BEING A BY-LAW REQUIRING CONNECTION TO THE
ANSNORVELDT WATER SYSTEM AND FOR CHARGING THE
OWNERS OF LANDS THEREOF AND TO AUTHORIZE THE ISSUANCE
OF DEBENTURES BY THE MUNICIPALITY FOR THE UNFINANCED
PORTION OF THE WATER SYSTEM**

WHEREAS the Corporation of the Township of King has constructed and now operates and maintains certain water works for the distribution of municipal water within a designated Water Service Area in the Hamlet of Ansnorveldt, as shown on Schedule A attached hereto;

AND WHEREAS The Region of York supplies water to the Water Service Area;

AND WHEREAS the Class Environmental Assessment completed for the Water Service Area provides for sufficient capacity for the supply of water to service the 55 lots shown in Schedule B1 to this By-law;

AND WHEREAS subsection 391 of the *Municipal Act, 2001*, S.O. c.25 authorizes the imposition of a charge upon the Owners of lands to whom municipal water services are provided;

AND WHEREAS the Township intends to finance all or a part of the capital cost of the water works by the issuance of debentures or other long term debt instrument and obtain approval from the Region of York for that purpose;

AND WHEREAS it is deemed necessary and desirable by the Township to require all Owners to connect to the Service Pipe Connections pursuant to Section 11 of the *Municipal Act, 2001*;

NOW THEREFORE the Council of the Corporation of the Township of King **HEREBY ENACTS AS FOLLOWS:**

1. In this By-law, including in the Recitals:

“Charge” means a charge in the amount of \$8,846.43, assessed to an Owner for each Service Pipe Connection to such Owner’s Lot or Lots in accordance with the provisions of this By-law

“Connection” means the connection of the Water Main Service from any building on a Lot to a Service Pipe Connection;

“Lot” means a lot listed on Schedule B1 or on Schedule B2 to this By-law and includes the creation of any lot or lots from a Lot by way of consent to sever or any other approval under the provisions of the Planning Act;

“Owner” means the registered owner of a Lot;

“Service Pipe Connection” means the pipe connection from the property line of any Lot to the Water Main Service;

“Water Main Service” means any part of the water distribution system constructed by the Township within the Water Service Area;

“Water Service Area” means the area designated as such in Schedule A to this By-law.

Schedules A, B1 and B2 attached hereto form part of this By-law.

I, CHRIS SOMERVILLE, CLERK
FOR THE TOWNSHIP OF KING
CERTIFY THIS DOCUMENT TO BE A
TRUE AND CORRECT COPY

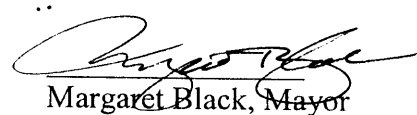
Chris Somerville
SIGNATURE

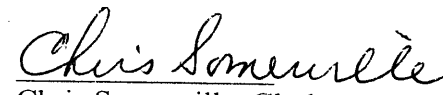
2. Every Lot listed on Schedule B1 has been provided with either one Service Pipe Connection or with two Service Pipe Connections, as indicated on such Schedule.
3. Each Owner of a Lot or Lots listed on Schedule B1 is hereby assessed a Charge of \$8,846.43 per Service Pipe Connection to such Lot or Lots, payable as follows:
 - (a) (i) in full in one installment in accordance with Schedule B1, provided such payment is made on or before June 30, 2005, except that an Owner may request before June 30, 2005 that other arrangements for the payment of the Charge be made and such arrangements shall be considered by the Treasurer, who may approve such request on such terms and conditions as the Treasurer deems appropriate. However, under no circumstances shall payment of the Charge under this paragraph 3(a) be made later than December 31, 2005. If an Owner does not pay the Service Pipe Connection Charge in one installment in accordance with this provision, or in accordance with other arrangements made with the Treasurer under this provision, such Owner shall not be permitted to prepay the balance of any or all installments owing but shall pay the Service Pipe Connection Charge in accordance with paragraph 3(b) herein.
 - (ii) if an Owner requests other arrangements for payment as referenced in paragraph 3(a)(i), such other arrangements must be finalized with the Treasurer on or before June 30, 2005. If arrangements are not completed the Owner must pay the full amount of the charge on June 30, 2005 or paragraph 3(b) shall apply.
- (b) where an Owner does not pay the Service Pipe Connection Charge in accordance with paragraph 3(a) herein, the annual charge to an Owner shall be the amount shown in Schedule "B1" related to the Roll Number of the Lot, amortized over 10 years at the debenture interest rate established by the Region of York for the issuance of the debenture authorized pursuant to this By-law. Commencing in the year 2005, the Treasurer shall include the Service Pipe Connection Charge, plus accrued interest, in each Tax Bill issued by the Township. An Owner shall pay the Service Pipe Connection Charge, plus accrued interest, together with the remittance of payment of each Tax Bill and shall continue to pay the Service Pipe Connection Charge through to 2015 until the Service Pipe Connection Charge, plus interest, has been paid in full.
4. If an Owner elects to pay the Charge in accordance with paragraph 3(b) above, no pre-payments in whole or in part of the total amount of the Charge owing at any given time shall be permitted or accepted by the Township.
5. If an Owner elects to pay the Charge in accordance with paragraph 3(b) above, the Treasurer is authorized to add the Charge to the tax roll for each Lot and the Charge imposed on any Owner under this By-law shall be a lien and charge upon the Lot for which it has been assessed and shall be collected in the same manner as municipal taxes. If the Charge or any part of the Charge remains unpaid after the due date, interest at a rate of 1.25% per month shall be added to the outstanding amount of the Charge and any such interest shall be added to the tax roll for the Lot in question and shall be a lien and charge upon such Lot and shall be collected in the same manner as municipal taxes.
6. The Clerk of the Township is hereby authorized to make application to the Region of York for approval to finance the capital cost of the Water Works by the issuance of debentures or other long term debt instrument in an amount not exceeding \$487,300.00 to be amortized over a term not exceeding 10 years at an interest rate to be determined by the Region of York.

7. Each building or structure on any Lot shown on Schedule B1 which is either a dwelling or other habitable space or is a commercial or institutional building for which water service would normally be necessary or desirable, shall be required to have a Connection. Where there is more than one such building or structure on one Lot shown on Schedule B1, each building or structure shall have a separate Connection and such Lot shall be assessed the Charge for each Service Pipe Connection.
8. Each Lot shown on Schedule B2 shall be required to have a Service Pipe Connection and shall be required to have a Connection for each building or structure which is either a dwelling or other habitable space or is a commercial or institutional building for which water service would normally be necessary or desirable at such time as such Lot is developed or improved, provided that there is sufficient supply of water available from the Region of York at such time. If a sufficient supply of water is not available at such time, the Connection or Connections shall nonetheless be required when a sufficient supply does become available, notwithstanding that such Lot may already be developed or improved at that time. In either case, the Lot shall be assessed the Charge in accordance with all other provisions of this By-law. Payment of the Charge shall be in one (1) installment payable upon issuance of a Permit to Connect and all Charges so collected shall be placed by the Treasurer in a reserve for the Water Service Area and shall be used by the Township for any necessary capital improvements or upgrades to the Water Main Service.
9. In the event that a Lot shown on Schedule B1 or on Schedule B2 is further subdivided by way of consent to sever or other approval under the Planning Act, each Lot shall be required to have a Service Pipe Connection and shall be required to have a Connection for each building or structure which is either a dwelling or other habitable space or is a commercial or institutional building for which water service would normally be necessary or desirable at such time as each additional lot is developed or improved, provided that there is sufficient supply of water available from the Region of York at such time. If a sufficient supply of water is not available at such time, the Service Pipe Connection and Connection or Connections shall nonetheless be required in accordance with all other provisions of this By-law when a sufficient supply does become available, notwithstanding that such additional lot or lots may already be developed or improved at that time. In either case, any lot so created shall be assessed the Charge in accordance with all other provisions of this By-law. Payment of the Charge shall be in one (1) installment payable upon issuance of a Permit to Connect and all Charges so collected shall be placed in a reserve for the Water Service Area and shall be used by the Township for any necessary capital improvements or upgrades to the Water Main Service.
10. Any Owner of any building requiring a Connection pursuant to this By-law shall make such Connection within thirty (30) days of receiving written notice from the Township that a Connection can be made.
11. No Connection shall be made or completed or used unless:
 - (a) a permit has been issued for the Connection by the Township;
 - (b) an inspection fee has been paid in accordance with Township By-law Number 2004-29 to Establish Water and Sewer System Rates and Charges or any amending or succeeding By-law thereto.
 - (c) the Connection has been constructed in a good and workmanlike manner and in accordance with the specifications issued by the Township; and
 - (d) a plumbing permit has been issued by the Township

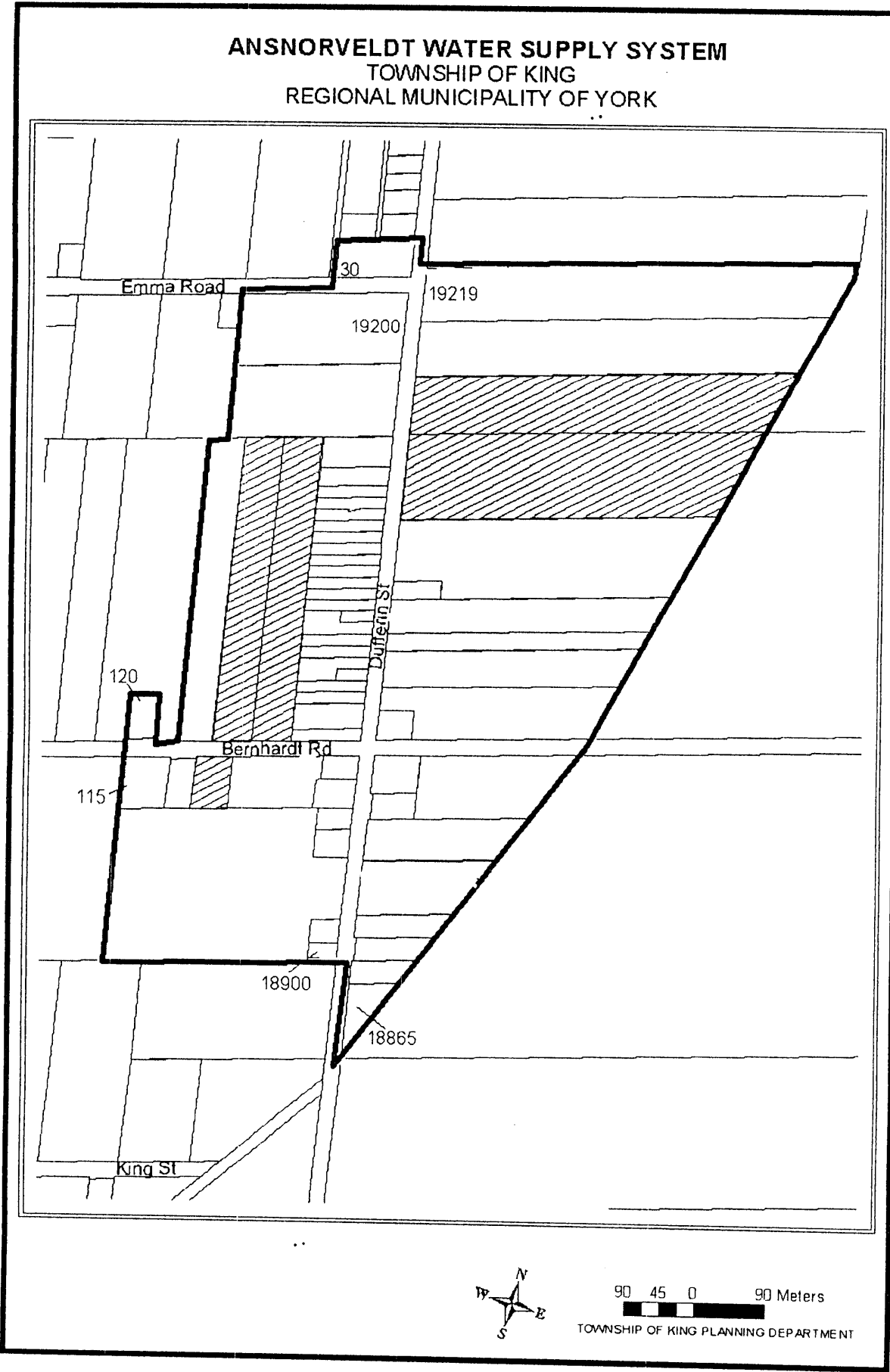
12. No Connection shall be covered until a final inspection has been made by the Township and by an inspector who is appointed and authorized by law to carry out the inspections prescribed by the Plumbing Code.
13. No person shall, after thirty (30) days following the notice given by the Township pursuant to Section 10 of this By-law, construct, operate, use or maintain any water service connection within the Water Service Area unless it is connected to the Water Main Service.
14. In the event an Owner fails to make a Connection as required by the provisions of this By-law, or operates or uses or permits to be operated or used any water service connection contrary to Section 12 of this By-law, the Township may give written notice to such Owner of the contravention and direct that the Owner do such matter or thing as may be required to comply with the provisions of this By-law. If the Owner fails to comply with the notice and direction within thirty (30) days from the date of the notice, the Township, by its employees or agents, may enter upon the Lot on which such contravention is occurring and undertake to do such matter or thing directed to be done, and any expense incurred by the Township in connection therewith shall be paid by the Owner to the Township and may be recovered in the same manner as municipal taxes.
16. The Mayor and Treasurer are hereby authorized to interim finance the capital cost of construction of the Water Main Service from Township reserve funds to be repaid immediately upon receipt of payments from owners of rateable property within the Ansnorveldt Water System Service shown on Schedule 'A' or from issuance of the debenture.

READ a FIRST, SECOND and THIRD TIME and passed this 18th day of April, 2005.


Margaret Black, Mayor


Chris Somerville, Clerk

SCHEDULE A TO BY-LAW NUMBER 2005-41



SCHEDULE B1 TO BY-LAW NUMBER 2005-41

**TOWNSHIP OF KING
ANSNORVELDT WATER SYSTEM
CAPITAL CHARGE SCHEDULE**

Roll Number	Owner	Address	Connections	Charge	AWSB	Net
				Per Connection	Funds	Charge
160.95500	Wm. Horlings & Sons	55 Bernardt	1	8,846.43	152.83	8,693.60
160.95800	Dwayne Horlings	95 Bernardt	1	8,846.43	152.83	8,693.60
160.96000	Michael Worsnop	115 Bernardt	1	8,846.43	152.83	8,693.60
161.17500	Sara Van Luyk	120 Bernardt	1	8,846.43	152.83	8,693.60
162.51000	Lien Ly	18895 Dufferin	1	8,846.43	152.83	8,693.60
162.51200	Robert Horlings	18905 Dufferin	1	8,846.43	152.83	8,693.60
162.51500	Richard Horlings	18915 Dufferin	1	8,846.43	152.83	8,693.60
162.52000	Holland Marsh Church	18935 Dufferin	2	17,692.86	305.66	17,387.20
162.53000	Holland Marsh School	18955 Dufferin	1	8,846.43	152.83	8,693.60
162.54000	Edward Sikkema	18985 Dufferin	1	8,846.43	152.83	8,693.60
162.54300	Jan Mikkelsen	18975 Dufferin	1	8,846.43	152.83	8,693.60
162.54500	King Township	18997 Dufferin	1	8,846.43	152.83	8,693.60
162.55500	William Mathewson	19015 Dufferin	1	8,846.43	152.83	8,693.60
162.56000	Richard Philipp	19025 Dufferin	1	8,846.43	152.83	8,693.60
162.57000	Yo Nan Ang	19035 Dufferin	1	8,846.43	152.83	8,693.60
162.58000	Bradley Butterfield	19055 Dufferin	1	8,846.43	152.83	8,693.60
162.59000	John Gasko	19075 Dufferin	1	8,846.43	152.83	8,693.60
162.60000	M. Hollerbach-Vandenbussche	19085 Dufferin	1	8,846.43	152.83	8,693.60
162.60500	Rocco Cornacchia	19101 Dufferin	1	8,846.43	152.83	8,693.60
162.67000	Newland Resources Group Inc	19165 Dufferin	1	8,846.43	152.83	8,693.60
162.69000	Charan Sumal	19219 Dufferin	1	8,846.43	152.83	8,693.60
163.22000	Robert Van Dyke	18900 Dufferin	1	8,846.43	152.83	8,693.60
163.22500	Darlene Leyenaar	18906 Dufferin	1	8,846.43	152.83	8,693.60
163.23000	Tudor Nicolae	18930 Dufferin	1	8,846.43	152.83	8,693.60
163.26000	Berend Hollander	18950 Dufferin	1	8,846.43	152.83	8,693.60
163.26500	Leslie Karie Dellawee	18962 Dufferin	1	8,846.43	152.83	8,693.60
163.27000	Maria Anne Jeffrey	18978 Dufferin	1	8,846.43	152.83	8,693.60
163.27500	Robert Elliott	18990 Dufferin	1	8,846.43	152.83	8,693.60
163.28500	Rodney Martin	10 Bernardt	1	8,846.43	152.83	8,693.60
163.29000	Kathleen Hester	19026 Dufferin	1	8,846.43	152.83	8,693.60
163.29500	Nancy Saulnier	19030 Dufferin	1	8,846.43	152.83	8,693.60
163.30000	Milton Mateus	19036 Dufferin	1	8,846.43	152.83	8,693.60
163.30500	Garry Thompson	19040 Dufferin	1	8,846.43	152.83	8,693.60
163.31000	Valentino Varlese	19046 Dufferin	1	8,846.43	152.83	8,693.60
163.31500	Lee-Anne Kiner	19050 Dufferin	1	8,846.43	152.83	8,693.60
163.32000	Edward Bursey	19060 Dufferin	1	8,846.43	152.83	8,693.60
163.32500	Susanna Cummings	19062 Dufferin	1	8,846.43	152.83	8,693.60
163.33000	Victor Cummings	19066 Dufferin	1	8,846.43	152.83	8,693.60
163.34000	William Francis	19070 Dufferin	1	8,846.43	152.83	8,693.60
163.34500	Franske Mediema	19076 Dufferin	1	8,846.43	152.83	8,693.60
163.35000	Randy Mathewson	19080 Dufferin	1	8,846.43	152.83	8,693.60
163.35500	Sydney Tjpkema	19086 Dufferin	1	8,846.43	152.83	8,693.60
163.35800	Linda Wilson	19090 Dufferin	1	8,846.43	152.83	8,693.60
163.36000	Sybil Beerli	19096 Dufferin	1	8,846.43	152.83	8,693.60
163.36500	Laurie Ann Dalacker	19100 Dufferin	1	8,846.43	152.83	8,693.60
163.37500	Anthony Mellegers	19110 Dufferin	1	8,846.43	152.83	8,693.60
163.38000	James Storie	19116 Dufferin	1	8,846.43	152.83	8,693.60
163.38500	Shawn Moore	19120 Dufferin	1	8,846.43	152.83	8,693.60
163.39000	Robert Curto	19130 Dufferin	1	8,846.43	152.83	8,693.60
163.39500	David Piccini	19140 Dufferin	1	8,846.43	152.83	8,693.60
163.40000	Vaughn Keoshkerian	19150 Dufferin	1	8,846.43	152.83	8,693.60
163.41000	Douglas Van Luyk	19200 Dufferin	1	8,846.43	152.83	8,693.60
162.5050	Mary Louise Freeman	18865 Dufferin	1	8,846.43	0.00	8,846.43
161.58500	Holland Marsh Community Centre	30 Emma Road	1	8,846.43	0.00	8,846.43
161.1700	Holland Acres Incorporated	80 Bernardt	1	8,846.43	0.00	8,846.43
Total				56	495,400.00	8,100.00 487,300.00

SCHEDULE B2 TO BY-LAW NUMBER 2005-41

TOWNSHIP OF KING
ANSNORVELDT WATER SYSTEM
CAPITAL CHARGE SCHEDULE

Roll Number	Owner	Address	Connections	Charge	
				Per Connection	
160.95500	Wm. Horlings & Sons	55 Bernardt (Vacant part)	2	8,846.43	
161.15500	Holland Acres Incorporated	30 Bernardt	1	8,846.43	
161.16500	Holland Acres Incorporated	70 Bernardt	1	8,846.43	
162.66000	Bruno Iozzo	19145 Dufferin	1	8,846.43	
162.62500	John Nanowski	19125 Dufferin	1	8,846.43	
Total			6	53,078.58	