



MUNICIPAL PUBLIC UTILITIES BYLAW NO. 14/035

AGENDA

- BACKGROUND
- PROMPTS FOR BYLAW
- RECOMMENDATION
- RATIONALE

BACKGROUND

MUNICIPAL GOVERNMENT ACT

Section 33 of the Municipal Government Act states the following:

- When a municipality provides a municipal utility service, the council may by bylaw prohibit any person other than the municipality from providing the same or a similar type of utility service in all or part of the municipality. **(1994 cM-26.1 s33)**

BACKGROUND

MUNICIPAL UTILITY SERVICE DEFINED

A system used to provide specific services for public consumption, benefit, convenience or use.

Services include, but are not limited to:

- Water
- Sewage disposal
- Public transportation
- Heat
- Waste management
- Street lighting

BACKGROUND

Many other medium to large communities in Alberta currently have similar bylaws adopted.

WHY?

- To ensure the viability of current and future utility service provision
- To control the impact on municipal utility infrastructure
- To provide new and enhanced service level offerings
- To improve rural service due to industrial use

BACKGROUND

EXISTING ENVIRONMENTAL SERVICES BYLAWS

Water Utilities Management Bylaw – Requires water to be supplied by RMWB if your property is along a water main

Sewer Use Bylaw – Requires wastewater services to be provided by RMWB if your property is along a sanitary line

Solid Waste Collection and Disposal Bylaw - Requires residential collection services to be provided for by the RMWB

PROMPTS FOR BYLAW

- Recent expressions of interest to provide for the provision of public service, currently provided by the Municipality
- Decrease in water sales from the bulk water fill station
- Necessity to maintain the viability of services through operational efficiencies

RECOMMENDATIONS

- THAT Bylaw No. 14/035, being the Municipal Public Utilities Bylaw, be read a second and third time.

RECOMMENDATIONS

EXCERPTS FROM THE BYLAW

Subject to Section 6, no person other than the Municipality is allowed to provide any utility service within the Municipality that is the same as or similar to a municipal utility service provided by the Municipality or a Subsidiary of the Municipality.

RECOMMENDATIONS

EXCERPTS FROM THE BYLAW (CONT.)

The Municipality may by written agreement allow any Person to provide utility services within the Municipality that would otherwise be prohibited under this bylaw, including utility services originally provided by a municipal public utility and re-sold or re-distributed by the Person to others, for such time and subject to such conditions as may be specified in the agreement, including without limitation a provision that the Municipality shall be paid a share of the revenues received by the Person in exchange for provision of utility services.

RECOMMENDATIONS

WHO IS IMPACTED?

- Private businesses supplying utility services within the Municipality

HOW ARE POTENTIAL STAKEHOLDERS IMPACTED?

- Businesses that have expressed interest in the provision of public services will be required to operate under the conditions of this bylaw

COMMUNICATION PLAN

- Administration to engage with potentially impacted stakeholders regarding the implementation of this bylaw

RATIONALE

Maintaining current practices, without the approval of this bylaw may affect the following:

SUBSIDIZATION

Alternative: Decrease in subsidization for residential utility rates

VIABILITY OF RURAL INFRASTRUCTURE

Alternative: Re-evaluating planned services to provide less efficient facilities at higher unit cost per customer, both urban and rural

MAXIMUM USE OF CAPITAL

Alternative: Vertically integrating the environmental services value chain to facilitate demand for services