

CITY OF HAMILTON

BY-LAW NO. 03-090

To Amend the Waterworks By-law No. R84-026, as amended

WHEREAS on the 20th day of March, 1984, the Council of The Regional Municipality of Hamilton-Wentworth enacted By-law No. R84-026, being a By-law respecting the management and maintenance of the waterworks system of The Regional Municipality of Hamilton-Wentworth and the establishment of water rates and charges.

AND WHEREAS pursuant to the City of Hamilton Act, 1999 S.O. 1999, c. 14, Schedule "C", The Regional Municipality of Hamilton-Wentworth was dissolved on January 1, 2001 and the City of Hamilton stands in the place of The Regional Municipality of Hamilton-Wentworth for all purposes;

AND WHEREAS pursuant to the City of Hamilton Act, 1999, S.O. 1999, c. 14, Schedule "C", every by-law of an old municipality, such as the former Regional Municipality of Hamilton-Wentworth, that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;

AND WHEREAS on December 17, 2002, City Council approved By-law 02-377, being a by-law to further amend By-law No. R84-026, as amended;

AND WHEREAS it is necessary to further amend By-law No. R84-026, as amended, to correct inadvertent discrepancies resulting from the amendments to said By-law contained in By-law 02-377;

NOW THEREFORE, the Council of the City of Hamilton enacts as follows:

1. That The Regional Waterworks By-law No. R84-026, as amended (the "By-law") be further amended by striking out every reference in the By-law to "Regional" and by substituting in each case "City of Hamilton".
2. That sub-section 1(a) of the By-law be repealed and the following substituted therefor:
 - (a) "applicant" means the Owner or his or her Authorized Agent who may be required to sign forms supplied by the City of Hamilton authorizing various works described in this By-law.
3. That sub-section 1(c) of the By-law be repealed and the following substituted therefor:

- (c) "City of Hamilton" means the City of Hamilton as established on January 1, 2001 under the City of Hamilton Act, 1999 S.O. 1999, c. 14, Schedule "C" and its geographic area.
- 4. That clause 12(5)(a) of the By-law be amended by deleting the words "The Owners and Occupants of all lands" from the first line of that sub-section.
- 5. That clause 12(5)(b) of the By-law be amended by:
 - (a) deleting the words "and the City of Stoney Creek" from the first line of that clause; and
 - (b) deleting the words "Section 17" in the last line of that clause and substituting the words "Section 15" therefor.
- 6. In all other respects, the contents of By-law No. R84-026, as amended, are hereby confirmed unchanged.
- 7. That sections 1, 2, and 3 of this By-law shall be deemed to have come into force and effect as of December 22,2001 and that sections 4 and 5 shall be deemed to have come into force and effect as of January 23,2002.

PASSED AND ENACTED this 23rd day of April, 2003.



Mayor



City Clerk