

THE CORPORATION OF THE DISTRICT OF BURNABY  
BYLAW NO. 4231

A BYLAW to impose a charge upon the owners or occupiers of real property or the use of the municipal sewerage system or the municipal combined sewerage and drainage system.

(Consolidated for convenience with BYLAWS Nos. 6271, 6458, 6658, 6767, 7015, 7149, 7160, 7366, 7446, 7575, 7814, 7994, 8449, 8659, 8926, 9119, 9533, 9680, 9824, 9990, 10148, 10321, 10540, 10692, 10858, 11036, 11182, 11315, 11465, 11665, 11852, 12040, 12205, 12397, 12577, 12752, 12883, 13018, 13030, 13160, 13271, 13414, 13551, 13694, 13824, 13962, 14005, 14051, 14094, 14111, 14191, 14263, 14416 and 14533)

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WHEREAS the municipality has established and operates a sewerage system comprising sanitary sewers and combined storm and sanitary sewers (hereinafter called the "sewerage system");

AND WHEREAS Council may by BYLAW with the approval of the Lieutenant-Governor in Council, impose a charge against the owner or occupier of real property for the use of a sewerage system, a drainage system, or a combined sewerage and drainage system, and may vary the charge for sewerage or combined sewerage and drainage facilities in accordance with

- (a) the number of outlets served; or
- (b) the quantity of water delivered to the premises by a utility;
- (c) a classification of users or effluents; or
- (d) any combination of such methods.

NOW THEREFORE the Council of The Corporation of the District of Burnaby ENACTS as follows:

1. This BYLAW may be cited as "**BURNABY SEWER CHARGE BYLAW 1961**",
  - 1A. In this Bylaw, unless the context otherwise requires (BYLAW 10692)
    - (a) 'BOD/TSS' means the \*biochemical\* oxygen demand and total suspended solids;
    - (b) 'GVS & DD' means the Greater Vancouver Sewer and Drainage District;
    - (c) Repealed. (BYLAW 13018)

- (d) 'special industrial user' means a user of the sewerage system that, due to the high BOD/TSS levels in the effluent it discharges into the sewerage system, must hold a permit from the GVS & DD allowing it to discharge that effluent into the sewerage system. (BYLAW 10858)
2. (1) Unless in this BYLAW otherwise provided, the owner or occupier of every parcel of real property shall pay to the municipality for the use of the sewerage system a charge calculated according to the quantity of water delivered by the municipal water utility to the parcel of real property and the table of rates set out in the Burnaby Consolidated Fees and Charges Bylaw. For metered sewer customers for which a separate sewerage meter has not been installed, the calculation of the charge is based on 100% of metered water consumption. (BYLAW 13962, 10858, 14533)
- (2) Where the owner or occupier of a parcel of real property is a special industrial user, that owner or occupier shall pay to the municipality for the use of the sewerage system a charge calculated according to the quantity of water delivered by the municipal water utility to the parcel of real property and the table of rates set out in the Burnaby Consolidated Fees and Charges Bylaw. (BYLAW 13018, 14533)
- (3) The owner or occupier of every parcel of real property who is required to pay a charge calculated pursuant to this section shall be entitled to a deduction from such charge determined as follows:
- (a) in the case of a monthly charge, the lesser of:
- (i) an amount equal to one twelfth (1/12) of the current year's annual sewer parcel tax levied or charged against that parcel of real property as set out in the Burnaby Consolidated Fees and Charges Bylaw; and
- (ii) the amount of that monthly charge; or
- (b) in the case of a quarterly charge, the lesser of:
- (i) an amount equal to one quarter (1/4) of the current year's annual sewer parcel tax levied or charged against that parcel of real property, as set out in the Burnaby Consolidated Fees and Charges Bylaw; and
- (ii) the amount of that quarterly charge.

Where there are two or more occupiers of the parcel who are separately charged under this section the owner may in writing direct the municipality to allocate the deduction among those occupiers in the manner specified in that written direction. (BYLAW NO. 13962, 14533)

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- (4) The Municipal Treasurer shall levy and collect the charge hereby imposed, either monthly or quarterly, in the same manner as he levies and collects water rates in respect of the same parcel of real property pursuant to the Burnaby Consolidated Fees and Charges Bylaw. (BYLAW 14533)
3. Repealed. (BYLAW NO. 13962)
- 4A. (1) The owner of every residential strata lot, multiple-family dwelling and two family dwelling shall pay for the use of the sewer system the annual charge set out in the Burnaby Consolidated Fees and Charges Bylaw. (BYLAW 14051, 14533)
- (1.1) Every person obtaining a permit to discharge groundwater into the sanitary sewer system from a contaminated site shall pay the charge set out in the Burnaby Consolidated Fees and Charges Bylaw. (BYLAW 13414, 14533)
- (2) The charges payable pursuant to this section shall be collected in the same manner and with like remedies as ordinary taxes upon land and improvements are collectable under the Community Charter. (BYLAW 13018)
- (3) Every owner of a property exempt from payment of municipal taxation pursuant to Section 220 of the *Community Charter* shall pay for the use of the sewer system the annual charge set out in the Burnaby Consolidated Fees and Charges Bylaw.(BYLAW 14111, 14533)
- (4) Repealed. (BYLAW 14111)
- 4B. (BYLAW 14051)
- (1) Except as set out in subsection (4) below, every owner of a single family dwelling and two family dwelling with a suite shall pay the charge for a rented suite set out in the Burnaby Consolidated Fees and Charges Bylaw if the suite was, is or will be rented at any time during the calendar year for which the fee is imposed. (BYLAW 14533)
- (2) If the owner of a single family dwelling or two family dwelling has not previously submitted a declaration in accordance with this section 4B(2), such owner shall submit a declaration, in form and content established by the Chief Financial Officer, to the City confirming the following in respect of the dwelling for the next calendar year by November 30<sup>th</sup> of the prior calendar year; (BYLAW 14191, 14533)
- (a) whether the dwelling contains a suite or not;
- (b) if the dwelling contains a suite, whether the suite is or will be rented at any time; and
- (c) if the dwelling is or will be rented, whether one or more of the owners is or will be residing at the dwelling.

Where a declaration is not submitted by the November 30<sup>th</sup> due date, the information contained in the City's last record for the property is deemed to be the current information for the year in which the fee is payable pursuant to subsection (1) above.

- (3) An owner shall submit a further declaration within 30 days if the status of a suite changes from not rented to rented or will be rented at any time following the submission of a declaration pursuant to subsection (2) above.
- (4) Repealed. (BYLAW 14094)
- (5) For the purpose of this section 4(B):
  - (a) "rented" shall mean the receipt of rental income in exchange for use or occupancy of the suite for any period of time, including renting to family members or relatives; and
  - (b) "suite" shall mean one or more habitable rooms constituting one self-contained unit with a separate entrance and containing a kitchen or set of cooking facilities, all of which are accessory to a Single Family Dwelling or Two Family Dwelling, whether or not such "suite" complies with other City bylaws.
- (6) No owner shall submit to the City a declaration pursuant to subsection (2) or (3) above that contains false or inaccurate information.
- (7) The fee applied pursuant to subsection (1) above shall not be:
  - (a) prorated if a suite is only rented for part of a calendar year; or
  - (b) refunded if a declaration is submitted pursuant to subsection (2) or (3) confirming the suite is or will be rented but the owner subsequently does not rent the suite.
5. The collector is hereby authorized to receive money for taxes before the due date on the terms herein set forth.

Read a first time this 10th day of April, 1961.

Read a second time this 10th day of April, 1961.

Read a third time this 10th day of April, 1961.

Received the approval of the Lieutenant-Governor in Council this 17th day of April, 1961.

Reconsidered and adopted this 24th day of April, 1961.

**SCHEDULE "A"**  
**(Bylaw 14416, Repealed by Bylaw 14533 which comes into force and effect on January 1, 2023)**

**SEWER CHARGE – METERED RATES**

**Monthly:**

Per Cubic Metre

**Quarterly:**

Per Cubic Metre

| Paid within 30 days of billing date | Paid 31 or more after billing date |
|-------------------------------------|------------------------------------|
|                                     |                                    |
| 0.9580                              | 1.0084                             |
|                                     |                                    |
| 0.9580                              | 1.0084                             |

**\* Full payment of the amount specified is required by the due date in order to receive the lower rate, where applicable.**

**Metered Customer Credit:**

Customers receive a credit reduction based on the "Discounted" Parcel tax charge applied to the property, based on 1/12 or 1/4 for monthly and quarterly accounts respectively, as set out in Schedule A of the Burnaby Sewer Parcel Tax Bylaw. The exemption is not to exceed monthly or quarterly calculated meter charges.

**SCHEDULE "B"**  
**(Bylaw 14416, Repealed by Bylaw 14533 which comes into force and effect on January 1, 2023)**

**PERMITTED BOD/TSS CUSTOMERS**

**Monthly:**

Per Cubic Metre

**Quarterly:**

Per Cubic Metre

| Paid within 30 days of billing date | Paid 31 or more after billing date |
|-------------------------------------|------------------------------------|
|                                     |                                    |
| 0.4790                              | 0.5042                             |
|                                     |                                    |
| 0.4790                              | 0.5042                             |

**\*Full payment of the amount specified is required by the due date in order to receive the lower rate, where applicable.**

**SCHEDULE "C"**  
**(Bylaw 14416, Repealed by Bylaw 14533 which comes into force and effect on January 1, 2023)**

**SEWER USE CHARGE**

|   | <b>Effective January 1, 2022</b> |                                 |
|---|----------------------------------|---------------------------------|
|   | <b>(Paid by<br/>Mar. 15)</b>     | <b>(Paid after<br/>Mar. 15)</b> |
| a) Strata lot (not part of a duplex)  | \$311.21                         | \$327.59                        |
| b) Two Family dwelling unit including strata, forming part of a duplex, each unit.                                | \$143.64                         | \$151.20                        |
| c) Multiple family dwelling, including strata, (not part of a duplex) each unit.(includes tri-plex and four-plex) | \$311.21                         | \$327.59                        |
| d) Rental Suite in a Single Family Dwelling – Supplementary Utility Fee.  | \$287.28                         | \$302.40                        |
| e) Rental Suite in a Two Family Dwelling – Supplementary Utility Fee.   | \$214.93                         | \$226.24                        |
| f) Sewer Use – Exempt Properties (S. 4A(3))   | \$573.12                         | \$603.29                        |

**\* Full payment of the amount specified is required by the due date in order to receive the lower rate, where applicable.**

**SCHEDULE “D”**

**(Bylaw 14416, Repealed by Bylaw 14533 which comes into force and effect on January 1, 2023)**

**CONTAMINATED GROUNDWATER DISCHARGES**

*(Rate applies to all consumption levels)*

|   |        |
|---|--------|
| Vancouver Sewerage Area – per cubic metre | 0.9231 |
| Fraser Sewerage Area – per cubic metre    | 0.9231 |