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<b>TO:</b>	<b>CHAIR AND MEMBERS CIVIC WORKS COMMITTEE MEETING ON MAY 20, 2015</b>
<b>FROM:</b>	<b>JOHN M. BRAAM MANAGING DIRECTOR, ENVIRONMENTAL &amp; ENGINEERING SERVICES AND CITY ENGINEER</b>
<b>SUBJECT:</b>	<b>PROPOSED WATER BY-LAW (W-8) AMENDMENT REGARDING OUTDOOR WATER USE RESTRICTIONS</b>

<b>RECOMMENDATION</b>
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That, on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the following actions be taken with respect to the outdoor watering restrictions in By-Law W-8 being "A by-law to provide for the Regulation of Water Supply in the City of London":

- a) The attached proposed by-law amendment **BE INTRODUCED** at the Municipal Council Meeting on May 26, 2015 to amend the existing Water By-law W-8 "Regulation of Water Supply in the City of London" (attached as Appendix 'B') to reflect changes to outdoor water use restrictions such that Saturdays, Sundays and Holidays would be excluded, and to provide a definition of Holiday,
- b) A public participation meeting with respect to the proposed bylaw amendment be held, and
- c) The Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this proposed by-law amendment.

<b>PREVIOUS REPORTS PERTINENT TO THIS MATTER</b>
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- [Water Efficiency Program Update - Proposed Water By-Law Revisions, April 8, 2015 Civic Works Committee, Agenda Item #11](#)
- [Water Efficiency Program: Leak Detection Through District Meter Areas EW3772-13, September 23, 2013, Civic Works Committee, Agenda Item #2](#)
- [Update on New Funding Model and By-law For Water, Wastewater and Stormwater Services, April 8, 2013, Civic Works Committee, Agenda Item #12.](#)
- [New "Value Based" Funding Model for Water and Wastewater Services, October 22, 2012, Civic Works Committee, Agenda Item #7](#)
- [Update to Water Efficiency Program, July 19, 2010, Environment and Transportation Committee, Agenda Item #14](#)

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<b>BACKGROUND</b>
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Staff presented a report, Water Efficiency Program Update – Proposed Water By-Law Revisions at the April 8, 2015 Civic Works Committee Meeting.

The resolution adopted by Council at the April 14, 2015 meeting is as follows:

11. That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the water efficiency program update and outdoor watering restrictions in By-Law W-8, being “A by-law to provide for the Regulation of Water Supply in the City of London”:

- a) the Civic Administration BE DIRECTED to prepare a by-law to amend By-Law No. W-8 to exclude weekends and statutory holidays from section 9.0 which details outdoor water use restrictions;
- b) a Public Participation Meeting BE HELD at a future meeting of the Civic Works Committee for the above noted proposed By-law, in order to receive public comment; and,
- c) the Civic Administration BE DIRECTED to undertake a further public consultation program to examine additional future options for watering restrictions;

This report addresses the proposed Water By-law Amendment which is to exclude weekends and holidays from outdoor water use restrictions during the months of June, July and August and with the Public Participation Meeting for this amendment.

It should be noted that the public holidays which occur during June, July and August include Canada Day (Statutory Holiday) and the August Civic Holiday, which is not a Statutory Holiday. The intent was to allow outdoor water use on public Holidays, and so the wording proposed indicates that outdoor water use during June, July and August will include:

Saturdays, Sundays and Holidays at all Municipal Addresses.

An amendment to include an addition to the definitions section 1.1 as follows is proposed.

“Holiday” means Canada Day and the August Civic Holiday.

This change will be promoted to the public through the London Hydro water bill insert titled Enviroworks and the City of London’s website.

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Further public consultation will take place in the future to consider additional by-law changes which would come into effect in 2016. Following steps were outlined in the April 8 Water Efficiency Program Update report:

- Consult with the public;
- Consult with the Upper Thames Conservation Authority, the City's Urban Watershed Manager, and the City's Urban Forester to see if there are opportunities for consistency between the policies to reduce confusion in the public;
- Develop draft by-law amendments;
- Confirm notification requirements with Legal Department to implement fines for Level 3 violators;
- Recommend changes to the by-law to the Municipal Council
- Hold a public meeting;
- Finalize by-law amendments based on feedback from public;
- Enact bylaw;

This engagement and recommended changes to the by-law will be the subject of a future report to Civic Works Committee and Council.

**Acknowledgements**

This report was prepared by Patricia Lupton, P.Eng., Environmental Services Engineer with assistance from Dave Mounteer, Solicitor II, and Cathy Saunders, City Clerk.

<b>SUBMITTED BY:</b>	<b>SUBMITTED BY:</b>
<b>ROLAND WELKER, P.ENG. DIVISION MANAGER, WATER ENGINEERING</b>	<b>JOHN LUCAS, P.ENG. DIRECTOR, WATER AND WASTEWATER</b>
<b>RECOMMENDED BY:</b>	
<b>JOHN BRAAM, P.ENG. MANAGING DIRECTOR, ENVIRONMENTAL &amp; ENGINEERING SERVICES &amp; CITY ENGINEER</b>	

April 22, 2015

Attachments: Appendix 'A' – Proposed Water Bylaw (By-law W-8) Amendment  
Appendix 'B' – By-law W-8 A by-law to provide for the Regulation of Water Supply in the City of London

- Cc: John Simon  
Jay Stanford  
Pat Donnelly  
Andrew Henry  
Tom Copeland  
Geordie Gauld  
Ivan Listar  
Dave Mounteer  
Orest Katolyk  
Heather Chapman  
Paula Bustard

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*Appendix 'A'*

Proposed Water By- law (By-law W-8) Amendment

Bill No.  
2015

By-law No.

A By-law to amend By-law W-8 entitled,  
"Regulation of Water Supply in the City of  
London."

WHEREAS section 5(3) of the Municipal Act, 2001 S.O. 2001, c.25 as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the Municipal Act, 2001 provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS on April 13, 2013 Municipal Council of The Corporation of the City of London enacted By-law W-8, being a by-law to provide for the regulation of water supply in the City of London (the "Water By-law");

AND WHEREAS it is deemed expedient to amend the said By-law;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. By-law W-8 is hereby amended by adding the following definition to Section 1.1:

"Holiday" means Canada Day and the August Civic Holiday.

2. By-law W-8 is hereby further amended by adding the following to Section 9.1 (a) of the By-law:

(iii) on Saturdays, Sundays and Holidays at all Municipal Addresses.

3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council , 2015

Matt Brown  
Mayor

Catharine Saunders  
City Clerk

First Reading -  
Second Reading –  
Third Reading –

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*Appendix 'B'*

Water By-law W-8 A by-law to provide for the Regulation of Water Supply in the City of London

<http://www.london.ca/city-hall/by-laws/Documents/water-W8.pdf>