



**Oval Village District Energy Utility Bylaw No. 9134
Amendment Bylaw No. 10411**

The Council of the City of Richmond enacts as follows:

1. The **Oval Village District Energy Utility Bylaw No. 9134**, as amended, is further amended by deleting **Schedule D (Rates and Charges)** of the Bylaw in its entirety and replacing it with a new Schedule D as attached as Schedule A to this Amendment Bylaw.
2. The **Oval Village District Energy Utility Bylaw No. 9134**, as amended, is further amended by deleting the first sentence of section 4.4 of Schedule B and replacing it with the following:

“The Owner or Customer will, upon request of the Service Provider or City and at no cost to the Service Provider or City, at any time and from time to time, execute, acknowledge and deliver, or will cause to be done, executed, acknowledged and delivered, all such further acts, bills of sale, assignments, transfers, conveyances, powers of attorney and assurances as may be required by the Service Provider or City to evidence the transfer of legal and beneficial ownership of any Service Connections, Energy Transfer Stations, or any components thereof, procured, supplied or installed by the Customer, to the Service Provider or the City, in such form as requested by the Service Provider or the City.”

3. The **Oval Village District Energy Utility Bylaw No. 9134**, as amended, is further amended at section 15.1(h) of Schedule B by deleting the words “British Columbia Ministry of Water, Land and Air Protection” and replacing them with the words “British Columbia Ministry of Environment and Climate Change Strategy”.
4. The **Oval Village District Energy Utility Bylaw No. 9134**, as amended, is further amended by deleting sections 17.4(a) and 17.4(b) of Schedule B and replacing them with the following:

“(a) directly attributable to the negligence of the Service Provider, its employees, contractors or agents, provided the Customer proves such negligence;

(b) caused by or resulting from a defect in the equipment, provided the Customer proves the existence of such defect and the Customer did not provide, supply or install such equipment.”

5. This Bylaw is cited as "Oval Village District Energy Utility Bylaw No. 9134, Amendment Bylaw No. 10411".

FIRST READING

NOV 14 2022

SECOND READING

NOV 14 2022

THIRD READING

NOV 14 2022

ADOPTED

CITY OF RICHMOND
APPROVED for content by originating dept. CR
APPROVED for legality by Solicitor BRB

MAYOR

CORPORATE OFFICER

Schedule A to Amendment Bylaw No. 10411

SCHEDULE D

Rates and Charges

PART 1 - RATES FOR SERVICES

The following charges, as amended from time to time, will constitute the Rates for Services:

- (a) capacity charge - a monthly charge of \$0.0633 per square foot of gross floor area;
and
- (b) volumetric charge – a monthly charge of \$38.952 per megawatt hour of Energy returned from the Energy Transfer Station at the Designated Property.

PART 2 - EXCESS DEMAND FEE

Excess demand fee of \$0.184 for each watt per square foot of the aggregate of the estimated peak heat energy demand referred to in section 19.1(e) (i), (ii), and (iii) that exceeds 6 watts per square foot.