

## **BYLAW NO. 2022-04**

### **A BYLAW OF THE VILLAGE OF CHAPLIN TO MANAGE AND CONTROL THE CONSTRUCTION, INSTALLATION, USE, CONSUMPTION, AND DISCHARGE OF A WATER AND SANITARY SEWER SYSTEM**

THE COUNCIL of the Village of Chaplin, in the Province of Saskatchewan, enacts as follows:

1. This Bylaw shall be cited as the “Water and Sewer Management Bylaw”.
2. In this Bylaw, including this section;
  - (a) “Municipality “ means the Village of Chaplin
  - (b) “Administrator” means the Administrator of the Municipality
  - (c) “Authorized Person” means an employee of the Village or an individual/business contracted by the Village to perform work on behalf of the Village.
  - (d) “Council” means the Council of the Village of Chaplin.
  - (e) “Village” means the Village of Chaplin, its employee or employees whose employment requires them to undertake certain works under this Bylaw.
3. WATERWORKS SYSTEM
  - 3.1 Persons who want to be supplied with water from the municipal system and/or sewer from the municipal system, must make application to the Administrator of the municipality.
  - 3.2 Each application shall be accompanied by the payment of a water meter deposit in the amount of:  
\$100.00 for property owners  
\$200.00 for renters
  - 3.3 The water meter deposit shall be refunded upon service being discontinued at the request of the consumer, provided all water and sewer usage charges are paid in full.
  - 3.4 The municipality shall have the right to limit the amount of water furnished to any customer, should circumstances warrant such action.
  - 3.5 Accounts for water and sewer service shall cover a period of one month, and shall be rendered on or before thirty (30) days from date of mailing.
  - 3.6 If an account is not paid on or before the said period of thirty (30) days, the water service may be discontinued. When the service has been discontinued, it shall not be resumed until all arrears have been paid, together with a reconnection fee of \$100.00 to cover the expenses of turning off the water and turning it on again, provided that if it is required to turn on the water service outside the employee’s regular working hours, the fee shall be \$150.00.

- 3.7 No person other than an authorized person of the Village of Chaplin shall open, close, or interfere with any hydrant, gate, or valve connected with the waterworks system, and no person shall in any way interfere with any curb stop, pipe, or other waterworks appliance outside of their premises, nor shall they interfere with any water meter, whether inside or outside of their premises.
- 3.8 No person shall turn water on in any premises or open a village curb stop except for an authorized person of the Village of Chaplin. When water has been turned off for nonpayment of rates or for failure to protect meter or pipes to the satisfaction of the Village or for any other necessary or proper reason, no person shall turn it on again who is not duly authorized to do so. Such service shall not be reconnected or turned on without approval of an authorized person.
- 3.9 For the purpose of making repairs to the meter or of connecting or repairing service pipe or constructing extensions or new work or any other work, the Village shall have the right to shut off the water from any consumer without notice and to keep it shut off as long as may be necessary to enable work to be completed. Whenever possible, the consumers affected by these situations shall be notified by the Village of the impending shut off to enable the consumers to prepare for the lack of service.
- 3.10 The Village or its employees shall not be liable for any damages resulting from the discontinuance of waterworks supply, whether from natural causes or accident, with or without notice, to any building, boiler, or factory deriving its supply from the waterworks system.
- 3.11 No person shall willfully or maliciously hinder or interrupt the Village in the exercise of any of the power conferred with respect to the provision of the waterworks service.
- 3.12 Every customer intending to vacate any premises supplied with water from the waterworks system or who intends to discontinue the use of such water, shall give notice of the same to the Village.
- 3.13 The Village shall be responsible for making repairs to the water service line up to and including the curb stop valve. Any costs to the repairs to the water service line from the curb stop valve to the water meter shall be the responsibility of the property owner.
- 3.14 No person shall introduce into the waterworks system any harmful matter, substance, or thing, whether liquid or solid, that would be injurious to health, life, or property, or that may injure, pollute, or damage any stream, water course, drain sewer, sewage system, water system, and/or the water treatment plant.

3.15 No person shall connect, cause to be connected, or permit to remain connected to the water system any piping, fixture, fitting, container, or appliance, in a manner which, under any circumstances, may allow water, wastewater, or any other liquid, chemical or substance to enter the public water system.

3.16 No person shall willfully or maliciously discharge water so that it is wasted.

3.17 No person shall construct or dig a well on any property which can be serviced from the Village's waterworks system or abuts on a water main.

#### 4. WATERWORKS SYSTEM – WATER METERS AND ACCESS

4.1 The Village will install to its satisfaction a water meter within the premises of every person or business, applying for or receiving waterworks service.

4.2 Water meters shall remain the property of the Village.

4.3 The Village shall be entitled to read the water meters regularly and/or estimate the water usage.

4.4 The Village may enter the premises of any customer at any reasonable time, for the purpose of reading a meter, directing and installing or sealing a meter or other related appliances, and removing, altering, or repairing such meter as circumstances require, conducting and sampling tests, inspecting any service connection, or maintenance and repair. All inspections under this Bylaw shall be carried out in accordance with Section 362 of *The Municipalities Act*.

4.5 Any person who obstructs or refuses to admit the Village to have free access to all parts of the premises on which the waterworks service is delivered, shall be deemed guilty of an infraction of the Bylaw.

4.6 Every owner or occupant shall give every facility for the installation of water meters and shall protect same from frost and other damage and shall provide ready and easy access to said meter for examination by the meter reader and shall at all times properly and efficiently protect the service pipes and fixtures from frost or other injury so that the meter shall not in any way be damaged. In cases where the Village considers any meter insufficiently protected from frost, the water may be cut off until measures have been taken for its protection to the satisfaction of the Village.

4.7 The owner shall be liable for the full cost of a meter installed on their property if damaged by frost or from any cause other than ordinary wear from operation. The repair or replacement cost shall be charged and collected in the same manner as regular water rates.

- 4.8 The Village may, with or without any request of any person, or shall upon request by any consumer, remove any meter placed under the provisions of the Bylaw that is suspected of not correctly measuring the quantity of water delivered through the same and have the meter tested. If the meter is found to register less than three percent (3%) over or three percent (3%) under the actual quantity, it shall be deemed to be correct.
- 4.9 In the event that a meter, when checked, is found to have failed to register correctly during any portion of the preceding three (3) month period, the amount of water consumption for such period shall be taken to be either the same as that of the next previous period in which the meter has registered correctly or the same as that of the corresponding period in the preceding year, whichever may be more advantageous to the consumer.
- 4.10 The costs and expenses incurred by the Village for the purpose of installing water meters, and removing, altering, or repairing such water meters as circumstances require, conducting and sampling tests, inspecting any service connections, or maintenance and repair of a water meter shall be the responsibility of the Village.

## 5. SANITARY SEWER SYSTEM

- 5.1 Where the sanitary sewer collection system is not available to a property, the disposal system shall be connected to a private sewage disposal system complying with *The Public Health Act*. The owner shall operate and maintain the private sewage disposal system in a sanitary manner at all times at no expense to the Village. At such time as a sanitary sewer collection system becomes available to a property served by a private sewage disposal system, the provisions of Section 5.1 shall then apply to the property and a direct connection shall be made to the sanitary sewer collection system thereby removing or abandoning the private sewage disposal system in a proper manner, or, if approved by the Village, the private sewage disposal system may be connected and pumped into the sanitary sewer collection system.
- 5.2 After making reasonable efforts to notify the owner or occupant of the property, or in an emergency, the Village is entitled to free access at all reasonable times to all part of the property to which the sanitary sewer system is connected for the purpose of inspecting any sewer service connection, and/or constructing, maintaining, or repairing any sewer service connection.
- 5.3 Any person who obstructs or refuses to admit the Village to have free access to all parts of the premises on which the sanitary sewer service is delivered, shall be deemed guilty of an infraction of this Bylaw.
- 5.4 All premises to be connected in the future to the sanitary sewer system shall install a backflow prevention valve, in accordance with *The Public Health Act*, to eliminate sewer backup.

- 5.5 The owner of any property receiving the supply of sewer from the Village pursuant to this Bylaw shall be responsible for the cost of repairs and maintenance from the main lines of the sewer system to the boundary of the street, road, or easement, and from the boundary of the street, road, or easement to the connection on the property. This includes all expenses for the cleaning or clearing of blocked sewer service connections.
- 5.6 No person shall discharge directly or indirectly, deposit or cause, or permit the discharge or deposit of any matter into the Town's sanitary sewer system in circumstances where:
- (a) To do so may cause or result in:
    - (i) A hazard to human health or the environment
    - (ii) A health or safety hazard to any workers responsible for operating and maintaining the sanitary sewer system;
    - (iii) Interference with the operation or maintenance of the sanitary sewer system, or which may impair or interfere with any sanitary sewer treatment process;
    - (iv) A hazard to any person, animal, property, or vegetation;
    - (v) Damage to the sewer or wastewater system; or
    - (vi) An obstruction or restriction to the flow in the sewer system; or
  - (b) The sewer or wastewater has two or more separate liquid layers.
  - (c) The sewer or wastewater contains;
    - (i) Asphalt or concrete and cement based products;
    - (ii) Combustible liquids;
    - (iii) Dyes or colouring materials which may or could pass through the wastewater system and discolour to treated wastewater effluent, excepting there out dyes or colouring materials utilized by the Town in maintaining the sewer and wastewater system;
    - (iv) Fuels;
    - (v) Flammable liquid or explosive matter which, by itself or in combination with any other substance, is capable of causing or contributing to an explosion or supporting combustion;
    - (vi) Hazardous substances;
    - (vii) Pesticides;
    - (viii) Solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in a sewer, including but not limited to animal parts or tissues, ashes, bones, cinders, feathers, glass, gravel, metal, mud, manure, plastics, potters clay, rage, rock, sand, shavings, soil, straw, tar, unground garbage, and wood;
    - (ix) Toxic or poisonous substances, not including household chemical bought "over the counter" in quantities discharged to the sewer of one litre or less; or
    - (x) Wastes, including but not limited to agricultural, biomedical, gardening, ignitable, pathological, and reactive.

5.7 Every owner or operator of a restaurant or other commercial, industrial, and institutional premises where food is cooked, processed or prepared, for which the premises are connected directly or indirectly to the Village's sanitary sewer system, shall take all necessary measures, including procuring and utilizing a mandatory grease bin or a grease interceptor, to ensure that oil and grease are prevented from entering the sanitary sewer system in excess of the provisions of this Bylaw.

5.8 Every owner or operator of a vehicle or equipment service station, repair shop, or garage, or of a commercial, industrial, or institutional premises or any other establishment where motor vehicles are repaired, lubricated or maintained and where the sanitary discharge is directly or indirectly connected to the Village's sanitary sewer system shall install an oil and grease interceptor designed to prevent motor oil and lubricating grease from passing to the sanitary sewer system in excess of the limits of this Bylaw.

## 6. PLUMBING

6.1 The Plumbing Regulations shall apply to and govern all plumbing and drainage within the Village.

6.2 Application for a plumbing permit for sanitary sewer service connection and fixtures shall be completed by a plumber or plumbing contractor on a prescribed form supplied by the Health Region.

6.3 The fee for the permit shall be specified in the Plumbing Regulations.

## 7. SERVICE CONNECTIONS

7.1 All buildings or premises constructed, or if any renovations are completed after the passing of this Bylaw, shall be connected to the Village's waterworks and sanitary sewer system, provided there is reasonable access to water and sewer mains.

7.2 Water and sewer connections shall be installed on all properties with a residential, commercial, and residential multi-unit building.

7.3 The Village shall determine the location of the water and sewer connection for the property.

7.4 The Village shall be responsible for ensuring the construction, maintenance, repair, and/or replacement of the water connections from the Village's main line to the boundary of the owner's property.

7.5 The owner of the property shall be responsible for construction, maintenance, repair, and/or replacement of the sewer service connection from the main lines of the sewer system to the boundary of the owner's property, and shall ensure that it meets municipal standards.

7.6 The owner of the property shall be responsible for construction, maintenance, repair, and/or replacement of all sanitary sewer lines within a building and from the building to the sanitary sewer main line, and shall insure that it meets municipal standards.

7.7 Any plumber employed and designated by the owner of the property will be considered as the agent of the said owner while employed in prosecution of the work of introducing the waterworks and sewer service into the property and will not be recognized as in any sense the agent of the Village, nor will the Village or its employees be responsible for the acts of the said plumber.

7.8 The waterworks and sanitary sewer service connection mentioned in Sections 7.5, 7.6 & 7.7 shall be approved and inspected by an Authorized Person of the Village, with the service connection work to be done in accordance with Plumbing Regulations.

7.9 If any owner of a property fails to comply with the requirements of Section 7.5, 7.6, & 7.7, or the Village is not satisfied with the construction, maintenance, repair, or replacement of a service connection by any owner of a property, the Village may order the owner to construct, maintain, repair, or replace the service connection of the waterworks and sanitary sewer in accordance with the instructions of the Village within a specified time.

7.10 If an owner does not comply with any order of the Village that may be made pursuant to Section 7.9 to the satisfaction of the Village within the specified time, or in an emergency, an Authorized Person of the Village may enter any land or building, including the owner's property and buildings, to construct, maintain, repair, or replace the service connection and shall within a reasonable period of time and to the extent reasonable possible, restore any property entered for that purpose to the same condition as existed prior to the Village's entry.

7.11 The costs and expenses incurred by the Village relating to the construction, maintenance, repair, or replacement of the service connection as contemplated by Section 7.8 shall be and are deemed to be amounts owing to the Village by the owner of the property, unless otherwise determined by the Village.

7.12 All domestic water and sewer lines shall meet the requirements of *The Provincial Health Code*.

## 8. ENFORCEMENT

8.1 No person shall:

(a) Fail to comply with an order made by the Village pursuant to this Bylaw:

- (b) Obstruct or interfere with any Authorized Person or any other person acting under the authority of this Bylaw;
- (c) Fail to comply with any other provision of this Bylaw.

8.2 If an Authorized Person has reason to believe that a person is contravening any provision of this Bylaw, the Authorized Person may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention in accordance with Section 364 of *The Municipalities Act*.

8.3 Notwithstanding any penalties or payments imposed upon a person pursuant to the provisions of this Bylaw:

- (a) Where a contravention of any provision of this Bylaw shall be of a continuing or ongoing nature, the Village may terminate the water and/or sewer service from the property after providing reasonable notice to the owner or occupant of the property.
- (b) Where any expenses and costs incurred by the Village in remedying a contravention of the Bylaw shall be and are deemed amounts owing to the Village by the owner of the property, unless otherwise determined by the Village. Such expenses and costs may be recovered from the owner of the property by the Village by any of the following:
  - (i) Adding the amount to the tax roll of the property on which the work is done in accordance with Section 369 of *The Municipalities Act*;
  - (ii) A civil action for debt in a court of competent jurisdiction in accordance with Section 368 of *The Municipalities Act*; and/or
  - (iii) Any other means or methods authorized pursuant to *The Municipalities Act* or any other legislation.

8.4 A person who contravenes any provision of this Bylaw or neglects or refuses to comply therewith shall be guilty of an offence and liable upon summary conviction to a fine described in the Village's General Penalty Bylaw of not more than \$10,000.00.

## 9. SEVERABILITY

9.1 A decision of the court that one or more of the provisions of this Bylaw are invalid in whole or in part, does not affect the validity, effectiveness, or enforceability of the other provisions or parts thereof with respect to this Bylaw.

## 10. REPEAL OF BYLAWS

10.1 Bylaw No. 17 being a Bylaw to Regulate Plumbing and Drainage of Premises and the Disposal of Sewage Within the Village is hereby repealed.

10.2 Bylaw No. 2020-04 being a Bylaw of the Village of Chaplin to Regulate and Control the Use and Consumption of Water from the Municipality's Waterworks System,



and to Control and Regulate the Discharge of Sewage Into the Municipality's Sewage System is hereby repealed.

## 11. COMING INTO FORCE

11.1 This Bylaw shall come into force and take effect of the final date of passing by Council.

---

Mayor

---

Administrator

Seal