

**BYLAW 5-2020
OF THE
TOWN OF VERMILION
IN THE PROVINCE OF ALBERTA**

**BEING A BYLAW OF THE TOWN OF VERMILION TO
REGULATE AND PROVIDE THE SUPPLY AND USE OF
WATER AND THE TREATMENT OF WASTEWATER
UTILITIES OF THE TOWN OF VERMILION**

WHEREAS under the authority of the *Municipal Government Act, RSA 2000, c. M-26*, as amended or repealed and replaced from time to time, Council has the power to enact Bylaws for the purpose of operating a public utility;

WHEREAS under the authority of the *Municipal Government Act, RSA 2000, c. M-26*, as amended or repealed and replaced from time to time, Council has the power to enact for the enforcement of Bylaws;

WHEREAS the Town of Vermilion is committed to offering its services in a manner that does not negatively impact the environment;

WHEREAS it is deemed just and proper to levy rates and charges on all persons to whom such utility services are provided and to set forth the terms and conditions under which such utility services will be provided;

NOW THEREFORE, the Council for the Town of Vermilion, duly assembled hereby enacts as follows:

PART 1: TITLE & DEFINITIONS

BYLAW TITLE

- 1.1 This Bylaw may be cited as the 'Water and Wastewater Utilities Management Bylaw' of the Town of Vermilion. Where the terms of this Bylaw conflict with the provisions of any other Bylaw of the Town of Vermilion, this Bylaw shall prevail.

DEFINITIONS

- 1.2 The following terms shall have the following meanings in this Bylaw:

"APPLICATION" means the application made by the Owner to the Town of Vermilion for the supply of utility services.

"BYLAW" means this 'Water and Wastewater Utilities Management Bylaw' established by the Municipality.

"CAO" means the Chief Administrative Officer appointed by the Council of the Town of Vermilion, Alberta, or the Director(s) or Department(s) designated by the Chief Administrative Officer.

"CONDOMINIUM" means a residential building containing three or more dwelling units and each dwelling unit has a separate Property Owner.

"COUNCIL" means the Municipal Council of the Town of Vermilion, Alberta.

"CURB STOP" means a valve used to isolate the water supply from the water main to premises for repairs, nonpayment of water bills or water leaks. The curb stop is to be placed within 50cm of the property line unless otherwise approved by the Town.

"FINE" means a charge that can be imposed onto any person or entity that is involved in a contravention of this Bylaw.

"HAZARDOUS WASTE" means the definition as set out from time to time in the *Environmental Protection and Enhancement Act, R.S.A. 2000, c. E-12*, as amended, and the regulations thereunder.



“INDUSTRIAL WASTE” means the liquid waste that is different in composition than domestic wastewater, from industrial manufacturing processes, trades, or businesses.

“INTERCEPTOR” means a receptacle that is installed to prevent oil, grease, sand or other material from entering the Town’s wastewater system.

“MGA” means the *Municipal Government Act RSA 2000, c. M-26*, as amended or repealed and replaced from time to time.

“METER” means the device including attached automated monitoring equipment, used for measuring water consumption to a premises.

“METER VALVE” means the valve within the premises which regulates the flow of water into the premises, installed no more than 30 cm away from the intake of the Meter.

“OBSTRUCTION” means an encroachment, excavation, structure, or other obstacle including but not limited to: trees, shrubs, signage (permanent or non-permanent) that:

- a. interferes with or prevents the operation, maintenance, or use of Town owned equipment; or
- b. interferes with or prevents the proper work operations of Municipal employees or Municipal contractors.

“OWNER” means a person, firm, partnership, corporation, or organization who has a service account with the Town for the supply of utility services, or who is the Property Owner or occupant of any premises connected to or provided with a utility.

“PEACE OFFICER” means a member of the royal Canadian Mounted Police, or a Community Peace Officer appointed by the Municipality (pursuant to the provisions of the *Peace Officer Act R.S.A. 2006 c. P-3.5*, as amended, repealed, and replaced from time to time, and/or appointed by the Municipality, pursuant to the *Municipal Government Act*.

“PREMISES” includes land and buildings.

“PERSON” means any individual, firm, partnership, corporation, or organization.

“PRIVATE PROPERTY” means any property within the Town not owned by or occupied by the Municipality, except as otherwise indicated by express provision of this Bylaw.

“PROHIBITED WASTE” means any prohibited or restricted waste as identified by Alberta Environment and Parks that is not allowed to be put into the wastewater system.

“PROPERTY LINE” means the boundary of a parcel of land described in a certificate of title by reference to a plan filed in a land titles office. For the purposes of the administration of this Bylaw, the location of a property line may be determined by the location of the water service valve (curb stop). However, in the event of any inconsistency between the location of the water service valve and the property line as defined by this Bylaw, the latter shall prevail.

“PROPERTY OWNER” means any person who is registered under the *Land Titles Act R.S.A. 2000, Chapter L-4*, and subsequent amendments, as the Property Owner of the land.

“PROVINCIAL OFFENCES PROCEDURE ACT” means the *Provincial Offences Procedure Act, R.S.A. 2000, c. P-34*, as amended or repealed and replaced from time to time.

“PUBLIC ADDRESS” means communication to the public via local media, Town of Vermilion website, social media, reader boards, letters or temporary subdivision signs.

“RATES” means the levy of charges for the supply of water and wastewater services.

“SERVICE ACCOUNT” means an agreement between the Owner and the Town for the supply of utility services.

“SERVICE CONNECTION” means all that portion of the pipes, or fittings that provide a public utility situated between the public utility main and the property line of the property to which such utility is supplied.

“TENANT” means a person, firm, partnership, corporation, or organization that is permitted by the Property Owner to occupy the premises.

“TERMINATED ACCOUNT” or **“CLOSED ACCOUNT”** means an account to which no further credits and debits can be added. Any non-interest bearing deposits will be used to offset any outstanding balances on these accounts.

“TOWN” means the Town of Vermilion or an authorized Town employee or an agent designated to act on behalf of the Town.

“UTILITIES” and **“UTILITY SERVICES”** means and includes the supply of water and/or the provisions of wastewater collection and treatment.

“VIOLATION TICKET” means a ticket or fine issued pursuant to the *Provincial Offences Procedure Act*, and the regulations there under.

“WATER MAIN” means the pipes and fittings installed by or for the Town and located above, on or underneath a road or easement, for the distribution of water throughout the Town to which water service pipes may be connected.

“WATER SERVICE LINES” means the pipes and fittings installed to distribute water from a municipal water main to the meter valve inside a premises.

“WATER UTILITY” means the distribution system owned and operated by the Town and all accessories and appurtenance thereto.

“WASTEWATER” means any liquid waste from a plumbing system.

“WASTEWATER MAIN” means the pipes and fittings installed by or for the Town and located above, on or underneath a road or easement, for the collection of wastewater and clear water that is not ground water from weeping tiles, or storm water from roof drains.

“WASTEWATER SERVICE LINES” means the pipes and fittings for collecting, pumping, treating, and disposing of wastewater from the premises to the wastewater main.

“WASTEWATER SYSTEM” means all sewers and facilities for collecting, pumping, treating, and disposing of wastewater.

PART II: ADMINISTRATION OF A UTILITY SERVICE

IMPLEMENTATION OF UTILITY SERVICES

- 2.1 As provided under Section 33 of the MGA, the Town shall be the sole provider of utility services within the corporate limits of the Town of Vermilion. At the discretion of the Town, exceptions will be made through express written agreement.
- 2.2 In accordance with sections 36, 37 and 38 of the MGA, whenever necessary, the Town may with reasonable timelines schedule an inspection to enforce any provision of this Bylaw, or whenever there is reasonable cause to believe that there exists a violation of this Bylaw within any premises within the Town. Any authorized employee or agent of the Town may, upon presentation of proper identification, enter such building or premises at all reasonable times to inspect

the same or to perform any duty imposed upon such employee by this Bylaw; in accordance with applicable laws. In the event the Owner refuses entry, the authorized employee or agent is empowered to seek assistance from any court of competent jurisdiction in obtaining such entry.

- 2.3 The Town shall not be liable for any loss, injury, damage, expense, charge, costs or liability of any kind, whether of direct, indirect, special or consequential nature, arising out of or in any way connected with:
- a. any failure, defect, fluctuation, reduction or interruptions in the provision of utility services by the Town to the Owners, howsoever caused; or
 - b. the interference or cessation of utility services in connection with the repair or maintenance of the utility services systems, which include but are not limited to the wastewater system and water utility; or
 - c. the break or failure of any portion of the utility service systems, which include but are not limited to the wastewater system and water utility; or
 - d. generally any accident or incident due to the provision of utility services or operation of the utility systems, which include but are not limited to the wastewater system and water utility.

unless such costs or damages have been shown to be directly due to the willful act of the Town or its employee or agent in relation to the provision of utility services to an Owner. All limitations, protections and exclusions of liability contained in any provincial or federal legislation shall be applicable to and shall benefit the Town in respect of any action brought or contemplated in respect of the provision of utility services.

ACTIVATION OF UTILITY SERVICES

- 2.4 The Town may refuse to supply utilities to:
- a. an Owner who has an outstanding utility account balance with the Town; or
 - b. an Owner who has had utility services disconnected or terminated for non-payment three (3) times within a five (5) year period.
- 2.5 The Owner shall be responsible for all utility charges levied against the account. Outstanding balances shall be as per Section 2.11.
- 2.6 For a Property Owner permitting an Owner to occupy a premises, the following additional conditions apply:
- a. The Owner will be required to sign a utility information release form authorizing the Town to release information about utility account payments to the Property Owner at the discretion of the Town; and
 - b. The Property Owner will be responsible for all costs related to the use of utility services between the occupancy of Owners; and
 - c. At the discretion of the Town, as provided for under Section 553 of the MGA, any unpaid costs, charges or expenses may be transferred to the property tax account of the utility services.

UTILITY SERVICE RATES

- 2.7 The utility service rates, charges, levies, and penalties provided under this Bylaw are set out in the Council approved utility rate sheets in accordance with the regulations and standards established in the MGA.
- 2.8 All charges and rates payable under this Bylaw shall be paid to the Town of Vermilion and the collection of all disbursements connected with the operation of the water and wastewater system and supervision of books and accounts shall be under the immediate control and direction of the Director of Finance. The Director of Finance shall be promptly notified of all connections made or permits granted or on any discontinuance of water and wastewater services.

BILLING AND OVERDUE ACCOUNTS

- 2.9 Utility bills shall be issued on a monthly basis. Owners failing to pay the utility bill when due will be subject to a penalty charge as set out in the current year of the utility rate sheet.

- 2.10 The Town shall have the right to disconnect the utility service to any premises with an overdue account. If the premises are occupied by an Owner, a notice shall be given to the Property Owner when utilities have been disconnected.
- 2.11 At the discretion of the Town, as provided for under Section 553 of the MGA, any unpaid costs, charges or expenses may be transferred to the property tax account of the utility service.
- 2.12 Once services have been terminated or disconnected, the outstanding utility account balance, along with a service charge shall be paid prior to the Town re-establishing service to the Owner or Property Owner to which services has been disconnected. At the discretion of the Town, a reasonable payment plan may be accepted.

TERMINATION OF UTILITY SERVICES

- 2.13 To close or terminate utility services, account information should be verified by the account holder. A move-out date, forwarding address and telephone number will be required to close an account. A final reading will be taken and the Owner shall be required to pay the final bill.
- 2.14 The Town may discontinue the supply of all utility services for any of the following reasons:
- a. Non-payment of any utility accounts; or
 - b. Inability of the Town to obtain access of a premises to read, repair, or perform maintenance on any meter; or
 - c. Failure by, or refusal of, an Owner to comply with any provision of this Bylaw; or
 - d. Failure by, or refusal of, an Owner to comply with any provisions of any Provincial Acts, the Building Code, or any regulations thereunder; or
 - e. At the Property Owner's request to have the services disconnected; or
 - f. In any other case provided for in this Bylaw;

and in such event the Town, its officers, employees or agents shall not be liable for any damages of any kind from such discontinuance of service.

- 2.15 The Town is hereby authorized to enter upon and in any premises upon which a curb stop is situated for the purpose of terminating the supply of water to that property.

PART III: SUPPLY OF A WATER UTILITY SERVICE

CONNECTION OF WATER UTILITY SERVICES

- 3.1 Any Property Owner wishing to connect any piping to the Town's water system to obtain a supply of water, shall apply to the Town for approval prior to connection. The application shall include:
- a. Construction drawings identifying the proposed connection, associated piping and installations, and any other information required by the Town; and
 - b. A written statement describing the applicant's proposed use of the property; and
 - c. Payment of any off-site levies or any other outstanding amounts in relation to the property that are owed to the Town.
- 3.2 The expense incidental to the repairing or maintaining of the service line from the water main to the curb stop shall be payable by the Town.
- 3.3 The expense incidental to the laying or connecting of the service line from the water main to the curb stop on an un-serviced lot shall be payable by the Property Owner.
- 3.4 The expense incidental to the disconnecting or removal of the service line from the water main to the curb stop shall be payable by the Property Owner.

- 3.5 The expense incidental to the laying, connecting, disconnecting, repairing, maintaining, and removal of the service line from the curb stop to the premises shall be payable by the Property Owner.
- 3.6 The material used for a service line installed by the Property Owner shall be pre-approved by the Town.
- 3.7 A property shall be considered serviced once a service connection is in place. Any further installations necessitated by demolition, excavation, renovations or other works on the premises shall be paid by the Property Owner.

WATER SUPPLY AND DEMAND MANAGEMENT MEASURES

- 3.8 The Town has the authority to restrict, limit or control water usage at any time it deems necessary to do so. The Town, in imposing such limitations, shall notify affected Owners of the restrictions by public address.
- 3.9 The Town does not guarantee the pressure nor the continuous supply of water and the Town reserves the right at any and all times without notice to change the operating water pressure and to shut off water.
- 3.10 The Town assumes no responsibility for Owners dependant upon a continuous and uninterrupted supply or pressure of water, or having processes or equipment that require particularly clear or pure water. The Owner shall provide such facilities as they consider necessary to ensure a continuous and uninterrupted supply, pressure or quality of water required for this use.
- 3.11 The Town shall not be liable for any loss, injury, damage, expense, charge, costs or liability of any kind, whether of direct, indirect, special or consequential nature, arising out of or in any way connected with:
 - a. a break within the Town's water distribution system; or
 - b. the interference or cessation of water supply including in connection with the repair or maintenance of the Town's water distribution system; or
 - c. the disconnection of the supply of water; or
 - d. water containing sediments, deposits, or other foreign matter.
- 3.12 The Town may, at such times and for such lengths as is considered necessary or advisable, implement a water demand management measure which restricts water usage to any or all parts of the Town.
- 3.13 If water demand management measures are implemented, the Town may notify affected persons of the restrictions by public address.
- 3.14 No person shall contravene the terms or conditions of any water demand management measures, without the Town's express prior written authorization.
- 3.15 The Town may discontinue water supply to any property where contravention of any water demand management measures has occurred. The length of discontinuation of water supply to the premises will be the Town's sole discretion.
- 3.16 No Owner shall waste any water in any way, whether by improper or leaky service pipes, fixtures or taps, by freezing, or by improper or excessive use of water.

METERS

- 3.17 All water supplied by the Town to an Owner shall be measured by a water meter unless otherwise provided for in this Bylaw, and as such all premises shall be furnished with a meter.
- 3.18 Meters shall be supplied and installed by authorized employee or agent of the Town. One (1) curb stop valve, one (1) meter valve, one (1) meter, and one (1) remote reading device shall be installed per property unless otherwise indicated by the Town.

- 3.19 Once installed, meter locations shall not be changed without expressed permission by the Town. The Property Owner is responsible for providing adequate protection of the meter from extreme temperatures, external damages and tampering. Property Owners shall pay to the Town all costs associated with the repair of such meter which shall be recoverable in the same manner as all other costs and charges provided for under this Bylaw.
- 3.20 Any Owner in contravention of section 3.19 of this Bylaw is subject to the fine specified in section 5.5 of this Bylaw.
- 3.21 The meter shall remain the exclusive property of the Town and as such may be removed and/or replaced at any time by authorized employee or agent of the Town.
- 3.22 Condominium developments shall be metered in one of the following manners:
- a. The Condominium Association as the service account Owner with one (1) curb stop valve, one (1) meter valve, one (1) meter, and one (1) remote reading device installed for the entire condominium area; or
 - b. The Condominium Association as the service account Owner with one (1) curb stop valve, and each individual unit containing a one (1) meter valve, one (1) meter, and one (1) remote reading device; or
 - c. Each individual unit Owners as the service account Owners with each unit containing one (1) curb stop valve, one (1) meter valve, one (1) meter, and one (1) remote reading device.
- 3.23 In a condominium development where separate meters are installed to each individual unit, authorized employees or agents of the Town shall be allowed access to the premises and shall be provided clear and free access to the meter valve and meter at all reasonable times for the purposes of any necessary repair, maintenance, or disconnection.
- 3.24 The Owner shall permit the Town to perform meter reading using automated monitoring equipment and ensure that access to the meter is safe, well lit, and free of hazards to the person reading the meter.
- 3.25 The Town shall endeavor to read the meters of all Owners once a month, or at such other intervals as are reasonable and practical under the circumstances. If the Town cannot gain access safely to read the meter as aforesaid, the Town may:
- a. discontinue any or all utility services supplied to the premises until such time as the Town is able to obtain an actual meter reading; and
 - b. estimate the consumption at double the consumption value of the highest read period within the last twenty-four (24) months.
- 3.26 The expense incidental to connecting, disconnecting, repairing or maintaining the meter valve on the intake side of the meter shall be payable by the Town. The meter valve shall be installed within thirty centimeters (30cm) from the meter.
- 3.27 Where the water meter is equipped with a remote read-out unit of any type and a discrepancy occurs between the reading at the register of the water meter itself and the reading on the read-out device, the Town will consider the reading at the meter to be correct, and will adjust and correct the Owner's account accordingly.

VALVES AND HYDRANTS

- 3.28 No persons other than authorized employees or agents of the Town shall open, close, operate or interfere with any curb stop, hydrant or fire plug, or draw water therefrom. Any person found opening, closing, operating, or interfering with a hydrants or curb stops shall be subject to the fine specified in Section 5.5 of this Bylaw.
- 3.29 No person shall in any manner obstruct the free access to any hydrant or valve. No vehicle, building, rubbish, snow, or any other matter, which would cause such obstruction, shall be placed neither within two (2) meters of the hydrant or valve; nor within four (4) meters of the hydrant in a direction parallel with the roadway or vehicle access. A Peace Officer may remove the obstruction.

CROSS CONNECTIONS AND BACKFLOW PREVENTION

- 3.30 No Owner or other person shall install or allow to exist any equipment, appliance or piping configuration that could produce a cross connection without expressed consent from the Town.
- 3.31 The Town may require installation of backflow prevention devices, at the cost of the Owner, in circumstances where there is a danger of contaminants running backwards through the water service into the distribution system. Annual inspections and repair may also be required.

PRIVATE WATER SOURCES

- 3.32 New private water sources within the Town's corporate limits are prohibited.
- 3.33 If at any time a private source of water is found and is not approved, notice to discontinue use will be given by the Town. Should the use of such water continue forty-eight (48) hours after the notice, such source or supply of water will be declared a nuisance and danger to public health and safety, and will be removed, filled up or otherwise abated.
- 3.34 All costs associated with the elimination of the private water source shall be the responsibility of the Owner of the private water source.

BULK WATER STATION

- 3.35 The Town makes water available for sale at the Bulk Water Station. The Town is not obligated to supply water for bulk sale and the supply of water may be interrupted for any reason and the supply of water is not guaranteed.
- 3.36 Any person wishing to use the Town's bulk water station must setup a billing account prior to use.
- 3.37 The Owner shall be responsible for providing their own hose for connection to the bulk water station. The Owner shall ensure the hose is not submersed in the water tank, a gap shall be maintained between the hose and the receiving vessel to prevent back siphoning and cross contamination.
- 3.38 Contamination of station equipment is strictly prohibited. A fine will be imposed on any person responsible for such contamination.

PART IV: SUPPLY OF A WASTEWASTE UTILITY**CONNECTION OF WASTEWATER UTILITY SERVICES**

- 4.1 Any Owner wishing to connect any piping to the Town's wastewater system, shall apply to the Town for approval prior to connection. The application shall include:
- a. construction drawings identifying the proposed connection, associated piping and installations, and any other information required by the Town; and
 - b. a written statement describing the applicant's proposed use of the property; and
 - c. payment of any off-site levies or any other outstanding amounts in relation to the property that are owed to the Town.
- 4.2 The expense incidental to the repairing or maintaining of the service line from the wastewater main to the property line is as per section 4.25.
- 4.3 The expense incidental to the laying or connecting of the service line from the wastewater main to the property line on an un-serviced lot shall be payable by the Property Owner.
- 4.4 The expense incidental to the disconnecting or removal of the service line from the wastewater main to the property line shall be payable by the Property Owner.

- 4.5 The expense incidental to the laying, connecting, disconnecting, repairing, maintaining, and removal of the service line from the property line to the premises shall be payable by the Property Owner.
- 4.6 The material used for a service line installed by the Property Owner shall be pre-approved by the Town.
- 4.7 No person shall:
- a. produce or operate a private wastewater system such as a dump station within the corporate limits of the Town, unless authorized by the Town; or
 - b. tamper in any way with any part of the Town's wastewater system or appurtenance thereof, including manholes and ventilators. This prohibition does not apply to duly authorized employees or agents of the Town; or
 - c. introduce any pipe, tube, trough, or conduit into the wastewater system, except as authorized by the Town; or
 - d. interfere with the free discharge of the wastewater system or any part thereof; or
 - e. remove, regrade, alter or obstruct any drainage swale or ditch whose construction has been approved by the Town; or
 - f. discharge any sanitary waste, industrial waste, or other polluted water to any natural outlet within the Town, or any area within the jurisdiction of the Town, except where suitable pre-treatment has been approved in accordance with subsequent provisions to this Bylaw; or
 - g. construct or maintain any private septic tank, cesspool, or other facility intended or used for the disposal of wastewater, except as permitted by this Bylaw, the *Safety Codes Act, R.S.A. 2000, c. S-1 and Plumbing Code Regulation, A.R. 119/2007*, or the Alberta Health Services Board or an official administrator appointed pursuant to s. 11 of the *Regional Health Authorities Act, R.S.A. 2000, c. R-10*; or
 - h. release or allow the release of any matter containing a hazardous waste into a wastewater system; or
 - i. release or allow the release of prohibited waste, as designated by Alberta Environment and Parks, to the Town wastewater system. A fine will be imposed on any person responsible for releasing or allowing the releasing of a prohibited waste into the wastewater system.

PRIVATE SEWAGE DISPOSAL SYSTEM

- 4.8 Where a municipal wastewater system is not available, the Property Owner of a building shall connect the building sewer to a private wastewater disposal system. This system shall be constructed in accordance to Town's specifications and approval. It will also comply with the provisions of this Bylaw and all applicable provincial legislation and regulations.
- 4.9 Nothing contained in this Bylaw shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.
- 4.10 The Property Owner shall, at no expense to the Town, operate and maintain the private wastewater disposal facilities in a sanitary condition at all times.
- 4.11 At such time a municipal wastewater system becomes available to a property served by a private wastewater disposal system, the Property Owner should apply to the Town and a direct connection to the municipal wastewater system shall be made at the Property Owner's expense. Once the municipal wastewater system becomes available no upgrades shall be allowed on a private wastewater disposal system. Any and all septic tanks, cesspools, or similar private sewage disposal facilities shall be removed and filled with suitable materials at the Property Owner's expense.


BACKWATER VALVE

- 4.12 Every new building constructed shall have a backwater valve or other approved device installed to protect the building from possible sewer back up as per Alberta Plumbing Codes & Standards.

INTERCEPTORS

- 4.13 The Property Owner of any of the following properties shall install, operate, and maintain an interceptor on the property:
- a. Any property in which there is commercial or institutional food preparation; or
 - b. Any commercial laundry or hotel;
 - c. Any petroleum yard, or property in which vehicles or equipment are repaired or washed; or
 - d. Any type of businesses or residential properties where, in the opinion of the Town, an interceptor is necessary for the proper handling of liquids containing grease or solids in excessive amounts, any flammable waste, sand, and other harmful ingredients; or
 - e. Any property for which the Town at its sole discretion deems it reasonable to require an interceptor.
- 4.14 The Property Owner of every interceptor shall be responsible for the operation and maintenance of such appliance. Any Property Owner not operating and maintaining the interceptor that is shown to effect any part of the wastewater system shall be responsible for sole costs of clearing the impacted area, as it may extend into the main wastewater collection system.
- 4.15 Every grease, oil, sand and silt interceptor shall be:
- a. of a design sufficient to perform the service for which it is intended; and
 - b. located such as to be readily and easily accessible for cleaning, maintenance, and inspection.
- 4.16 All Property Owners and operators of any interceptors shall maintain the records of maintenance for the interceptor.
- 4.17 The records of maintenance for the interceptor may be requested by the Town at all reasonable times to confirm compliance with this Bylaw.
- 4.18 Failure to maintain and provide adequate records for the operation and maintenance of any interceptor may result in a fine.

WASTEWATER SYSTEM RELEASES

- 4.19 The wastewater system release guidelines of this Bylaw shall be in accordance with wastewater discharge regulations as established by the Town.
- 4.20 The following may be released into the Town's wastewater system:
- a. Wastewater that does not contain:
 - i. a hazardous waste; or
 - ii. a prohibited waste (as designated by Alberta Environment and Parks); or
 - iii. a restricted waste (as designated by Alberta Environment and Parks).
- 4.21 No person shall release or permit the release of the following into the Town's wastewater system:
- a. Any matter containing a hazardous waste; or
 - b. Any grease or oil; or
 - c. Storm water, including water from drainage of roofs or land and uncontaminated water; or
 - d. Sub surface drainage, including weeping tile drainage, except:
 - i. from buildings constructed prior to 1990;
 - ii. if the connection is approved by the Town; or
 - e. Water that has originated from a source separate from the water distribution system of the Town; or
 - f. Hauled wastewater, except for the volume of wastewater that is generated via a recreational vehicle and released through a properly constructed, and monitored Town approved Sani-Dump; or
 - g. Any substance which matches the characteristics of a prohibited or restricted waste as designated by Alberta Environment and Parks.
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- 4.22 Failure to prevent or control the release of prohibited wastes may result in a fine.
- 4.23 No person shall dilute wastewater so as to avoid the requirements of this Bylaw.
- 4.24 No waste or discharge resulting from any trade, industrial or manufacturing process shall be directly released into the municipal wastewater system without such previous treatment as prescribed by the Town for such case. The Owner shall install and maintain the prescribed treatment works at his sole expense, and to the satisfaction of the Town. Prescribed treatment works are determined on a case by case basis through the development process.

WASTEWATER SYSTEM INVESTIGATIONS AND REPAIRS

- 4.25 If an investigation by the Town determines an obstruction in a service line or a main line is from anything other than grease, ice, or a foreign object that entered the wastewater service line from within the premises, or tree roots on any section of the service line, the following guidelines shall be adhered to:
 - a. Should the cause of the claim be determined to be situated on the portion of the service line from the property line to the wastewater main, the Town shall assume costs incurred by the Owner for the opening of the wastewater line by the plumber and the Town will also assume costs of the service repair.
 - b. Should the cause of the claim be determined to be situated on the portion of the service line from the premises to the property line, the Town shall advise the Owner to obtain the services of a private contractor to repair service if necessary. The costs of any service repair shall be assumed by the Owner.
 - c. Should the problem co-exist on private property and the municipal portion of the line, the Town shall in its sole discretion determine a fair apportionment of the costs of the repair between the Town and the Owner.

PART V: ENFORCEMENT

FINES

- 5.1 A Person or entity that is involved in a contravention of this Bylaw is guilty of an offence and liable upon summary conviction to a fine specified in Section 5.5 of this Bylaw.
- 5.2 Where a Peace Officer believes that a person has contravened any provision of this Bylaw, he/she may commence proceedings by issuing a Violation Ticket in accordance with Part 3 of the *Provincial Offences Procedure Act, R.S.A. 2000, c.P-34*.
- 5.3 A Violation Ticket shall be deemed to be sufficiently served when done so in compliance with the *Provincial Offences Procedure Act, R.S.A. 2000, c.P-34*.
- 5.4 Any person who is issued a Violation Ticket for contravention of this Bylaw shall immediately discontinue the offence to avoid prosecution for a subsequent offence.
- 5.5 The Town may apply the following fines to any Owner in contravention of this Bylaw:

a. Operate or interfere with a valve or hydrant	\$ 500.00
– Subsequent offence	\$1,000.00
b. Contamination of a bulk water station	\$1,000.00
c. Inadequate protection of a Meter	\$ 250.00
– Subsequent offence	\$ 500.00
d. Prohibited waste into the wastewater system	\$ 500.00
– Subsequent offence	\$1,000.00
e. Failure to maintain interceptor	\$ 500.00
– Subsequent offence	\$1,000.00

GENERAL

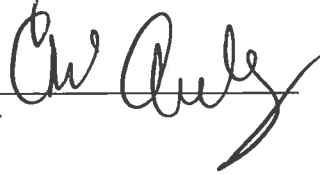
- 5.6 If any section or parts of this bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such section or parts shall be deemed to be severable and all other sections or parts of this bylaw shall be deemed to be separate and independent there from and to be enacted as such.
- 5.7 That this Bylaw shall come into full force and effect upon the final passing thereof.
- 5.8 That Bylaw 2-87, 2-99, 3-51, 7-92, 8-54, 10-38, 10-49, 11-74, 14-93, 19-84, and 9-02 are hereby rescinded.

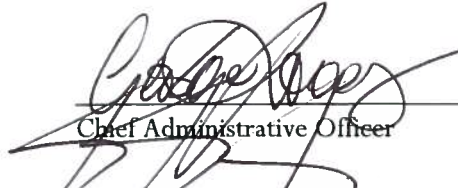
READ A FIRST TIME IN COUNCIL THIS 02 DAY OF JUNE,
A.D. 20 .


 Mayor

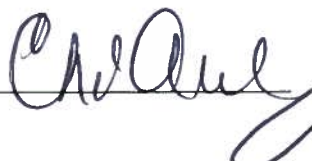

 Chief Administrative Officer

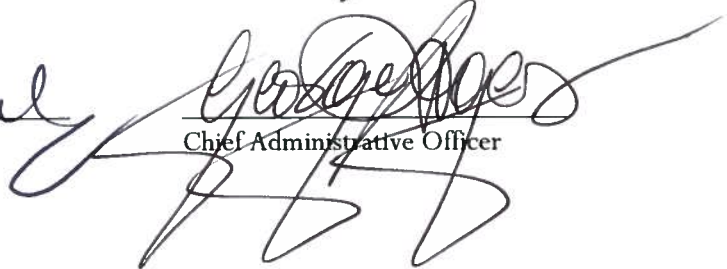
READ A SECOND TIME IN COUNCIL THIS 02 DAY OF JUNE,
A.D. 20 .


 Mayor


 Chief Administrative Officer

READ A THIRD TIME IN COUNCIL THIS 02 DAY OF JUNE,
A.D. 20 .


 Mayor


 Chief Administrative Officer