

**VILLAGE OF STIRLING
IN THE PROVINCE OF ALBERTA
BYLAW # 498-20
UTILITIES BYLAW**

**A BYLAW OF THE VILLAGE OF STIRLING, IN THE PROVINCE OF ALBERTA, FOR THE
PURPOSE TO REGULATE THE USE OF WATER WORKS, WASTEWATER WORKS AND
STORMWATER COLLECTION/MANAGEMENT SYSTEMS IN THE VILLAGE.**

WHEREAS, pursuant to the Municipal Government Act, being Chapter M-26, R.S.A. 2000, as amended from time to time, the Council of a Municipality may pass bylaws for the general maintenance, management or conduct of any public utility;

AND WHEREAS, the Council of the Village of Stirling deems it necessary to provide for the control and management of water works, wastewater works and stormwater collection systems;

NOW THEREFORE, the Council of the Village of Stirling, duly assembled, enacts as follows:

1 SHORT TITLE

This Bylaw may be cited as the "Utilities Bylaw".

2 DEFINITIONS

In this Bylaw and schedules attached hereto, unless the context otherwise requires, the following definitions apply:

- 2.1 "Backflow preventer" also referred to as a cross connection device, means a device that prevents the flow of water or other liquids, mixtures, or substances into the potable water system from any source or sources other than the intended source.
- 2.2 "CAO" means the Chief Administrative Officer of the Village or his designate.
- 2.3 "Connection Fee" means the amount of money required to be paid under and by virtue of this Bylaw by the consumer before the Village supplies access to a Utility Service to the consumer which money is retained by the Village.
- 2.4 "Cleanout" means a pipe fitting that has a removable cap or plug and is so constructed that it will permit access to a sewer pipe for the purposes of cleaning.
- 2.5 "Connection" means a line, or a pipe meant to connect to the Water Main or Sewer Main coming from a dwelling or structure. The connecting line or pipe

remains the sole responsibility of the property owner from the main to the dwelling or structure in perpetuity.

- 2.6 "Council" means the municipal council of the Village of Stirling.
- 2.7 "Curb Stop" means a control valve for the water supply of a building, usually placed between the sidewalk and **curb**; used to shut off the water supply to the building.
- 2.8 "Customer" means any person, corporation or organization who receives Utility Services, and where the context or circumstances require, includes any person who makes or has made an application for a Utility Service account, and also includes any person acting as an agent or representing a Customer.
- 2.9 "Deleterious" mean any substance that, if added to water, would degrade or alter the quality of water so that it is rendered or likely to be rendered harmful to aquatic life, aquatic habitat or other probable water users. Deleterious also includes any water that contains a substance in such quantity or concentration or that has been so treated, processed or changed that it would, if added to water, degrade or alter water so that it is rendered or likely to be rendered harmful to aquatic life, aquatic habitat or other probable water users.
- 2.10 "Dwelling" means one or more rooms usable as a residence operated as a single unit and having its own sleeping, cooking and toilet facilities.
- 2.11 "Facilities" means all infrastructure forming part of a Utility Service including mains, lines, pipes, service connection points, pump stations, hydrants, valves and meters.
- 2.12 "Meters" means all equipment and instruments supplied and used by the Village or authorized for use by the Village to calculate the amount of water consumed on the premises on the premises where such meters are situated.
- 2.13 "Multi-Family" means a building containing two or more dwellings.
- 2.14 "Occupant" or "Tenant" means the person that leases or occupies a property to which Utility Services are provided.
- 2.15 "Person" means a partnership, firm, body corporate, heirs, executors, administrators, agents, or other legal representatives of a person to whom the context can apply according to law.
- 2.16 "Private Service or Private Service Pipe" means a portion of a pipe used or intended to be used for the supply of water, which extends from the water main to the structure or dwelling.

- 2.17 "Property":
- A. in the case of land, means a parcel of land includes premises located upon the land where the context requires; or
 - B. in other cases, means personal property.
- 2.18 "Property Owner" means the person who is registered under the Land Titles Act, as the owner of the fee simple estate in the land to which Utility Services are provided.
- 2.19 "Remote Reading Device" means a device which is connected to a water meter by the Village and provides a duplicate reading of the water consumed, which may be monitored from the exterior of a building.
- 2.20 RWSC or Ridge Water Services Commission
- 2.21 "Service Valve" means the valve on a Village Service pipe.
- 2.22 "Sewer Main" means those pipes installed by the Village or the developer for the Village in streets for the conveyance of sewage throughout the Village from which service pipes may be connected.
- 2.23 "Sewer Utility" means the system of sanitary sewer works owned and operated by the Village and all accessories and appurtenances thereof.
- 2.24 "Shut-Off" means an interruption in or discontinuation of the supply of water.
- 2.25 "Spill" means a direct or indirect discharge into the Wastewater or Storm Water sewer or the natural environment which is abnormal in quantity or quality in light of all the circumstances of the discharge.
- 2.26 "Storm Water" means the water running off the surfaces of a drainage area during and immediately after a period of rain or snow melt.
- 2.27 "Street or Streets" shall include all highways, roads, lanes, alleys, avenues, easements, thoroughfares, utility lots, drives, bridges and ways of public nature, sidewalks, boulevards, parks, public square and other public places unless the contrary is expressed or unless such construction would be consistent with the context of this bylaw.
- 2.28 "Subsurface water" means groundwater including foundation drain water.
- 2.29 "Village" means the municipal corporation of the Village of Stirling, in the Province of Alberta, or the area within the Village of Stirling's corporate limits, as the context requires.

2.30 "Utility or Utility Service" means, as the context may require, the Water Utility, Wastewater Utility, Storm Water Utility and Waste Management Utility.

2.31 "Wastewater" means the composite of water and water-carried wastes from residential, commercial, and industrial or institutional premises or any other source.

2.32 "Water main" means those pipes installed by the Village or the developer for the Village in streets for the conveyance of water throughout the Village from which the service pipes may be connected.

3 DELEGATION

3.1 Council hereby delegates to the CAO all those powers stipulated by this Bylaw to be exercised by the Village and all necessary authority to carry out those powers, except those powers which are reserved exclusively for Council under the Municipal Government Act, or reserved for other persons pursuant to the provisions of this Bylaw. The CAO may delegate any powers, duties or functions granted under this Bylaw to another employee of the Village.

4 FACILITIES AND EQUIPMENT

4.1 All meters and metering equipment shall be supplied, owned, and maintained by the Village unless otherwise provided in this Bylaw.

4.2 Notwithstanding the payment by a customer of any costs incurred by the Village, the Village shall retain full title to all lines, equipment and apparatus on its side of the point of delivery, and to all meters and metering equipment provided by it.

5 VILLAGE RESPONSIBILITY AND LIABILITY

5.1 The Village does not guarantee the continuous uninterrupted supply of any utility service but reserves the right to suspend the supply of a utility service at any time without notice when required in the maintenance or operation of such services.

5.2 The Village and its officers, employees and agents shall not be liable for damages of any kind due to or arising out of:

- a) a failure to provide a Utility Service;
- b) the interruption of a services due to maintenance or operational requirements or due to reasons beyond the Village's control;
- c) the disconnection or removal of a Utility Service in accordance with this Bylaw;
- d) the change in water pressure or shutting off of water;

e) the quality of water containing sediments, deposits, or other foreign matter.

5.3 Consumers depending on a continuous and uninterrupted supply or pressure of water or having processes or equipment that require specific water quality parameters shall provide such facilities as they consider necessary to ensure continuous and uninterrupted supply and to the quality or pressure specifications for their specific use.

6 APPLICATION FOR SERVICE

6.1 A person requesting a Utility Service shall apply to the Village for a Utility Service Account by completing an application form and providing such information as the Village may require, including credit references, confirmation of the identity and legal authority of the applicant, and information respecting load and the manner in which the services will be utilized.

6.2 Any person who desires a new meter or service connection from the Village shall appear in writing in person to the Village on the form supplied by the village for that purpose, and shall pay the amount specified in the rate schedule forming part hereof. Such application shall be made not less than 48 hours prior to requiring the service except that it shall coincide with the normal business hours of the Village.

6.3 The Customer shall pay an application fee as set forth in the Fees and Charges Bylaw then in effect.

6.4 No new Utility Account will be opened for anyone who is already indebted to the Village for Utility Services, unless satisfactory arrangements for payment of the outstanding amount have been made.

6.5 The Village may establish procedures for the creation of a contract for Utility Services by telephone, fax, internet, or other electronic means, or may require the applicant to sign a contract for service.

6.6 The Utility Service account shall be set up:

a) in the name of the Property Owner; or

b) properties that have Tenants/Owners will be registered in both the Owners and Tenants name. Any unpaid Tenant accounts are the responsibility of the landowner. All the Persons named as Tenants in the Landlord Tenant agreement or any other rental agreement shall be jointly and severally liable for the Utility account, regardless of which Tenants name the

account is opened in. At the discretion of the Village, a copy of the rental agreement may be required with the application for service; or

- c) property owners may not request for water shut off to the tenancy unless for maintenance purposes.
- d) In the name of the general contractor in the case of a new building under construction, where the Utilities are requested by the general contractor;
- e) Notwithstanding subsection (3) the Village may waive the application fee in the case of a mortgage lender which acquires title to a property as part of the process of foreclosure.

6.7 The establishment of a Utility service account creates an agreement between the Customer and the Village, of which the provisions of the application form and the terms of this Bylaw shall form a part.

6.8 Where services are being provided and no application had been made, the Owner is deemed to be the customer and utility billings shall be addressed accordingly.

7 CONDITIONS OF SERVICE

7.1 Upon receipt of all required information and fees, verification of the Customer's identity and the accuracy of the information, the Village will supply Utility Services to the Customer, the type and character of the connections it is prepared to approve for the Customer, and any conditions (including limitation, payments by the Customer) that must be condition of the supply of the Utility Services.

7.2 The Village is not obliged to supply the Utility Services until the customer has provided the Village with access to the premises to which the Utilities are to be provided, to enable the Village to inspect the physical connections for such Utility and to obtain the initial meter reading for each meters Utility Service.

8 SERVICE CHARGE

8.1 When a Customer requests that the Village attend at the property to which the Utility Service is being supplied with respect to any matter relating to the supply of Utility Services or the servicing of the same, and if for any reason whatsoever the Village is unable to enter the said premises or if the call is for failure of service not attributable to the Village, the Customer shall pay a service charge fee as set forth in Schedule B.

9 AFTER HOURS

9.1 The Customer shall pay the applicable after-hours fee as set forth in Schedule A for service calls after 4:30 p.m. or before 8:00 a.m. Monday through Friday, or on a Saturday, Sunday or a statutory or civic holiday. The after-hours fee shall also apply if a meter is required to be installed or connected or should a Utility Service be required to be disconnected or reconnected during such times.

10 REQUESTED WATER TURN OFF AND/OR ON

10.1 If a consumer requires the supply of water to be shut off for his own purposes, they shall pay therefore the amount specified in the said rate schedule. Fixed monthly rates will apply.

11 UTILITY SHARES AND PAYMENT OF UTILITY ACCOUNTS

11.1 The rates and charges for the Utility Services shall be those set out in the Schedules to this Bylaw or as otherwise established by resolution of council from time to time.

11.2 All rates and charges shall be paid to the Village within the time prescribed by this Bylaw.

11.3 The whole amount owing in a Utility account is due and payable on the due date stated on the Utility bill and the account will be deemed to be in arrears if payment is not made on or before the due date.

11.4 Any charge on a Customer's account remaining unpaid after the due date will be in arrears and constitute a debt owing the Village recoverable by any or all of the following methods:

- a) The Village may discontinue the supply of all or any Utility Services;
- b) The Village may terminate the Customer's account;
- c) The Village may add the outstanding account balance to the tax roll of any Owner of a Property.
- d) By action in any Court of competent jurisdiction; or
- e) By distress and the sale of the goods and chattels of the Customer wherever they may be found in the Village.

12 BILLING ERRORS

12.1 Where a customer has been charged less or more than they should have been charged for Utility services provided, the Village will review the account and make corrections for the billing errors for up to a maximum of 12 months prior to

the date the error is discovered. Corrections will not be made for billing errors in respect of Utility Services provided more than one year prior to the date the error is discovered.

13 LATE PAYMENT PENALTY

- 13.1 When the Customer pays the Utility account after the due date stated in the account (or after such other due date as may be approved by the Village) whether the payment is made at a financial institution or directly to the Village, the Customer shall pay a penalty on the overdue balances as set forth in the Fees and Charges Bylaw then in effect.

14 NOVELTY PAYMENT METHODS

- 14.1 The Village may refuse to accept a payment by way of a cheque drawn on a form other than a blank cheque form (a Novelty Cheque), but where the Village does so, the Customer shall be liable for and pay to the Village all charges and costs incurred to process the Novelty Cheque. the Village will follow the Bank of Canada rules and regulations of currency acceptance limitation in respect of payment of cash.

15 INTERIM UTILITY BILL

- 15.1 Where the Village has not measured the amount of a metered Utility Services, it may issue an interim Utility bill based on estimated consumption and shall credit utility accounts for all payments made by a Customer against such Interim bill.
- 15.2 Where any service rate or charge is designated by reference to a time certain the charge for a lesser period of time shall be calculated on a proportionate basis.

16 ENFORCEMENT

- 16.1 The Village is authorized to collect all accounts owing to the Village under this bylaw and may take any of the measures a municipality is authorized to take under the *Municipal Government Act, RSA 2000, Chapter M-26*, as may be amended from time to time.

17 APPEALS

- 17.1 A Customer who uses, receives, or pays for Utility Services may appeal a service charge, rate, or toll charged under the Bylaw on the grounds that such a service charge, rate, or toll does not conform to the public Utility rate structure, has been improperly imposed, or is discriminatory, first to Council, then to the Provincial Ombudsman.

18 REASONABLE NOTICE

18.1 The Village shall provide written notice to a Customer of any breach of the Bylaw which may result in the Village discontinuing Utility Services. Such notice shall be delivered at least 10 days prior to discontinuance of Utility Services and shall be sent to the Customer as follows:

- a) In the case of a Customer who is known to be a Tenant at the premises, the notice shall be sent to the address of the premises and the property owner; and
- b) In the case of a Customer who own the property, the notice shall be sent to the address of the premises and the address provided in the application for service, if different.

19 TERMINATION OF ACCOUNT BY CUSTOMER

19.1 A Customer is responsible for all charges accruing to the Customer's account until such time as the account is closed.

19.2 When a Customer gives notice to the Village that the Customer's account is to be closed, the Village shall obtain a final reading of any meter as soon as reasonably practical. The Customer shall be liable for and pay for all service supplied prior to such reading. The Village may base the final charge for service on an estimated meter reading which will be prorated from the time of an actual meter reading.

20 TERMINATION BY THE VILLAGE UPON NOTICE

20.1 The Village may discontinue the supply of any Utility Service for any of the following reasons, after notice has been given pursuant to Section 24:

- a) Non-payment of any Utility accounts;
- b) Inability of the Village to obtain access to premises to read, service or inspect any meter;
- c) Failure or refusal of a customer to comply with any provision of the Bylaw;
- d) Failure of refusal of a Customer to comply with the provisions of any statute or regulation, including the Alberta Building Code; or

e) in any other case provided for in this Bylaw.

21 TERMINATION WITHOUT NOTICE

21.1 The Village may discontinue the supply of a Utility Service without prior notice in the event of any threatened or actual danger to life or property, or in any other similar circumstances that the Village determines, in its sole discretion, acting reasonably, requires such action.

21.2 The Village may discontinue the supply of the Water Utility Service without prior notice for any of the following reasons:

- a) if the Customer has caused, permitted or allowed any piping, fixture, fitting, container or other appliance to be, or remain connected to the water supply system which allows or has the potential to allow water deleterious liquid or other substance to enter the Water Utility; or
- b) failure by a customer to repair or replace a Backflow Preventer within ninety-six (96) hours of being so directed by the Village;
- c) in the event of an emergency or water shortage as the Village deems necessary; or
- d) in any other case provided for in this Bylaw.

22 REQUIREMENTS FOR ACCOUNT

22.1 When the premises to which Utility Services is provided become vacant and no new application for service has been made, the Village may terminate the contract and:

- a) disconnect the Utility Services; or
- b) in lieu of disconnecting the service, open a new utility account in the name of the owner and charge the fee set forth in the Fees and Charges then in effect, to open the account as well as the other ongoing charges under the Fees and Charges Bylaw.

23 AUTHORIZATION TO ENTER PREMISES

23.1 In Accordance with the Municipal Government Act, the Village may, after giving reasonable notice to the Property Owner or occupier of the Property, enter any Property upon which a meter or shut-off valve is situated for the purpose of

providing, maintaining or terminating the supply of a Utility Service to that Property.

- 23.2 The Customer and the Property Owner are responsible to provide the Village reasonable access to the meter, shut-off valve and other Village infrastructure for the purpose of providing, maintaining, or terminating the supply of a Utility Service.
- 23.3 The Village may remove obstructions that are interfering with the performance of providing, maintaining, or terminating the supply of a Utility Service and may charge the customer or the Property owner costs associated with such removal. The Village will use reasonable care to avoid damaging the obstruction during removal.
- 23.4 If the Village cannot access the meter or shut off the valve for any reason, the Village may charge a new access fee to the Customer or Property Owner as set forth in the Fees and Charges Bylaw then in effect.

24 SERVICE REMOVAL AND BUILDING DEMOLITION

- 24.1 No Person shall cause, permit, or allow a building to be demolished or removed until Utility Services to the Property are removed and any fee or such removal has been paid. Notwithstanding the foregoing, the Village may, in circumstances which the Village consider appropriate, permit the service to remain connected to the Utility Service line or main.
- 24.2 Utility charges will continue in accordance with the rates identified in the bylaw until all occupiable building located on the property have been demolished.

25 CONNECTION TO UTILITY SERVICE

- 25.1 Within one year after a Utility Service becomes available, the owner of every building situated on and abutting on any street in which there is a Water Main or Wastewater Sewer, shall at the owner's expense connect such building to the water system and install sanitation facilities, where available, and connect the building to the Wastewater Sewer systems in accordance with the requirements and standards set out in the Alberta Building Code and elsewhere in this Bylaw.
- 25.2 The Property Owner shall provide the Village with a completed application in the form approved by the Village for a permit to make such connection. The application shall include any plans, or specifications as may be required by the Villages Engineering Representative, or other information required by the Village.
- 25.3 Notwithstanding subsection (1), the Village shall have the discretion to extend the period of time within which the connection to the Water Main, or Wastewater sewer must be made for such period of time as the Village considers is

reasonable and subject to review every 5 years or less, provided that such extension of time is consistent with town policies and Council direction, and also provided that the failure to connect:

- a) will not jeopardize the health or safety of the Occupants of the building or of other Village Residents;
- b) will not adversely affect the integrity or operation of those utilities;
and
- c) will not present an undue risk of damages to Property or the environment.

25.4 At such times as the Property Owner connects to a Utility Service, the Property Owner shall also open a Utility account and make a payment of all application fees and deposits that may be required under this bylaw.

25.5 No Person may connect to a Utility Service until such time as a payment has been made to the Village by the Property Owner or prior owner in respect of the cost of construction of the utility Service (including carrying charges) so serve the land owned or occupied by that Person or until such Person has made other arrangements satisfactory to the Village to pay the Person's proportionate share of these costs.

25.6 No Person shall uncover, make any connections with or opening into, use alter, or disturb any Water Mains, Village Service Connections, Wastewater Sewer, Storm Water Sewer, or appurtenances thereof unless authorized by the Village.

25.7 All Private Service Connections, Wastewater Sewers, and Storm Water infrastructure and Facilities on Private Property shall be constructed and maintained by the owner's forces at his expense in accordance with the requirements of this Bylaw and the Alberta Building Code.

25.8 Curb stops installation shall be constructed at the cost of the Customer making the Private Service Connection. All curb stops installed shall be done by the Village of Stirling Operations Department, or by a third party contractor who is assigned by the Village to install the curb stop meeting the Village specifications.

26 ABANDONED BUILDING SEWER CONNECTIONS

26.1 When any Wastewater or Storm Water Private Sewer Connection is abandoned, the Property Owner shall effectively block up the connection at a suitable location within their Property to prevent Wastewater or Storm Water from backing up into the soil or from dirt being washed into the Villages Sewer Connection.

27 SAMPLING AND MONITORING

- 27.1 Where sampling is required for the purposes of determining the concentration of constituents in the sample may:
- a) be collected manually or by using an automatic sampling device; and
 - b) contain additives for its preservation
- 27.2 Any single Grab Sample may be used to determine compliance with any provision of the Bylaw.
- 27.3 All tests, measurements, analysis and examinations of Wastewater or Storm Water characteristics or contents pursuant to this Bylaw shall be carried out in accordance with Standard Methods and be performed by a laboratory accredited for analysis of the particular substance(s) using a method which is within the laboratory's scope of accreditation or the satisfaction of Inspector as agreed in writing prior to sample analysis.

28 SPILLS

- 28.1 In the event of a spill on the ground or to a Wastewater and/or Storm Water Sewers, the Person responsible for the spill or the Person in charge, management and control of the spill shall immediately notify and provide any requested information with regard to the Spill to:
- a) 911 emergency if there is any immediate danger to human health and/or safety; or
 - b) if there is no immediate danger:
 - i. Municipality
 - ii. Alberta Environment

29 POWER AND AUTHORITY OF INSPECTORS

- 29.1 An inspector or other designated officer of the Village may in accordance with this Bylaw and the Municipal Government Act:
- a) enter upon all properties for the purpose of inspection, observation, measurement sampling and testing in accordance with the provisions of this Bylaw.
 - b) take samples of Wastewater, Storm Water clear-water Waste and Surface Water being released from the premises or flowing within a private drainage system;

- c) perform on-site testing of the Wastewater, Storm Water, clear-water Waste and Subsurface Water within or being released from private drainage systems, Pre-treatment Facilities and Storm Water management Facilities;
- d) make inspections of the types and quantities of chemicals being handled or used on the premises in relation to possible release to a drainage system or watercourse
- e) require information from any Person, inspect and copy documents or remove documents from premises to make copies, concerning any potential violation of the Bylaw.
- f) Inspect chemical storage areas and Spill containment Facilities and request Safety Data Sheets (SDS) for materials stored or used on site
- g) Inspect the premises where a release of prohibited or restricted Wastes or of water containing prohibited or restricted Wastes has been made or is suspected of having been made, and to sample any of all matter that in their opinion could have been part of the release.

29.2 Where an inspection discloses any failure, omission, or neglect respecting any Utility Service upon the Customer's premises, or discloses any defect in the location, construction, design or maintenance of any facility or any connection there from to the Utility Service, the Person making such inspection shall, in writing, notify the Customer, Property Owner, proprietor or occupier to rectify the cause of the complaint within a reasonable time as determined by the Village. Such notified Person shall within the time limit rectify such cause of complaint stated in the notice.

29.3 No Person shall hinder or prevent the Inspector or designated officer of the Village from carrying out any of their powers or duties.

29.4 The Village may serve any Person who is in violation of any provision of this Bylaw with written notice stating the nature of the violation and requiring the satisfactory correction thereof within 48 hours, or within such additional time as required by this Bylaw or as determined by the Village. Such Person shall, within the time stated in such notice, permanently cease all violations.

PART 3 - WATER UTILITY

30 WATER SERVICE BILLING RATES

- 30.1 A Water Utility Customer shall pay the amounts specified in this Bylaw, and in the Fees and Charges Bylaw then in effect for all water supplied and Water Utility Services provided
- 30.2 The Village shall determine which rate in the Fees and Charges Bylaw then in effect shall apply to any particular Customer.
- 30.3 Where a Remote Reading Device is installed in addition to the water meter, the water meter shall be used to determine the official reading.

31 CONNECTION TO TOWN WATER SUPPLY

- 31.1 The Village does not guarantee the pressure, nor the continuous supply of water and the Village reserves the right at any and all times without notice to change operating water pressures and to shut off water. The Village and its officers, employees and agents shall not be liable for any damages of any kind due to changes in water pressure, the shutting off of water, or by reason of the water containing sediments, deposits or other foreign matter.
- 31.2 Customers depending upon a continuous and uninterrupted supply or pressure of water or having processes or equipment that require particularly clear or pure water shall provide such Facilities as they consider necessary to ensure a constant and uninterrupted supply or pressure or quality of water required for their use.

32 INSPECTION OF PREMISES

- 32.1 The Village may inspect the premises of a Customer who applies to the Village for the supply of water in order to determine if it is advisable to supply water to such Customer.
- 32.2 The Village may, with no permission of the Customer, inspect the premises of the Customer in order to do any tests on water piping or fixtures belonging to such customer so as to determine if this Bylaw is being complied with and in the event that such Customer fails or refuses to give such permission, the supply of water to that Customer may be shut off.

33 WATER USE RESTRICTIONS

- 33.1 The Village may, at such times and for such lengths of time as the Village considers necessary or advisable, regulate restrict or prohibit the use of water for use other than human consumption. The Village may cause the water supply to any customer who causes permits or allows irrigation, wastage, exterior washing, or other non-human consumption in contravention of any such regulation, restriction or prohibition to be shut off until such Customer complies with all of the provisions of this Bylaw.

33.2 No Customer shall operate, use, interfere with, obstruct or impede access to the Water utility Service or any portion thereof in any manner not expressly permitted by this Bylaw, in default of which the Village may cause the water being supplied to such Customer complies with all of the provisions of this Bylaw.

34 WASTAGE

34.1 No Customer shall cause, permit, or allow the discharge of water so that it runs waste or useless, whether by reason of leakage from Private Service Connection, a faulty plumbing system or otherwise,

34.2 Notwithstanding the foregoing, the Village may under such condition as the Village may consider reasonable allow water discharge for the purposes of:

- a) The installation and maintenance if infrastructure, including the flushing of Water Mains, hydrant leads and Village service connections to prevent stagnation and/or to remove deleterious materials;
- b) Preventing the freezing of Water Mains, hydrants leads, irrigation systems and services connections;
- c) Conducting water flow tests;
- d) Firefighting and associated training programs; or
- e) Other purposes deemed necessary by the Village.

35 UNAUTHORIZED USE OF WATER

35.1 No Customer shall:

- a) sell water supplied hereunder;
- b) use or apply any water to the use or benefit of others or to another than the Customer's own use and benefit;
- c) increase the usage of water beyond that agreed upon with the Village or;
- d) extract or remove any water from any hydrant within the Village; without first obtaining written permission from the Village and subject to such reasonable conditions as the Village may impose with respect to the quantity, price and times of withdrawal of the water so used.

35.2 If the Village finds an unauthorized use of water including use resulting from any tampering with a meter or other Facilities, the Village may make such changes in

its meters or other Facilities, or take such other corrective action, as it may be appropriate to ensure the unauthorized use. The Customer shall pay all costs of such action necessary to remedy any violation of the law caused by the Customer.

- 35.3 Upon finding an unauthorized use of water, the Village may disconnect the service connection immediately, without notice, and shall charge the Customer all costs incurred in correcting the condition in addition to any other rights and remedies which may be available to the Village.

36 INVESTIGATION INTO WATER SUPPLY SERVICE FAILURE

- 36.1 Any Customer that notifies the Village of a failure or interruption of water supply, the investigation of which necessitates the excavating of a street shall, prior to the excavating, sign a work order, agreeing to pay such costs, at the discretion of the Village.
- 36.2 If such failure or interruption was caused by the Village Service Connection the Customer shall not be liable for such costs.
- 36.3 If such failure or interruption was caused by the Private Service, the actual cost of such work shall be paid by the Customer.

37 PRESSURE SURGES

- 37.1 No Customer shall cause, permit or allow any apparatus fitting or fixture to be or remain connected to the Customer's water supply or to be operated Which causes pressure surges or other disturbances which may in the opinion of the Village, result in damage to other Customers or to the Water Utility Service.

38 CONTAMINATION

- 38.1 No Customer shall cause, permit or allow to be or remain connected to the Customer's water supply system any piping, fixture, fitting, container or other appliance which may cause water from a source other than the Water Utility Service or any liquid or substance to enter the Water Utility Service. The Village may cause the water supply to any Customer contravening the provisions of this section to be shut off provided that the Village shall, if the Village considers it practicable to do so, give notice to such Customer prior to such water supply being shut off. The water supply to such Customer shall not be restored until such Customer has paid to the Village all costs associated with the shutting off of the water supply, the cleanup of contamination and the remedying of the Customer's default under this section.

39 MEASUREMENT BY METER

- 39.1 All water supplied by the Village to a Customer shall be measured by a meter unless otherwise provided for this Bylaw.
- 39.2 All water supplied by the Village through a private service shall be measured by a meter unless otherwise provided under this Bylaw (or unless a special agreement is entered into between the Village and consumer). Except as herein provided, all meters shall be supplied, owned, and maintained by the Village (unless a special agreement is entered into between the Village and consumer).

40 METER INSTALLATION AND MAINTENANCE

- 40.1 Customers who require the installation of more than one meter shall pay a fee as set forth in Schedule A for each additional meter.
- 40.2 The Village may change a Customer's meter with notice given

41 INTSALLATION RESPONSIBILITY

- 41.1 All water meters shall be provided to the customer by the Village. The water meter cost shall be based on the fee assigned in the fee schedule of the Fees and Rates Bylaw as amended from time to time. Water meter installation shall be the responsibility of the Customer and the water meter must be installed by a licensed plumber.
- 41.2 The Customer shall provide for the installation of a water meter to the satisfaction of the Village and when required shall install a properly valved bypass.
- 41.3 Meters and shut off valves must be installed in an area readily accessible for meter reading inspection repair and removal, and their location shall be subject to the approval of the Village. All meters shall be located on the consumer's side of the approved shut off valve.
- 41.4 The Customer shall ensure that employees or agents of the Village have clear access to meter areas and water meters for meter testing and reading purposes.
- 41.5 Unless the Village otherwise approves, the Village shall not be obligated to supply more than one water meter for any one building. If additional water meters are approved, a separate curb stop will be required for each water meter
- 41.6 A separate water meter shall be installed for each of the dwelling units contained within a multi-residential building and a separate curb stop will be required for each water meter.
- 41.7 Any Customer whose water is not metered, or whose meter is not positioned to the satisfaction of the Village, shall make the proper provision for a meter to be

installed or the meter to be moved as the case may be, all costs of which shall be paid by the Customer.

42 METER CHAMBER

42.1 When in the opinion of the Village, the premises to be supplied with water are too far from the Village Service Connection to conveniently install a meter in the premises, or the Customer shall, at the Customer's sole cost, construct and maintain a container for a meter and such container shall in all respects including location, construction size, access and otherwise howsoever be satisfactory to the Village.

43 METER SIZE

43.1 The size of the meters shall be determined as follows:

- a. if the Internal diameter of the Private Service is 25 millimeters or less, a 16-millimeter meter shall be used; or
- b. if the internal diameter of the Private Service exceeds 25 millimeters, the size of the meter shall be one size smaller than the size of the Private service

44 BYPASSES

44.1 Any Customer having a water meter 50 millimeters in size or larger shall at the Customer's own expense construct and maintain a properly valved bypass satisfactory to the Village which bypass shall be sealed by the Village and shall be opened by the Customer only in case of emergency. The Customer shall notify the Village within 24 hours after the seal on the bypass is broken, failing which the Village may cause the seal on the bypass to be broken, failing which the Village may cause the water supply to such Customer to be shut off until satisfactory arrangements have been made for the calculation of and payment for water supplied and not recorded on the meter.

45 METER VALVING

45.1 Any Customer having a meter smaller than 50 millimeters in size shall, at the Customer's sole cost and expense, supply and maintain valves on both sides of and within 300 millimeters of the meter.

46 PROTECTION OF METER

46.1 The Customer shall provide adequate protection for the meter supplied by the Village and any associated valves or pipes against freezing, heat or any other internal or external damage of any kind which may affect the operation of the

water meter or meters, failing which the Customer shall pay to the Village all costs associated with the repair of such meter or associated valves & pipes which amount shall be recoverable in the same manner as all other costs and charges provided for under the Bylaw.

- 46.2 No Person other than an authorized Village employee shall install, test, repair, remove, disconnect, reconnect a meter unless specifically authorized to do so in writing by the Village.
- 46.3 No person shall break, tamper, or interfere with any meter or facility.
- 46.4 The Customer shall notify the Village immediately whenever a water meter is not operating or if any part of a meter becomes damaged or broken.
- 46.5 The Customer is responsible for the safe keeping of any water meter and any Remote Reading Device that is installed on the Customer's premises.
- 46.6 The Customer shall pay the cost of repairing or replacing any water meter or metering accessories supplied and installed by the Village that may be damaged from any causes or any other cause within the control of the Customer.
- 46.7 No Person other than an authorized Village Employee shall remove, disconnect, reconnect, or otherwise tamper with a meter.
- 46.8 Any user shall be responsible for damage of the meter and remote reading device, which may result from other than normal wear and tear.
- 46.9 Ownership of the meter and remote reading device and any apparatus thereto remain within the Village.
- 46.10 The Village does not assume any responsibility for any damages to the premises due to the installation of such wiring. the Village will install the remote reading device on the inside of the premise. All other conditions of the remote reading device shall apply.

47 NON-REGISTERING METER

- 47.1 If, upon the reading of a meter, it is determined that the meter has failed to accurately record the consumption of the Utility Service supplied then the consumption will be estimated upon such the basis that the Village considers to be fair and equitable.
- 47.2 Where it has been determined by the Village that the meter is not accurately recording the consumption of a Utility Service the Village may enter the premises to replace the meter.

48 TESTING OR CALIBRATING OF DISPUTED METERS

- 48.1 In the event either the Village or the Consumer disputes a meter reading, a written notice shall be given to the other.
- 48.2 Following receipt of written notice; the water meter situated on the Customer's premises shall be tested or calibrated by a quantified third party. If the meter is found to be accurate within 98.5% to 101.5% of the water passing through it, the expense of such test or calibration shall be borne by the Customer in the amount designated in the Fees and Charges Bylaw then in effect.
- 48.3 If the meter is found not accurate within the above limits it shall forthwith be repaired or be replaced by one that is accurate, and the expense thereof shall be borne by the Village.
- 48.4 The Customer shall ensure that access to the meter is safe, well lit, and free of hazards to the person reading the meter.
- 48.5 The Village may require a water meter to be either tested on site or removed for the testing by a Person authorized by the Village at any time. The Village may discontinue any or all Utility Services supplied to the premises until such time as a Person authorized by the Village is able to obtain access to test the meter or remove it for testing.

SECTION 49 METER READING

- 49.1 A Customer shall permit the Village to perform meter reading using automated monitoring equipment. Additional fees may apply of on-site meter reading and manual account adjustment, as set out in the Fees and Charges Bylaw then in effect if a Customer does not allow automated metering infrastructure to be installed within their premises
- 49.2 The Village shall endeavor to read the meters once every month, or at such other intervals as are reasonable and practicable under the circumstances. If the Village cannot gain access safely to read the meter aforesaid, the consumption of the Utility Service shall be estimated upon such basis as the Village considers to be fair and equitable and the account rendered in accordance with such estimate. Each meter shall be read at least once per year and if such reading cannot be obtained, the Village may discontinue any or all Utility Services applied to the premises, until such time as the Village is able to obtain an actual meter.
- 49.3 The Village may shut off the water supply to a customer who refuses to provide a water meter reading or access to perform a water meter reading after a notice has been given.

49.4 The Customer shall ensure that access to the meter is safe, well lit, and free of hazards to the Person reading the meter.

49.5 The Village may require the water meter to be either tested on site or removed for testing by a Person authorized by the Village at any time. The Village may discontinue any or all Utility Services supplied to the premises until such time as a Person authorized by the Village is able to obtain access to the test meter or remove it for testing.

50 ADDITIONAL METER READS

50.1 When a Customer requests a meter reading at a time other than the regular scheduled time for a meter reading, the Customer may be assessed a fee as set forth in Schedule A for such reading. Provided, however, if upon such reading, it is determined that the previous billed meter reading is incorrect, no fee shall be required.

51 PRIVATE SERVICES

51.1 All Persons doing any work or service upon a Private Service or the plumbing system attached to it shall comply with the provisions of the Alberta Building Code and any applicable bylaws. A Private Service shall be buried to a depth of at least 2.5 meters to prevent freezing.

52 USE OF GROUNDWATER WELLS

52.1 Once a parcel of land is connected to Town Water Service, any ground water wells within such property must be abandoned unless otherwise approved in writing by the Village. Such approval would be subject to cross-connection control, flow measurement and periodic inspection, as stipulated by the Village.

53 FIRE PROTECTION SERVICE

53.1 A Fire Line shall be used only for fire protection purposes and a water line which provides combined domestic service and Fire Line service shall not be installed without the prior approval of the Fire Chief.

53.2 The Village shall determine whether or not a meter shall be affixed to a Fire Line. If required, the meter shall be supplied and installed in a manner satisfactory to the Village at the Customer's expense.

54 FIRE HYDRANTS/WATER VALVES

54.1 Unless authorized by the Village, no person shall:
a) open or close any fire hydrant or valve; or anything associated with the water supply system; or

- b) connect any device of any kind to a fire hydrant, including a pipe, hose, fixture, or appliance; or
 - c) use water from a fire hydrant, regardless of whether that hydrant is located on Private or Public Property, for any purpose other than fire protection.
- 54.2 No Property Owner or Occupant of a parcel or premises shall allow the access to a fire hydrant located on or adjacent to that parcel or premises to be obstructed in any manner, whether by the building or erection of any structure or the accumulation of any building material, rubbish or other obstruction.
- 54.3 No Property Owner or Occupant of a parcel or premises shall allow anything on the parcel or premises to interfere with the operation of a fire hydrant located on or adjacent to that parcel or premises.
- 54.4 All Persons who own Property on which a fire hydrant is located or own property which is adjacent to Village owned property on which a fire hydrant is located shall:
- a) maintain a one (1) meter clearance on each side of a fire hydrant;
 - b) not permit anything to be constructed, erected, or placed within the clearance area; and
 - c) not permit anything except grass to be planted within the clearance area; and
 - d) maintain visibility of hydrants from the nearest access road.
 - e) The contractor and/or owner shall ensure that the curb stop, c.c. or water valve at the finished grade prior to water service being connected.
 - f) C.C's to remain accessible for operation and/or repair at all times
 - g) Driveways, sidewalks, fences, and trees if impending maintenance, the Village is not responsible for repair or costs associated with repair of aforementioned items.

55 PERMIT TO USE WATER FROM A FIRE HYDRANT

- 55.1 The Village may authorize the use of a fire hydrant and the use of water from a fire hydrant on a temporary basis where no other supply of water can reasonably be obtained.

55.2 The Village will, as a condition for the use of a fire hydrant and the use of water from a fire hydrant, require that the water pass through a water meter and backflow prevention device prior to use.

56 TEMPORARY WATER SERVICE

56.1 Any Persons requiring a temporary water supply during the course of construction shall apply to the Village and shall pay the sums required in the Fees and Charges Bylaw then in effect; which may include installation and removal of service water meter and Backflow Preventer and water consumption charges.

SECTION 57 THAWING SERVICES

57.1 The cost of thawing a frozen service shall be borne as follows:

- a) by the Customer if the Private Service or the plumbing system connected thereto is frozen, as determined by the Village.
- b) By the Customer if the Village Service Connection is frozen as a result of the negligence of the Customer, as determined by the Village;
- c) by the Village if the Village Service Connection is frozen for any other reason, as determined by the Village.

57.2 If the Village is of the opinion that a Private Service or plumbing system has frozen without any negligence on the part of the Customer or any other Person for whose negligence the Customer is responsible, the Village may waive the cost of one thawing during any one winter season which shall be deemed to run from November 1st to May 25th.

57.3 The Village shall not thaw a Private Service or plumbing system unless the Customer shall first have signed an acknowledgement recognizing that thawing may be inherently dangerous to Property including Private Service or plumbing system and may cause damage to electrical systems or the outbreak of fire and waiving any claim against the Village for any such damage whatsoever except damage caused by the negligence of the Village.

58 SERVICE SIZE

58.1 The size of the service required for residential purposes shall be determined in accordance with the Alberta Building Code, provided that the Village shall not install a service having a size smaller than 18.75mm.

59 BOILERS

59.1 In any case where a steam boiler or equipment of a nature similar to that of a steam boiler is supplied directly from a service, such boiler or other equipment shall be equipped with at least one safety valve, vacuum valve or other device sufficient to prevent the collapse or explosion thereof in the event the water supply thereto is shut off.

60 REQUESTED WATER SHUT-OFF

60.1 No Person shall turn a water Service Valve on or off except those authorized by the director.

60.2 No Property Owner of a parcel or premises shall allow a water Service Valve to be turned on or off except as authorized by the Village.

60.3 If a Customer requires the supply of water to be shut off for maintenance reasons, the Customers shall submit a request to the Village and pay the Village the amount specified in the Fees and Charges Bylaw then in effect.

60.4 A request for the water to be shut off because a renter is behind in Utility Service payment will not be granted.

60.5 The fixed monthly rates will apply during the time of shut off.

61 BACKFLOW PREVENTER

61.1 Where in the opinion of the Village, the configuration of any water connection creates a high risk for contamination to the water system, the Customer, upon being given notice by the Village, shall install on their water service an approved Backflow Preventer at the Customer's sole cost.

61.2 No Customer or other Person shall connect, cause to be connected, or allow to remain connected to the water system any piping, fixture, fittings, container or appliance, in a manner which under any circumstances, may allow contaminated or Polluted Water, Wastewater, or any other liquid, chemical or substance to enter the domestic water system.

61.3 If a condition is found to exist which is contrary to subsection (2), the Village may issue such order or orders to the Customer to remedy the condition found.

61.4 Where in the opinion of the Village, the configuration of any water connection creates a high risk of contamination to the water system, the Customer, upon being given notice by the Village, shall install an approved Backflow Preventer at all identified sources of potential contamination.

- 61.5 All Backflow Preventers shall be inspected and tested at the expense of the Customer, upon installation, and thereafter annually, or more often if required by the Village; by personnel approved by the Village to carry out such tests, to demonstrate that the device is in good working condition. The Customer shall submit a report in a form approved by the Village for all tests performed on a Backflow Preventer within thirty (30) days of a test and a record card issued by the Village shall be displayed on or adjacent to the Backflow Preventer. The tester shall record thereon the name and address of the owner of the device; the location, type, manufacturer serial number and size of the device; and the test date, the tester's initials, the tester's name (if self-employed) or the name of the tester's employer and the tester's licence number.
- 61.6 When the results of a test referred in subsection (5) show that a Backflow Preventer is not in good working condition, the Customer shall, when so directed by the Village, repair or replace the device within ninety-six (96) hours. If the Customer fails to comply with the direction given, the Village may shut off the water service or water services.
- 61.7 If a Customer fails to have a Backflow Preventer tested, the Village may notify the Customer that the Backflow Preventer must be tested within ninety-six (96) hours of the Customer receiving the notice.
- a) If a Customer fails to have a Backflow Preventer tested within the time provided in subsection (5), the Village may cause the water service or water services to be terminated until the Backflow Preventer has been tested and approved.
- 61.8 No Person shall turn on a water Service Valve to provide water to the Occupants of any newly renovated, constructed, or reconstructed premises until the plumbing system in such premises has been inspected.
- 61.9 No Persons other than those who have achieved journeyman or "Certificate of Competency" in an accredited program of Alberta may conduct the tests on Backflow Preventers.

PART 4 - WASTEWATER UTILITY

62 WASTEWATER UTILITY SERVICE LEVY AND BILLING RATES

- 62.1 The Village hereby levied on all Persons owning or occupying Property connected with the Villages Wastewater Sewer system a fee for Wastewater contributed by the Customer, to be paid monthly as determined by the Village calculated using the rates set forth in the Fees and Charges Bylaw then in effect.
- 62.2 Volume to be based on water consumption.

63 WASTEWATER CONNECTION EXCEPTIONS

- 63.1 The Owner shall maintain the building sewer from the sanitary main sewer to the building connections, such sewer shall be maintained by the property owner at their own expense.

64 PROHIBITED DISPOSAL OF WASTEWATER

- 64.1 No Person shall place, deposit, dump or permit Wastewater, dangerous goods, or any other waste, to be deposited in any manner upon public or private Property within the Village or in any area under the jurisdiction of the Village.
- 64.2 No Person shall discharge to any water course within the Village or to any area under the jurisdiction of the Village, any Wastewater, Industrial Waste, Dangerous Goods, or Polluted Waters, except where suitable pre-treatment is provided.
- 64.3 Except as permitted by this Bylaw or the Alberta Building Code, no Person shall construct or maintain in the village any privy or pit toilet, septic tank, cesspool, or other facility intended or used for the collection or disposal of Wastewater.
- 64.4 No person shall allow the discharge of any wastewater to enter into any portion of the Village's collection system other than through their approved residential sewer connection.

65 CLEANOUTS

- 65.1 A Building Sewer that is connected to a Wastewater Sewer shall be equipped with a main Cleanout with a minimum diameter of 100 mm located not more than 25 m from property line. The main Cleanout shall be located as close as practical to the point where the Wastewater Sewer leaves the building and in such a manner that the opening is readily accessible and has sufficient clearance (2 meters) for effective rodding and cleaning. The building Wastewater Sewer from Clean out to Property lines is to be as straight as possible. A maximum of one 45-degree bend may be used between the Cleanout and Property line.

66 PLUGGED WASTEWATER SEWERS

- 66.1 All wastewater plumbing fixtures and floor drains set below the highest level of the ground surface adjacent to the premises shall be protected from backflow by an approved Wastewater Backflow Valve.

67 PLUGGED WASTEWATER SEWERS

- 67.1 When a Sewer backup occurs, a Customer shall first contact a private plumbing firm to assess whether the backup is predominantly caused by a restriction or

blockage with the Private portion of the Sewer Connection or with the Village portion of the Sewer Connection.

- 67.2 The Customer shall notify the Village if the plumber identifies that the blockage is in the Village's main line. The Village will investigate to confirm the location of the blockage

68 TREES AND ROOTS

- 68.1 Deep rooting trees shall not be planted within 6 meters of Wastewater sewer mains and services.
- 68.2 If it is determined that the root blockage is located within the private portion of a Sewer Connection, then the Customer shall be responsible to clear the blockage at his or her own expense. The Village shall have no obligation to clear the blockage.
- 68.3 If it is determined that a root blockage is predominantly located within the Village main or within any other part of the wastewater sewer system, then the Village shall clear the blockage and perform rehabilitation or remove the tree(s) at the Village's expense.

69 CONNECTION TO WASTEWATER SEWER

- 69.1 No weeping tile, Sump pump or eaves trough downspout system shall be connected to any Wastewater Sewer unless approved in writing by the Village.

70 STORM WATER/GROUND WATER DISCHARGE TO WASTEWATER SEWER

- 70.1 No person shall discharge, or cause to be discharged, Storm Water, surface water, ground water, roof run -off, subsurface drainage, or Cooling Water to and Wastewater Sewer, unless:
- a) Upon the application of the Customer, the Village determines that exceptional conditions prevent compliance with the foregoing provisions and authorizes such discharge.

71 PROHIBITED SUBSTANCES IN WASTEWATER

- 71.1 No Person shall discharge or permit to be discharged into any Wastewater Sewer:
- a) Any solid or viscous substance capable of causing obstruction, or other Interference with the operation of the Wastewater system, including Dangerous Goods, Hazardous Waste, Biological Waste, Combustible Waste, Biomedical Waste, Reactive Waste,

elementary mercury, prescription or illegal drugs, cigarettes, ashes cinders, sand, potters clay, resin, mud, straw, metal, glass, rags, feathers, tar, plastics, wood, grass clippings, insoluble shavings, asphalt, creosote, bone hide, eggshells. Meat and fat trimming or Waste, baking dough, chemical residues, spent grain and hops, whole food, garbage, paint residues, cat box litter, animal tissues, manure, blood or sharps.

- b) No person shall dilute wastewater so as to avoid the requirement of this bylaw or any other Statutory Plan, other Bylaw, Provincial or Federal Act.

72 GREASE, OIL & SOLIDS INTERCEPTION

- 72.1 Every owner or operator of premises containing a restaurant, vehicle repair or auto body shop, petroleum service station, or vehicle and equipment washing establishment, shall:
 - a) install an interceptor or filter for the removal from Wastewater of grease, oil, solids, or other harmful substance.
 - b) Make available to the Village upon request a maintenance schedule and record of maintenance for the Interceptor or filter
- 72.2 Should any blockage of the Wastewater Sewer system be caused by reason of failure, omission, or neglect of a Customer, to comply strictly with the provisions of this Bylaw, the Customer shall, in addition to any penalty for infraction of this Bylaw, be liable to and shall on demand pay the Village for all costs of clearing such blockage and for any other amount for which the Village may be held liable because of such blockage.

73 DISCHARGE OF PROHIBITED SUBSTANCES

- 73.1 Any Person responsible for or aware of the discharge of prohibited substances in the Wastewater system shall immediately report to the Village in order that the necessary precautions can be taken to minimize the deleterious effects of the discharge. Such Person must also make other required reports to Alberta Environment and any other governing body.

74 MANHOLES

- 74.1 Manhole(s) are required to be constructed in accordance with the Village's Standards in locations that are accessible to the Village, on all Wastewater Service Connections to premises such as:
 - a) Residential dwellings over 6 units, apartments over 6 units, nursing homes, senior complexes, Institutions, hospitals, dental labs, funeral homes, churches, schools.

74.2 Such manholes may be constructed by the Customer, or the Village at the Customer's cost, and shall be maintained by the Customer and should be safe and accessible at all times.

74.3 No person shall turn, lift, remove, raise, or tamper with the cover or any manhole, or other appurtenance of any Village wastewater system, except where authorized by the CAO or designate.

75 APPURTENANCE INTO WASTEWATER

75.1 No person shall cut, break, pierce, or tap any wastewater pipe or appurtenance into any Village wastewater systems.

75.2 No person shall interfere with the free discharge of any Village wastewater or do any act which may impede or obstruct the flow and clog up any Village wastewater or appurtenance.

76 HAULED WASTEWATER

76.1 No Person shall discharge or permit the discharge of Hauled Wastewater at any location.

PART 5 - STORM WATER UTILITY

77 CONNECTION TO STORM WATER SEWER

77.1 Where the seasonally adjusted groundwater table is within 2 m of the top of the footing of any residence constructed after the passage of this Bylaw, such residence must have a weeping tile system connected to a Storm Water sewer where a Storm Water Sewer is available.

78 CLEANOUTS

78.1 A building Storm Water Sewer that is connected to the Village's Storm Water Sewer shall not be equipped with a main Cleanout with a minimum diameter of 75 mm, located not more than 25m from Property line. The main Cleanout shall be located as close as practical to the point where the Storm Water Sewer leaves the building and in such a manner that the opening is readily accessible and has sufficient clearance (2m) for effective rodding and cleaning. The building Storm Water Sewer from Cleanout to Property line is to be as straight as possible. A maximum of one additional 45 degree bend may be used between the Cleanout and Property line.

79 BACKFLOW VALVES

79.1 All weeping tile and Storm water fixtures set below the level of the highest ground surface adjacent to the premises shall be protected from backflow by an approved Storm Water Backflow Valve.

80 TREES AND ROOTS

80.1 Deep rooting trees shall not be planted within 6 meters of Storm Water Sewer mains or services.

80.2 If it is determined that a root blockage is predominantly located within the private portion of a Storm Water Sewer connection then the Customer shall be responsible to clear the blockage at his or her own expense. The Village shall have no obligation to clear the blockage.

80.3 If it is determined that a root blockage is predominantly located within the Village portion of the Sewer Connection or with any other part of the Village's Storm Water sewer system, then the Village shall clear the blockage and perform rehabilitation or remove the trees at the Village's expense.

81 PROHIBITED STORM WATER SEWER USE

81.1 No person shall discharge, deposit, or permit any of the following into any pipe, main conduit, manhole, street inlet, gutter draining into the Storm Water system:

- a) any deleterious substance; Industrial Waste; domestic Waste; non domestic Waste; Wastewater; Trucked liquid Waste; pool or hot tub water; mud, sand, silt, or grit; any flammable liquid or explosive material; solvent or petroleum derivative including but not limited to gasoline, naphtha or fuel oil; any pesticides, insecticide or fungicides; Radioactive Material; septage, soil, dead animals or parts, cooking oils and greases, transmission fluids, battery acids and antifreeze, paint cement or concrete wastes, sawdust, wood, fibreboard or construction material, yard waste, herbicides or fertilizers, soaps or detergents, hazardous substances, animal wastes or cooling water from any industrial process.
- b) Any corrosive, noxious or malodorous gas, liquid, or substance which either single or by interaction with other Wastes, is capable of:
 - i. Creating a public nuisance or hazard to life;
 - ii. Preventing human entry into a Storm Water Sewer or pump station; or
 - iii. Causing damage to the Storm Water system.
- c) Any other substance which may cause impairment of or damage to the environment, human health, safety, Property, or Village infrastructure

81.2 No Person shall obstruct or restrict a Storm Water Sewer or the flow therein.

- 81.3 No Person shall discharge water to any Storm Water Sewer or to a watercourse, containing any substance which, in the opinion of the Village.
- a) is or may become harmful to any recipient watercourse or Storm Water system or part thereof; or
 - b) may interfere with the proper operation or maintenance of the Storm Water system; or
 - c) may become a health or safety hazard to Persons, Property, animals, vegetation, and the environment.

82 DISCHARGE OF PROHIBITED SUBSTANCES IN STORM WATER

- 82.1 Any person responsible for or aware of the discharge of prohibited substances in the Storm Water system shall immediately report to the Village in order that the necessary precaution can be taken to minimize the Deleterious effects of the discharge. Such Person must also make other required reports to Alberta Environment and any governing body.

83 VILLAGE STORM WATER SEWER USE

- 83.1 Town forces may discharge water into a Storm Water Sewer or watercourse resulting from non-domestic activities such as;
- a) hydrant & Water Main flushing (de-chlorination required); or
 - b) firefighting activities

84 EXPENSE AND PROSECUTION

- 84.1 If the owner of a property refuses to comply with any provision of this Bylaw, the Village may undertake the same at the expense of the owner of the property.
- 84.2 When the Village is required to take action under any part of this Bylaw and the owner or occupant defaults on the required payment, then the Village may recover the charges for which the owner is liable by any lawful means available with the cost of such action to be charged against the owner or occupant.
- 84.3 Whenever in the bylaw it is directed that an owner of any building or premises shall do any matter, then in default of it being done either the owner or if there are several owners, any or all such owners shall be liable to prosecution; and it shall be no defense for any owner so prosecuted to allege that any other person is responsible for such default.

85 PENALTIES

- 85.1 Any Customer who contravenes any part of this bylaw shall forfeit any right to be supplied with any utility in addition thereto shall be guilty of an offence and is liable on summary conviction to a fine of not less than \$500.00 for the first offence and not less than \$1,000.00 for any offences thereafter of the respective area within this bylaw.
- 85.2 In the case of an offence that is of a continuing nature, a contravention constitutes a spate offence in respect of each day, or part of a day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount of not less than established by this Bylaw for each such day.
- 85.3 A Peace Officer or Bylaw Enforcement Officer who has reasonable grounds to believe that a Person has contravened any provision of this Bylaw, may serve upon such Person an offence ticket allowing the payment of the specified penalty to the Village which payment will constitute a guilty plea and shall be accepted by the Village in lieu of prosecution for the offence.
- 85.4 Where a Peace Officer has reasonable grounds to believe a person has contravened any of the Sections of this bylaw he may issue and serve upon such person any offence ticket.

Service of such offence ticket shall be sufficient if it is:

- a) personally serviced; or
- b) mailed to the address of the registered owner of the property or the person in charge of the property.

86 RV PARK UTILITY USAGE

- 86.1 No person shall use water, sewer or power service without registration and payment for use of the services. Doing so is considered theft. Any dumping without paying the fee can result in penalty under this bylaw.
- 86.2 No person shall tamper with any utility in the RV Park. Any tampering with any service can result in penalties under this Bylaw.

87 GENERAL PROVISIONS:

- 87.1 Should any section or part of this Bylaw be found to be improperly enacted, or outside the Village's jurisdiction, for any reason, then such section or part will be regarded as being severed and the remaining sections will remain effective and enforceable.
- 87.2 Where the singular and/or masculine are herein used, the plural and feminine should also be inferred where appropriate.

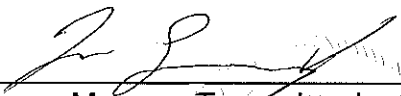
regarded as being severed and the remaining sections will remain effective and enforceable.

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Read a first time this 12 day of August, 2020.

Read a second time this 7 day of October, 2020.

Read a third time this 7 day of October, 2020.



Mayor – Trevor Lewington



CAO – Scott Donselaar

