

BYLAW NO. 3-2023

A BYLAW OF THE VILLAGE OF LOREBURN TO PROVIDE, REGULATE AND MANAGE THE WATER AND SEWER SERVICES

COUNCIL of The Village of Loreburn, in the Province of Saskatchewan, enacts as follows:

Part One – Introduction

Title

1. This bylaw shall be cited as “The Water and Sewer Management Bylaw”.

Purpose

2. The purpose of this bylaw is to provide for and manage the water and sanitary services for residential, commercial, industrial and institutional users.

Scope

3. This bylaw shall apply within the corporate limits of the Village of Loreburn.

Part Two – Definitions

1. Administrator – the Administrator of the Village of Loreburn
2. Council – the Council of the Village of Loreburn
3. Owner – the Owner of any land or building to which water and sewer services are supplied
4. User – the Owner of land or building who makes applications for water and sewer services to any premises situated on their land
5. Village – The Village of Loreburn

Part Three – General Regulations

1. Every owner or user who wishes to obtain water and sewer services to any premises shall make application to the Village of Loreburn as per Schedule “A”.
2. The Village of Loreburn will place upon the premises of the consumer the necessary curb-stop, meter and reader pad, but they shall remain at all times the property of the Village of Loreburn. The subscriber is expected to exercise reasonable care for the protection of the meters and all other property of the Village of Loreburn on the premises, and must pay for all damage occasioned to such property by reason of his/her neglect.
3. If any rate or charge owed by the owner is in arrears after the owner has vacated, the charges may be added to and form part of the taxes on the land.
4. a. No person shall discharged into any drain, sewer or sewerage system operated by the municipality of a harmful matter, substance or thing, whether liquid or solid, that would be injurious to health, life or property or that would injure, pollute or damage any stream, watercourse, drain, sewer, sewage system or sewage treatment plant.
b. The service of any person who contravenes this section of the bylaw shall be discontinued

- c. The Municipality shall be responsible for any sewage main. The property owner is responsible for the construction, maintenance, repair and replacement of the portion of the service connection from the main lines of the system or works to their property, residence, or building.
- d. The Municipality shall be responsible for any water line up to and including the curb-stop shut-off valve, the property owner shall be responsible for any point after the curb-stop. The property owner shall ensure that the municipal meter is not tampered with and is kept safe from all harm.
5.
 - a. Any person who contravenes any provision of this bylaw for which no other penalty is provided shall be guilty of an offence and liable upon summary conviction to penalties provided under the General Penalty Bylaw of the Village of Loreburn.
 - b. The Council may add the cost of any registered letter to the utility billing of a parcel of land subject to subclause 369(1)(b)(ii) of *The Municipalities Act*.
6.
 - a. No person shall connect anything to the water system which may cause the service to become contaminated or polluted.
 - b. No bypass piping or other device capable or reducing the effectiveness of a backflow prevention device shall be installed in a water supply system.
 - c. The owner of every parcel of real property to which a service connection to the potable water and sanitary sewer system can be, or has been made, and upon which a building or structure containing a plumbing fixture is situating, is required to connect such building or structure to the municipality's main service connection at the owner's expense.
 - d. Every residence, and every building containing washroom facility shall be connected to the municipal sewer and water supply system at the owner's expense.
 - e. Where occupied, every residence and commercial establishment shall contain a functioning washroom facility with an operational connection to municipal water and sewer services at the owner's expense.

Part Four – Water Supply Regulations

1. The Village of Loreburn may at all reasonable times by its authorized agent have free access to the premises in which any meter is used for the purpose of reading same or to determine if it is being used in a proper manner and in accordance with these rules and regulations and the Village of Loreburn reserves the right to discontinue the supply of water for any of the following reasons:
 - a. Repairs;
 - b. For want of supply;
 - c. For non-payment of bills when due;
 - d. Assignment or insolvency of the subscriber; or
 - e. For any contravention of this bylaw.
2. All water meters shall be sealed at the time of installation and it shall be an offense for any person to break the seal and tamper with the meter in any way. Where evidence of tampering of the seal or meter is found, the person who applied for the service shall be deemed responsible and is liable to the penalty prescribed in this bylaw.

3. It shall be an offence for any person not authorized by Council, to open, close or tamper with any curb stop, fire hydrant or valve connected to the Village Water System.
4. It shall be an offence for any person to interfere, obstruct or abuse any Village employee engaged in maintenance, inspection or repair of a curb stop, fire hydrant or valve connected to the Village Water System.
5. The cost of the installation of water lines from the water main to the building shall be the responsibility of the property owner.
6. In case the supply of water should fail, whether from natural causes or accident in any way, the Village of Loreburn shall not be liable for damage by reason of such failure nor shall it be liable in any event for damage to person or property accruing or resulting from the use of water.
7. The Village of Loreburn shall have the right to limit the amount of water furnished to any customer, should circumstances warrant such action.
8. Every owner or user of premises connected to the Village Water System, shall give reasonable notice to the Administrator of his/her intended or actual vacating of the premises.
9. The consumer may request a short-term disconnection of the water service. A fee of \$100.00 must be paid on request for reconnection. If the reconnection to reinstate the said service is at a time other than the municipal employee's regular working hours, the reconnection shall happen at the earliest convenience of the municipal employee. If the meter has to be removed to disconnect the water service a fee of \$100.00 will be charged for the municipal employee to take off the meter.

Part Five – Sewer Service Regulations

The Village of Loreburn is responsible for maintenance of sewer mains and manholes which are located in maintained roads. Property owners are responsible for maintenance of sewer lateral lines.

Definitions:

Sewer Lateral

A sewer lateral is the pipeline located between the Village Main and the building. **The sewer lateral is owned and maintained by the property owner, including any part that may extend into the street or public right of way. The cost of the installation of the sewer lateral is the responsibility of the property owner.**

The Village, through a maintenance program, keeps the sewer system in a good state of repair. Occasionally conditions develop that may cause sewage to backup into a residence or business.

By authority given through *The Municipalities Act*, the Village of Loreburn is not liable in an action based on nuisance, or on any other tort that does not require a finding of intention or negligence for any loss or damage arising, directly or indirectly, from any public works, including streets, or from the operation or non-operation of a public utility; therefore will not assume any liability for any sewer backup damage, loss or cleanup resulting from the failure of the sewer infrastructure regardless of cause unless negligence on the part of the Village can be determined.

The purpose of the Policy is to make clear the Owner's responsibilities concerning the sewer lines on their property and the steps the owner should take when a backup occurs or when repairs are required.

PROPERTY OWNERS' RESPONSIBILITIES

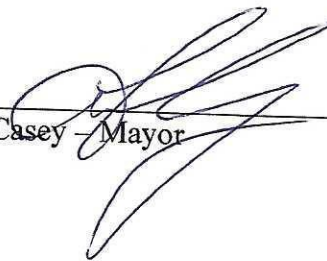
A property owner is responsible for keeping the building sewer lines free from blockages between the structure and the sewer main.

The cause of backup in the lateral is often from items the line is not meant to handle.

CLEAN OUT PROCEDURE

1. The owner is required to contact the Village Office to report any and all sewer blockages.
2. The Village will check to make sure the blockage is not in the sewer main.
3. If there is no sign that the blockage is in the sewer main, the property owner will be instructed to contact a qualified contractor to investigate the problem. The property owner is responsible for the cost of the contractor.

Part Six - Repeal
Bylaw 1-2021 is hereby repealed.



 Lawrence Casey - Mayor



 Stacey Gifford - Acting Administrator

EAL



CERTIFIED TRUE COPY OF BYLAW # 3/2023 ADOPTED BY COUNCIL ON AUGUST 9, 2023

NAME Stacey Gifford SEAL

