



A BYLAW OF THE RURAL MUNICIPALITY OF MCKILLOP NO. 220 IN THE PROVINCE OF SASKATCHEWAN TO MANAGE AND CONTROL THE CONSTRUCTION, INSTALLATION, USE, CONSUMPTION, AND DISCHARGE OF WATER AND SEWER SYSTEM FOR THE HAMLET OF SUNDALE

WHEREAS paragraph 2(1) (kk)(i) and paragraph 2(1)(kk)(ii) of *The Municipalities Act* defines a public utility as a system or works used to provide for public consumption, benefit, convenience or use of sewage disposal; and

WHEREAS clause 8(1)(i) of *The Municipalities Act* allows that a municipality has a general power to pass any bylaws for the purposes of the municipality relating to services provided by or on behalf of the municipality, including establishing fees for providing those services; and

WHEREAS subsection 23(1) of *The Municipalities Act* allows that a public utility service may be provided directly by the municipality; and

WHEREAS subsection 14(1) of *The Public Health Act, 1994* requires that the council of a rural municipality in which a hamlet or an unorganized hamlet is located shall ensure that there is a supply of potable water and a system for the disposal of sewage for use by the inhabitants of the hamlet or unorganized hamlet: and

WHEREAS the municipality has assumed operation of the water and sewer public utility at the Hamlet of Sun Dale due to the public utility being abandoned by the developer; and

WHEREAS all subdivide lots at the Hamlet of Sun Dale are dependent on the water and sewer public utility for the provision of water service and sewer disposal.

NOW THEREFORE the Council of the Rural Municipality of McKillop No. 220 in the Province of Saskatchewan enacts as follows:

1. Definitions - In this bylaw:

- (a) **“Serviced Lot”** means any lot that is currently connected to the water distribution system and the sewer disposal system in the Hamlet of Sun Dale;
- (b) **“RM”** means the Rural Municipality of McKillop No. 220 **Council** – The council for the RM of McKillop No. 220;



- (c) **Authorized Person** – An employee of the RM of McKillop No. 220 or an individual(s)/business contracted by the RM to perform work on behalf of the RM;
- (d) **Boundary** – The perimeter of an owner’s property;
- (e) **Occupant** – Includes:
 - I. A person residing on a property or in a building on a property;
 - II. A person entitled to the possession of a property or a building on a property if there is no person residing on the property or in the building;
 - III. A lease holder of property;
- (f) **Owner** – A person who has the legal right and/or title estate other than that of a mere occupant or tenant;
- (g) **Property** – Within the RM of McKillop:
 - I. All or part of any parcel of land as defined in the Land Titles Act, 2000, on an approved plan
 - II. More than one parcels of land as defined in the Land Titles Act, 2000, that are assessed together; or
 - III. Any area of land use for single assessment and includes all buildings or other structures located on a parcel of land;
- (h) **Plumbing Regulations** – The Saskatchewan Plumbing Regulations and amendments thereto;
- (i) **Curb Stop** – A device for the control of water flow through the water service connection to a residential property;
- (j) **Residential** – The premises on a property containing a residential dwelling unit and includes a house for business and residential purposes and mobile dwelling;
- (k) **Waterworks System** – The whole or any part of the equipment by which or through which the RM conveys water, its improvement, extension or replacement and, not to limit the generality of the foregoing, includes pumps, sedimentation system, filtration system, water treatment plant, water mains, pipe valve connections, curb stops, hydrants, valves, and other related works, meters and related appliances, all other accessories as are designed to form a part thereof and the treatment processes by which water is treated before conveyance onto the water mains;
- (l) **Service Connection** – The part of the water and sewer system that runs from the main lines of the water and sewer system to a building or other place on a



property for the purpose of providing water and sewer services to the property and includes the connection to the main line and couplings, stopcocks, meters, and other apparatuses inside the building or other place for the provision of water and sewer service.

2. Waterworks System

- 2.1. No person, other than an Authorized Person of the RM, shall open, close, or interfere with any hydrant, gate, or valve connected with the waterworks system and no person shall in any way interfere with any curb stop, pipe, or other waterworks appliance outside of their property, nor shall they interfere with any water meter, whether outside or inside their property.
- 2.2. No person shall turn water on for any property or open an RM curb stop except for an Authorized Person. When water has been turned off by the RM, for nonpayment or any necessary or proper reason, no person shall turn it on except an Authorized Person.
- 2.3. For the purpose of making repairs, maintenance or new work or any other work, the RM shall have the right to shut off the water to any property without notice and to keep it shut off as long as necessary to complete work. Whenever possible the RM will notify the property occupant(s) or owner(s) of the impending service disruption.
- 2.4. The RM and its employees shall not be liable for any damages resulting from the disruption of waterworks supply, whether from natural cause or accident, with or without notice, to any building, boiler, appliance, or property.
- 2.5. The RM shall have the right to discontinue water supply for fountains, jets, hoses, sprinklers, or any other extraneous use as deemed by the RM or to limit hours for using the same.
- 2.6. No person shall willfully or maliciously hinder or interrupt the RM in exercise of any of the powers conferred with respect to the provision of the waterworks service.
- 2.7. Every customer intending to vacate any premises supplied with water from the waterworks system or who intends to discontinue the use of such water, shall give notice of the same to the RM and shall turn off the stop cock in the inside of the building before leaving.
- 2.8. Every property owner shall always properly and efficiently protect all service pipes and fixtures from frost, freezing or other injury.
- 2.9. The RM is responsible for doing maintenance and repairs to the water service line up to and including the curb stop valve. Any repairs and costs to the service line from the curb stop up to and including the dwelling or any other buildings, the meter and grinder pumps, shall be the responsibility of the property owner.



- 2.10. The property owner must install and maintain at their own expense a backflow valve to prevent any backward flow of any substance entering the main water system.
- 2.11. Any damage or injury caused to the water system by a faulty back flow valve will be the responsibility of the property owner. Any necessary repairs to the water system will be at the expense of the property owner.
- 2.12. No person shall introduce into the waterworks system any harmful matter, substance, or thing whether liquid or solid, that would be injurious to health, life, or property or that may injure, pollute, or damage any stream, water course, drain sewer, sewage system, water system and/or the water treatment plant.
- 2.13. No person shall convey, sell, dispose of, or give away or permit water to be carried or taken away or use it or supply it for commercial use.
- 2.14. No person shall connect, cause to be connected or permit to remain connected to the water system a cross connection that has not been approved by the RM.
- 2.15. A waterworks service will only be turned on by an authorised person after receipt of application and applicable fees.
- 2.16. No person shall construct or dig a well on any property which can be serviced by the waterworks system from the RM.

3. Meters

- 3.1. The property owner shall install, to the satisfaction of the RM, a water meter within the property being provided water services by the RM.
- 3.2. The property owner shall pay a deposit for a water meter to the RM with the amount to be determined by the RM when a meter is installed or when the property owner takes possession of the property.
- 3.3. The RM shall retain the property owner's deposit for a water meter if any damage occurs to the meter not related to ordinary wear from operation.
- 3.4. The property owner shall provide an easily accessible location for the meter to be installed.



- 3.5. The property owner shall be responsible for the expense of installation of the water meter, the protection of the meter from frost or damage and any costs for repair or a new meter due to frost or other damage not related to ordinary wear from regular operation.
- 3.6. All water meters shall remain the property of the RM.
- 3.7. An Authorized Person may enter the premises or dwelling of any property connected to the water system at any reasonable time, for the purpose of reading a meter, directing and installing or sealing a meter or other related appliances, and removing, altering, or repairing such meter as circumstances require, conducting and sampling tests, inspecting any service connection, or maintenance and repair. All inspections under this Bylaw shall be carried out in accordance with Section 362 of The Municipalities act.
- 3.8. In the event that a meter, when checked, is found to have failed to register correctly during any portion of the preceding three (3) month period, the amount of water consumption for such period shall be taken to be the same as that of the corresponding period in the preceding year.

4. Sewer System

- 4.1. All new developments and existing residential dwellings in the hamlet must connect to the sewer system operated by the RM.
- 4.2. After making reasonable efforts to notify the owner or occupant of the property, or in an emergency, the RM is entitled free access at all reasonable times to all parts of the property to which the sewage system is connected for the purpose of inspecting any sewer service connection, and/or constructing, maintaining or repairing any sewer service connection.
- 4.3. All premises to be connected in the future to the sewage system shall install a backflow prevention valve, in accordance with *The Public Health Act*, to eliminate sewer back-up.
- 4.4. The owner of any premises receiving the supply of sewer services from the RM pursuant to this Bylaw shall be responsible for the installation and maintenance of all pipes, fixtures and equipment required for such supply from the property line to and inside of the dwellings and/or buildings, in accordance with the provisions of this Bylaw.
- 4.5. Every owner or occupant shall take every precaution to not cause a blockage in the sewer service line between any building on the property and the main sewer line. All expenses for the cleaning or clearing of the blocked sewer service connections shall be the responsibility of the property owner, regardless of whether the problem occurs on RM or private property.



- 4.6. No person shall discharge directly or indirectly, deposit or cause, or permit the discharge or deposit any matter into the RM sewer system in any circumstance it may cause or result in a hazard to human health or the environment, cause interference with the operation or maintenance of the sewer system or which may impair or interfere with any sewer treatment process, or cause damage to the sewer or wastewater system.
- 4.7. Application for a plumbing permit for sanitary sewer service connection and fixtures shall be completed by a plumber or plumbing contractor on a prescribed form supplied by the Saskatchewan Health Authority.

5. Service Connections

- 5.1. At the time of new development, if there is no pre-existing waterworks or sewage system connection to the property, the property owner shall be responsible for the entire expense of installation of waterworks and sewage system connection.
- 5.2. At the time of new development, if there is pre-existing waterworks and sewage system connection to the property, the property owner shall be responsible for the waterworks and sewage connection from their building to the property line, and the RM shall be responsible for the waterworks and sewage system from the property line to the RM main line.
- 5.3. All new waterworks and sewage service connections must be approved and inspected by an Authorized Person, with the service connection work to be done in accordance with Plumbing Regulations.
- 5.4. If upon inspection, the RM is not satisfied with the service connection from the owners property to the RM waterworks and sewage system, The RM is entitled to order the property owner to construct, maintain, repair or replace the service connection in accordance with instructions from the RM, at the property owners expense.
- 5.5. The RM shall determine the location of the water and sewer connection at or near the property boundary.
- 5.6. The RM shall be responsible for ensuring the construction, maintenance, repair, and/or replacement of the water and sewer connection from the RM's main line to the boundary of the owner's property and the RM shall meet municipal standards and may enter any property for that purpose.
- 5.7. The property owner shall be responsible for construction, maintenance, repair and or replacement of the water and sewer service connection from the boundary of the property to anywhere on, under or above their property.



- 5.8. Any plumber employed and designated by the owner of the property will be considered as the agent of the said owner while employed in prosecution of any work on the sewer system including, introducing the waterworks and sewer service into the property and will not be recognized in any sense the agent of the RM, nor will the RM or it's employees be responsible for the acts of said plumber.
- 5.9. All property owners shall provide the Town with drawings and specifications on mechanical hook-ups. Mechanical drawings to include service connections from the RM main line to the building/dwelling.
- 5.10. All domestic water and sewer lines shall meet the requirements of *The Provincial Health Act*.

6. Enforcement

- 6.1. No person shall fail to comply with an order made by the RM pursuant to this Bylaw, or obstruct or interfere with any Authorized Person
- 6.2. If an Authorized Person has reason to believe that a person is contravening any provision of this Bylaw, the Authorized Person may, by written order, require the owner or occupant of the property to remedy the contravention at the occupant's or property owner's expense, in accordance with Section 364 of *The Municipalities Act*.
- 6.3. If the RM sends a registered letter to an occupant or property owner, for any reason related to the RM waterworks or sewage system, the cost of the registered letter will be the responsibility of the occupant or property owner.
- 6.4. Where a contravention of any provision continues after two(2) written orders to remedy, that are provided by the RM or Authorized Person, the RM may terminate the water or sewer services from the property after providing a reasonable notice to the occupant or property owner.
- 6.5. Where any expenses incurred in remedying a contravention of the Bylaw shall be the responsibility of the occupant or property owner. Such expenses may be recovered by a civil action for debt in a court of competent jurisdiction in accordance with Section 368 of *The Municipalities Act*, adding the amount to the tax roll of the contravener's property in accordance with Section 389 of *The Municipalities Act*, any other means authorized by pursuant to *The Municipalities Act*.

7. Coming into Force

- 7.1. This Bylaw shall come into force and take effect on the final day of passing by council



Read a first time on June 25, 2020

Read a second time on June 25, 2020

Read a third time on June 25, 2020



Bob Schmidt

REEVE

ADMINISTRATOR