

**THE CORPORATION OF THE VILLAGE OF CHASE**

**SANITARY SEWER REGULATIONS BYLAW NUMBER 750–2010**

**A bylaw to regulate, prohibit and impose requirements in relation to connection to and use of the sanitary sewage collection and treatment system of the Village of Chase.**

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The Council of the Village of Chase, in open meeting assembled, hereby enacts as follows:

**1.0 CITATION**

1.1 This Bylaw may be cited for all purposes as “Village of Chase Sanitary Sewer Regulations Bylaw Number 750–2010”.

**2.0 REPEAL**

2.1 In combination with “Village of Chase Waterworks Bylaw Number 718–2010”, Village of Chase “Water and Sewer Utility Bylaw” Number 703-2007 and all amendments thereto are hereby repealed.

**3.0 INTERPRETATION**

3.1 In this bylaw and in the schedules attached hereto, unless the context otherwise requires:

“Accessible” means having access thereto but which first may require the removal of access panel, door or similar obstruction;

“Applicant” means any Property Owner or their agent making an application for Service, or Service Connection;

“Application” means the application made by the utility customer to the Village for the disposal of sewage.

“Application Fee” means the amount of money required to be paid under and by virtue of this bylaw by the utility customer before the Village connects the customer to the sanitary sewage system.

“Building Inspector” means a person designated by Village of Chase Council as a building inspector for the Village of Chase to administer building and plumbing regulations;

“Commercial” means all buildings other than residential;

“Council” means the Municipal Council of the Village of Chase.

“Customer” means the registered owner or occupier of the property served by the Sewer Utility;

“Discontinue” means to terminate the arrangement between the Village of Chase and the customer for the disposal of sewage and to shut off the service, disconnect it, or remove it;

“Domestic User” means any Owner of land connected to the Sewer Utility for residential household requirements and sanitation purposes;

“Duly Authorized Agent” includes a person, firm or corporation representing the Village of Chase by written consent from the Village or by Village of Chase Council appointment;

“Fees and Charges Bylaw” means the most recent Village of Chase Fees and Charges Bylaw;

“Inspect” means an on-site review of the Sewer Utility use, facilities, meters, piping, equipment, operating conditions and maintenance records for the purpose of evaluating for conformity with the terms and conditions of this bylaw;

“Municipal Ticket Information Bylaw” means the most recent Village of Chase Municipal Ticket Information Bylaw;

“Non-Domestic User” means any Owner of land connected to the Sewer Utility that is not a Domestic User;

“Occupier” has the same meaning as in the *Community Charter*, as amended from time to time;

“Officer” means any person appointed from time to time by the Village as delegated to assist the Supervisor of Works in carrying out their duties under this bylaw;

“Owner”, in respect of real property, means the registered owner of a property;

“Parcel Boundary” means the line that defines the perimeter of a parcel;

“Person” includes a corporation, partnership or party, and the personal or legal representatives of a person to whom the context can apply, according to law;

“Readily Accessible” means direct access without the necessity of removing, or moving away any panel, door or other similar obstruction;

“Service Pipe” means that portion of a pipe used for the disposal of sewage which extends from the sewer main to the property line.

“Sewer Main” means those pipes installed by the Village or the developer for the Village for the conveyance of sewage throughout the Village from which service pipes may be connected.

“Sewer Utility” means the system of sanitary sewer works owned and operated by the Village and all accessories and appurtenances thereof.

“Street or Streets” means all roadways, lanes, alleys, easements, thoroughfares, utility lots, drives, sidewalks, boulevards, and public places unless the contrary is expressed or unless such other construction is consistent with the context of this bylaw.

“Supervisor of Works” means the individual or their duly authorized representative appointed by Council to manage and oversee the day-to-day operation of the Sewer Utility and, along with other Village staff, to administer this Bylaw;

“Turn-off” means to discontinue the Service to any Owner or any lot by closing a Curb Stop or by such other means as the Village finds appropriate;

“Turn-on” means to commence the Service to any Owner or any lot by opening a Curb Stop or by such other means as the Village finds appropriate;

“Utilities Collection Roll” means a list of each property served by the Sewer Utility that is liable to sewer charge and which designates the Owner as a Domestic User or a Non-Domestic User;

“Village” means the Corporation of the Village of Chase or its duly authorized representatives.

3.2 Where the provisions of this bylaw conflict with the provision of any other bylaw of the Village of Chase, this bylaw shall prevail.

#### **4.0 ADMINISTRATION**

4.1 The sewer utility of the Village of Chase comprising of sewer mains, lift stations, service pipes, valves, meters and all other appurtenances, shall be under the management and control of the Supervisor of Works.

4.2 The Supervisor of Works has authority to disconnect any utility customer or consumers for any reason which, in the opinion of the Supervisor of Works, necessitates such disconnection, provided that the Supervisor of Works shall give notice of such disconnection.

- 4.3 The Village does not guarantee the continuous disposal of sewage and the Village reserves the right at any and all times without notice to change the sanitary sewage system and the Village, its officers, employees or agents shall not be liable for any sewer backup, noxious smells or other disturbances from the sanitary sewage system.
- 4.4 The Village may, with the permission of the utility customer, inspect the premises of the consumer in order to do any tests on piping or fixtures belonging to such utility customer so as to determine if this bylaw is complied with and in the event that such utility customer fails or refuses to give such permission, the disposal of sewage from that utility customer may be discontinued.

## **5.0 GENERAL**

- 5.1 No utility customer shall operate, use, interfere with, obstruct or impede access to the sanitary sewage utility or any portion thereof in any manner not expressly permitted by this bylaw, in default of which, the Supervisor of Works may cause the water being supplied to such utility customer to be shut off until such utility customer complies with all of the provisions of this bylaw.
- 5.2 No utility customer shall cause, permit or allow the continuous discharge of water so that it runs to waste, whether by reason of leakage from underground piping, a faulty plumbing system or otherwise.
- 5.3 Upon provision of written notice, the Supervisor of Works may cause the sewer service to any utility customer who violates any part of this bylaw to be discontinued until such time as such utility customer establishes to the satisfaction of the Supervisor of Works that they have complied with the direction of the Supervisor of Works.
- 5.4 Any utility customer complaining of a failure or interruption of sewer service, the investigation of which complaint necessitates the opening up and excavation of a street shall, prior to such opening up and excavating, deposit with the Village the costs thereof as estimated by the Supervisor of Works. In the event that such failure or interruption was caused by the Village service, such deposit shall be refunded, but in the event that such failure or interruption was caused by the private service, the actual cost of such work shall be paid by the utility customer and the said deposit shall be applied thereto, any excess to be refunded to the utility customer and any deficiency shall be collectible in the same manner as sewer rates.
- 5.5 When a utility customer requests a service call to be made and the employee of the Village is unable for any reason to enter the premises of the utility customer, the utility customer shall pay the fee designated in the Fees and Charges Bylaw. Any utility customer requesting a service call to be made after normal working hours shall pay the fee set out in the Fees and Charges Bylaw.

5.6 The provisions of this bylaw shall form part of any contract between the utility customer and the Village for the disposal of sewage.

## **6.0 SERVICE AND SERVICING**

6.1 Any person who desires a new service connection from the Village shall apply in writing to the Village on the form supplied by the Village for that purpose in Schedule "A", attached to and forming part of this bylaw and shall pay the amount specified in the Fees and Charges Bylaw. Such application shall be made not less than seventy-two (72) hours prior to requiring the service except that it shall coincide with the normal business hours of the Village.

6.2 All persons doing any work or service upon a private service or the plumbing system attached thereto shall comply with the applicable provisions of the BC Building Code, the BC Plumbing Code, other relevant legislation and any bylaws of the Village.

6.3 Unless the Supervisor of Works otherwise approves, there shall not be more than one (1) service to any building or site.

6.4 Unless otherwise approved by the Supervisor of Works, a service shall be buried to a depth of at least 1.8 meters at the property line.

6.5 When, for any reason, a temporary sewer service is required, an applicant shall pay in advance the whole cost of its construction, together with the cost of abandoning it when no longer needed. Application of such service construction shall be made as per the terms of this bylaw. If, in the opinion of the Supervisor of Works, a meter should be installed on a temporary service, the applicant shall provide a safe and adequate meter setting in a stated location and shall be responsible for the protection of the whole installation while the service is made available. The applicant will be responsible for the payment of any applicable rates and charges as set out in the Fees and Charges Bylaw.

6.6 The sewer service to any utility customer may be disconnected for any of the following reasons:

- (a) Repair
- (b) Want of capacity
- (c) Non-payment of accounts rendered
- (d) Defective piping, or
- (e) For any reason which the Supervisor of Works or Council considers sufficient.

6.7 All connections to the sewer utility, whether specified in this bylaw or not, shall require the prior approval of the Village.

6.8 A premise shall be approved for occupancy by the Building Inspector only after all provisions of this bylaw have been complied with.

**7.0 BILLING AND COLLECTION**

7.1 All rates and charges specified in the Fees and Charges Bylaw that are due and payable shall be paid to the Village. Failure of a utility customer to receive a billing shall in no way affect the liability to pay the account.

7.2 Application for any sewer service shall be made in writing to the Village on Schedule "A", attached to and forming part of this bylaw together with payment of the fees specified in the Fees and Charges Bylaw. Those provisions, terms and conditions contained in an application for sewer service, those contained in this bylaw and those contained in the Fees and Charges Bylaw shall form the entire contract between the Village and the utility customer for sewer service. Such contract is not transferable and shall remain in full force and effect until the utility customer has notified the Village in writing of their intent to terminate the service or until the service shall have been terminated by the Village.

7.3 Following written notification by a utility customer of their desire to terminate a contract hereunder, the Village shall shut off the water supply as soon as reasonably possible and the utility customer shall be liable for and shall pay all of the rates and charges payable hereunder until the time of such shut off including the costs of such shut of, all as designated in the Fees and Charges Bylaw.

7.4 All applications for connection or notification to terminate shall allow a minimum of seventy-two (72) hours before such application or notification order is to become operative provided that such time period falls within the normal business hours of the Village.

7.5 All accounts, including interim accounts for sewer service shall be due and payable as defined in the Fees and Charges Bylaw. Any unpaid accounts for sewer service shall be added to property taxes as specified in the Fees and Charges Bylaw.

**8.0 RELEASES TO THE SEWER UTILITY**

8.1 No person shall release or permit the release of any matter containing a hazardous waste into a sanitary sewer.

8.2 The following may be released into a sanitary sewer:

- (a) wastewater that does not contain:
  - i. a hazardous waste
  - ii. a prohibited waste as specified in Schedule "B", attached to and forming part of this bylaw

iii. a restricted waste as specified in Schedule "C", attached to and forming part of this bylaw

8.3 No person shall dispose of any flammable, poisonous or other hazardous materials, mud, grit, plaster, lime, clay, or other waste which may injure or impair the efficiency or safety of the sewer utility, or cause an upset or malfunction of the sewer utility through deposit forming in the sewer utility or owing to the attacking and weakening of the sewer utility.

8.4 No person shall release or permit the release of wastewater that contains sludge, grit or other material from interceptors, catch basins, pre-treatment facilities or private wastewater disposal systems.

## **8.0 APPEALS**

8.1 Notwithstanding any other provisions of this bylaw or the Fees and Charges Bylaw, if any utility customer believes that the rates charged to them under the Fees and Charges Bylaw are unfair, unreasonable or discriminatory, they may appeal such rates in writing to the Village, specifying the grounds of their appeal. Appeals shall first be heard and determined by the Supervisor of Works. If the utility customer is not satisfied with the determination of the Supervisor of Works, the utility customer may further appeal the matter to Council and the decision of Council shall be final.

## **9.0 OFFENCES AND PENALTIES**

9.1 Any person who contravenes any of the provisions of this Bylaw, or who suffers or permits any act or thing to be done in contravention of any provision of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw, commits an offence against this Bylaw and is subject to:

- (a) a fine in accordance with the Municipal Ticket Information Bylaw if an information respecting the infraction is laid by means of a ticket; or
- (b) upon summary conviction, to a minimum fine of not less than One Thousand Dollars (\$1000.00) and a maximum fine of Ten Thousand Dollars (\$10,000.00) and the cost of prosecution. Every day during which there is an infraction of this Bylaw shall constitute a separate offence.

**10. COST RECOVERY**

10.1 Any person who contravenes any of the provisions of this Bylaw, or who suffers or permits any act or thing to be done in contravention of any provision of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw, is subject to being required to pay all or part of the costs of remediation, repair and/or replacement of any part of the Sewer Utility resulting from such contravention.

**11.0 VALIDITY**

11.1 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of any Court of competent jurisdiction, this decision shall not affect the validity of the remaining portions of this bylaw.


READ A FIRST TIME THIS 11<sup>th</sup> DAY OF MAY, 2010

READ A SECOND TIME THIS 25<sup>th</sup> DAY OF MAY, 2010

READ A THIRD TIME THIS 25<sup>th</sup> DAY OF MAY, 2010

ADOPTED THIS 8<sup>th</sup> DAY OF JUNE, 2010

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Corporate Officer



**SCHEDULE "A"**

**Application For Service**

**The Corporation of the Village of Chase  
Application for Sewer Service**

Date \_\_\_\_\_  
 Name of Registered Property Owner \_\_\_\_\_  
 Legal Description of Subject Property \_\_\_\_\_  
 Street Address of Subject Property \_\_\_\_\_

**New Sewer Service**

	Size	Fee	Date Installed	Date Inspected	PW Initial
Domestic					
Non-Domestic					
Turn On Date					

**Existing Sewer Service**

	Date Requested	Actual Date	Fee
Turn On			
Turn Off			

I, as an Owner of the property described above or acting as their agent, hereby make application for the service or services indicated above. Further, I have read and agree to comply with Village of Chase Bylaw No. 750-2010.

\_\_\_\_\_  
 Applicant Signature

Applicant Name (please print clearly) \_\_\_\_\_  
 Applicant weekday telephone number \_\_\_\_\_  
 Applicant mailing address \_\_\_\_\_  
 Applicant street address \_\_\_\_\_

## **SCHEDULE "B"**

### **Prohibited Wastes**

The following are designated as Prohibited Wastes:

1. Any matter in a concentration that may cause a hazard to human health.
2. Any flammable liquid or explosive matter which, by itself or in combination with any other substance, is capable of causing or contributing to an explosion or supporting combustion.
3. Any matter which by itself or in combination with another substance is capable of obstructing the flow of or interfering with the operation or performance of the sewage system, wastewater facility including, but not limited to:
  - (a) agricultural wastes;
  - (b) animals, including fish and fowl or portions thereof that will not pass a two centimetre screen;
  - (c) ashes;
  - (d) asphalt;
  - (e) gardening wastes;
  - (f) glass;
  - (g) gravel;
  - (h) metal;
  - (i) plastics;
  - (j) rags and cloth;
  - (k) wood, sawdust or shavings from wood.
4. Any matter with corrosive properties which, by itself or in combination with another substance, may cause damage to any sewage system or wastewater treatment facility.
5. Any matter, other than domestic wastewater, which by itself or in combination with another substance, is capable of creating an air pollution problem outside a sewage system or in and around a wastewater treatment facility.
6. Any matter which, by itself or in combination with another substance, is capable of preventing safe entry into a sewage system or wastewater treatment facility.
7. Any matter which, by itself or in combination with another substance, is detrimental to the operation or performance of the sewage system, wastewater treatment facility or the environment including, but not limited to:

- (a) biological waste;
  - (b) elemental mercury;
  - (c) paint, stains, coatings including oil and water based;
  - (d) prescription drugs;
  - (e) used automotive and machine oils and lubricants.
8. Radioactive material in solid form.
9. Effluent from an industrial garbage grinder.
10. Any matter which may:
- (a) cause a hazard to human health and that cannot be effectively mitigated by wastewater treatment.
  - (b) cause a hazard to the environment
  - (c) cause a hazard to the Village workers responsible for operating and maintaining the sewage system or the wastewater treatment facilities;
  - (d) cause an adverse effect to the sewage system;
  - (e) cause an adverse effect to the wastewater treatment facilities;
  - (f) result in the wastewater being released by the Village's wastewater treatment facilities being in contravention of provincial regulatory requirements.

**SCHEDULE "C"****Restricted Wastes**

The following are designated as restricted wastes when present in wastewater, storm water or subsurface water being released to the sanitary sewage system at a concentration in excess of the levels set out below, with concentrations being expressed as total concentrations unless specified otherwise.

1. (a) Contaminants
 

(i)	Biochemical oxygen demand (B.O.D.)	10,000 mg/L
(ii)	Chemical oxygen demand (C.O.D.)	20,000 mg/L
(iii)	Oil and grease	800 mg/L
(iv)	Phosphorus	200 mg/L
(v)	suspended solids	5,000 mg/L
  
- (b) Inorganic Constituents
 

(i)	Hydrogen ion less than 6.0 or greater than 11.5 mg/L	
(ii)	Arsenic	1.0 mg/L
(iii)	Cadmium	0.10 mg/L
(iv)	Chlorine (free)	5.0 mg/L
(v)	Cobalt	5.0 mg/L
(vi)	Copper	1.0 mg/L
(vii)	Cyanide	2.0 mg/L
(viii)	Lead	1.0 mg/L
(ix)	Mercury	0.10 mg/L
(x)	Zinc	2.0 mg/L
  
- (c) Organic Compounds
 

(i)	Hydrocarbons	50 mg/L
(ii)	Phenols	1.0 mg/L
  
- (d) Physical Property
 

(i)	temperature greater than 75 degrees Celsius	
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2. Radioactive materials in concentrations greater than allowed under the Atomic Energy Control Act and the Atomic Control Regulations as amended from time to time.