

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

A bylaw to regulate the terms and conditions under which a connection to the municipal sewerage system will be undertaken.

WHEREAS pursuant to Sections 8 of the *Community Charter* is deemed expedient to make provisions for regulating the rates, conditions and terms under or upon which sewer disposal services may be supplied to and used by the inhabitants of the Village of Clinton.

NOW THEREFORE the Municipal Council of the Village of Clinton in open meeting assembled **ENACTS AS FOLLOWS:**

1. TITLE

This Bylaw may be known and cited as the "Village of Clinton Sewer Regulations Bylaw No 443, 2006".

2. DEFINITIONS

- 2.1 "Collector" shall mean the person appointed from time to time by the Council as Collector;
- 2.2 "Common Sewer" shall mean all sanitary or storm sewer pipes, lift stations, manholes, catch basins and other fittings and fixtures on or under Village right-of-ways and easements under the control of the Village;
- 2.3 "Prohibited Waste" shall mean waste collected by a grab or composite sample and determined to be:
- flammable or explosive
 - a cause of obstruction or interference of flow within a common sewer or sewer connection pipe odorous
 - greater than 65 degrees celsius in temperature
 - pathogenic
 - corrosive
 - radioactive
- 2.4 "Property Owner" shall mean the registered owner of any lands and premises within the Village and shall, where applicable, include the agent, executor or administrator of such owner or the lessee or occupier of the premises;
- 2.5 "Restricted Waste" shall mean waste collected through one operating day composite sampling process and determined to contain any one element in concentrations greater than the following:

Factor/Element	Maximum limit or concentration
• Maximum temperature	65 ° C
• pH low	5.5
• pH high	10.5
• Synthetic Oil/Grease	15 mg/L
• Natural Oil/Grease	150 mg/L
• Pheolics	1.0 mg/L
• Biological Oxygen Demand	500 mg/L

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

• Suspended Solids	600 mg/L
• Aluminum	50.0 mg/L
• Arsenic	1.0 mg/L
• Cadmium	0.2 mg/L
• Chromium	4.0 mg/L
• Cobalt	5.0 mg/L
• Iron	10.0 mg/L
• Lead	1.0 mg/L
• Manganese	5.0 mg/L
• Mercury	0.05 mg/L
• Silver	1.0 mg/L
• Sulphates	1500.0 mg/L
• Sulphides	1.0 mg/L
• Zinc	3.0 mg/L

- 2.6 “*Sanitary Building Sewer*” shall mean the sanitary sewer pipe extending from the property line of the property concerned to the building situated thereon, and joining the sewer connection to the plumbing system at the building;
- 2.7 “*Sewer Connection*” shall mean the sewer pipe extending from the common sanitary sewer or common storm sewer to the property line of the property being served;
- 2.8 “*Sewer Service*” shall mean works or services provided by the Village and include:
- collection and treatment of waste
 - sewer connection common sewer extension
 - collection of storm runoff
- 2.9 “*Sewer Treatment Facility*” shall mean a sewer treatment facility owned and operated by the Village;
- 2.10 “*Storm Building Sewer*” shall mean the storm sewer pipe extending from the property line of the property concerned to the building or area having drainage thereon, also joining the sewer connection to the plumbing system at the building;
- 2.11 “*Superintendent of Public Works*” shall mean the person appointed as such by the Council of the Village and any person delegated to assist him in carrying out his duties under this bylaw;
- 2.12 “*Village*” shall mean the Village of Clinton;
- 2.13 “*Waste*” shall mean any material deposited in or collected by a common sewer pipe, sewer connection pipe or sewer treatment facility.

3 GENERAL PROVISIONS

- 3.1 No person shall make any connection to the common sewer without first receiving approval from the Village;
- 3.2 The property owner shall keep the building sewer pipes, fixtures, fittings on their own premises or property free flowing, in good repair, and protect them from frost at their own risk and expense;
- 3.3 If a parcel of land, upon which is situated a building occupied by one or more persons, abuts a street or lane or right-of-way upon or under which there is a

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

- common sewer, the owner or occupier of such building shall connect or cause to be connected, the said building sewer with the common sewer in the manner provided by this bylaw.
- 3.4 The Village shall not be required to supply sewer connection to any property within the Village, which is serviced by other than the common sewer.
- 3.5 The property owner shall be responsible for all costs associated with the works required for the installation of a sewer connection for his property.
- 3.6 No works or services shall be performed on the common sewer unless authorized in writing by the Superintendent of Public Works.
- 3.7 All works and services performed on the common sewer shall conform with the requirements of the Village of Clinton Standard Construction specifications as written in the Village of Clinton Subdivision Development Servicing Bylaw and Master Municipal Construction Documents.
- 3.8 No person shall in any way interfere or tamper with any pipe, fixture, fitting or other component of the common sewer.
- 3.9 The Village shall not be liable for damages caused as a result of a disruption or discontinuation of sewer service.
- 3.10 No person being a property owner, occupant, or tenant of any premises supplied with sewer services by the Village shall sell, give away or permit use of the common sewer for the benefit of others, except to those persons provided written authorization from the Superintendent of Public Works.

4. APPLICATION – CONNECTION

- 4.0 Application for sewer service shall be made to the Village and shall be made on the form contained in Schedule “A” of this Bylaw and shall be accompanied by the proper fee as specified in Schedule “F” of the Village of Clinton Fees & Charges Bylaw No 441, 2006 (which may be amended from time to time). Each application, when duly signed by the property owner, includes agreement to abide by the terms and conditions of this Bylaw and any subsequent amendments thereto.
- 4.1 No permit for sewer service shall be issued where, in the opinion of the Superintendent of Public Works, the common sewer is incapable of adequately serving the said parcel of land, and in such case the provision of Section 3.3 of this bylaw shall be deemed to have been waived in respect to that parcel of land.
- 4.2 Applications for sewer service submitted by other than the registered or legal property owner must be accompanied by a letter of consent or authorization from the registered or legal property owner.
- 4.3 The sewer service fee paid in accordance with Section 4.0 hereof does not include works within private property.

5. APPLICATION – DISCONNECTION

- 5.1 When any building within the Village is removed or demolished, application for disconnection of a sewer connection shall be made in writing, by the property owner, and delivered to the Village office, and until such application has been submitted, sewer rates may be charged as prescribed in Schedule “F” of the Village

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

of Clinton Fee s & Charges Bylaw No 441, 2006 (which may be amended from time to time) to the property owner.

6. WASTE STANDARDS

- 6.1 No person shall discharge or allow to be discharged into a common sewer or sewage treatment facility any restricted or prohibited waste.
- 6.2 No person shall discharge any deleterious material into a common sewer or sewage treatment facility without a Waste Discharge Permit. The Superintendent of Public Works may require the material to be discharged be analyzed by a recognized laboratory to ensure conformance with restricted or prohibited waste standards of this bylaw. The applicant must prepay the cost of the laboratory testing.
- 6.3 Applications for a Waste Discharge Permit shall be made to the Village and shall be made on the form contained in Schedule "B" of this bylaw and shall be accompanied by the proper fee specified in Schedule "F" of the Village of Clinton Fee s & Charges Bylaw No 441, 2006 (which may be amended from time to time).
- 6.4 No person shall discharge waste into a common sewer or sewage treatment facility in excess of 100 cubic meters over any consecutive 30-day period.
- 6.5 Any waste likely to damage or increase maintenance costs on the sewer collection system, or which may detrimentally affect the sewage treatment process, shall be pretreated to render them innocuous prior to discharge into a common sewer.

7. RATES AND CHARGES

- 7.1 Property owners shall be responsible for payment of all rates for sewer services provided to properties owned by them.
- 7.2 The user rates and charges specified in Schedule "F" of the Village of Clinton Fee s & Charges Bylaw No 441, 2006 (which may be amended from time to time) are hereby imposed and levied for sewer services supplied by the Village. All such rates shall be due and payable upon receipt of the invoice in January of each year.
- 7.3 User rates are subject to a discount of 5% (five percent) if paid in full no later than February 28 of the billing year.
- 7.4 A penalty of 10% (ten percent) shall be imposed upon the balance of outstanding utilities that is unpaid after September 30th of the billing year.
- 7.5 For any sewer service activated after the 1st day of January, the user account will be billed for an amount equal to the annual rate prorated for the number of days remaining in the year.
- 7.6 For any sewer service deactivated after the 1st of January, the user account will be credited for an amount equal to the annual rate prorated for the number of days remaining in the year.
- 7.7 All rates and charges remaining unpaid on the 31st day of December in each year shall be added to and form part of the taxes payable in respect of the land and improvements therein, and shall be entered on the Collector's Roll as taxes in arrears.
- 7.8 The cost of works required to clear or flush waste or debris originating from a property and interrupting the free flow within the common sewer shall be charged to the owner of the originating property.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

8. INSPECTION

- 8.1 The sanitary and storm building sewer connection shall be left uncovered at the joint with the common sewer until it has been inspected and approved in writing by the Superintendent of Public Works.
- 8.2 Officers, employees, and agents of the Village of Clinton are hereby authorized to enter upon any lands and premises in the municipality at all reasonable times to ascertain whether the requirements and regulations of this Bylaw are being observed.

9. ENFORCEMENT

- 9.1 Any person who installs a connection to the Village common sewer system, without first obtaining approval and paying the applicable charges, will be guilty of an offence under this Bylaw.
- 9.2 Any person who violates any provision of this bylaw, or who suffers or permits any act to be done in contravention or violation of any of the provisions of this bylaw, or who neglects or refrains from doing anything required to be done by any provision of this bylaw, commits an offence and is liable on conviction to a fine of not more than \$1,000.00. This bylaw may also be enforced by a Municipal Ticketing Information Bylaw, if it is enacted.

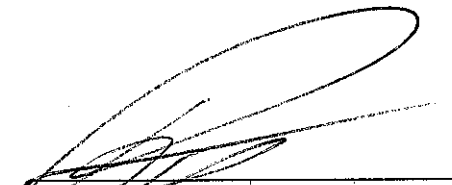
10 SEVERABILITY

If at any time, any provision of this bylaw is declared or held to be illegal or invalid in whole or in part, then the provision shall not apply and the remainder of this bylaw shall continue in full force and effect and be construed as if it had been enacted without the illegal or invalid provision.

11. REPEAL

The Village of Clinton Sewer Regulation and Rates Bylaw No. 416 2004 and any amendments thereto, are hereby repealed in their entirety.

READ A FIRST TIME	this 13 th day of December 2006
READ A SECOND TIME	this 13 th day of December 2006
READ A THIRD TIME	this 13 th day of December 2006
RECONSIDERED AND FINALLY ADOPTED	this 10 th day of January 2007


MAYOR


CLERK

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

SCHEDULE "B"

APPLICATION FOR A WASTE DISCHARGE PERMIT

I _____ being the property owner of the premises described as: Lot
_____ Block _____ D.L. _____ Plan _____ and situated at #
_____ Street/Road/Avenue in the Village of Clinton, hereby make application for
the following services:

- ___ septic waste disposal from a single residential home
- ___ septic waste disposal from a commercial, industrial or institutional establishment.

The activities/business currently being carried out at this property can generally be
described as _____

The quantity of waste to be discharged is _____ gallon/litres.

The carrier will be _____ Phone: _____

DATED at the Village of Clinton this _____ day of _____, 20 ____.

APPLICANT _____ Phone: _____

The completion of this agreement does not relieve the applicant, authorized agent or owner from conforming to all requirements or every pertinent bylaw and regulation enforced within the Village of Clinton.

In consideration of the approval of this application, I/we agree to duly pay all applicable user rates and service charges for all sewer services provided herein as prescribed by the Bylaw. I/we further agree that I/we will be bound by all the provisions of the said bylaw where applicable and the rules and regulation made hereunder and that in consideration of the aforesaid, will protect and save harmless the Village of Clinton from all claims for damages caused by the delivery of the said service(s). I/we further agree to release and indemnify the Village of Clinton, its Council members, employees and agents from and against all liability, demands, claims, causes of action, suits, judgements, losses, damages, costs and expenses of whatever kind I/we or any other person, partnership or corporation or our respective heirs, successors, administrators or assignees may have to incur in consequence of or incidental to this agreement.

DATED at the Village of Clinton this _____ day of _____, 20 ____.

Property Owner _____ Signature _____

AUTHORIZATION TO PROCEED WITH DISPOSAL:

(Superintendent of Public Works or designate) Date: _____

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 443, 2006
Sewer Regulation Bylaw

SCHEDULE "A"

APPLICATION FOR SEWER DISPOSAL SERVICE(S)

I _____ being the property owner of the premises described as: Lot _____ Block _____ D.L. _____ Plan _____ and situated at # _____ Street/Road/Avenue in the Village of Clinton, hereby make application for the following services:

- ___ the use of a common sewer of residential, commercial or other. The use or occupancy of the property or premise supplied will be _____
_____ (describe current or proposed occupancy and zoning) consisting of _____ square meters of total building floor area.
- ___ new sewer connection(s) or installation(s)
- ___ sewer connection repair, replacement or adjustment
- ___ sewer disconnection for repair, replacement or adjustment
- ___ common sewer main extension
- ___ other (provide description) _____

DATED at the Village of Clinton this _____ day of _____, 20__.

APPLICANT _____

TOTAL COST OF SERVICE(S) = \$ _____

Note:

- a) a detailed cost summary is attached for the property owners review.
- b) The total costs presented herein will be held firm for a period not exceeding sixty (60) days from the date of issuance.

Superintendent of Public Works or designate

DATE: _____