

# THE CITY OF CHESTERMERE

## PROVINCE OF ALBERTA

### BYLAW No. 002-21

A Bylaw of the City of Chestermere, in the Province of Alberta, to regulate storm sewers, storm drainage and Storm Water Management Facilities in the City of Chestermere.

WHEREAS pursuant to section 3 of the *Municipal Government Act*, RS.A. 2000, c. M-26 and amendments thereto the purposes of a municipality are to provide services, facilities or otherthings that, in the opinion of council, are necessary or desirable for all or a part of the municipality;

AND WHEREAS pursuant to section 7(g) of the *Municipal Government Act* a council of a municipality may pass bylaws for municipal purposes respecting public utilities;

AND WHEREAS it is desirable to regulate storm sewers, storm drainage and Storm Water Management Facilities within the City of Chestermere;

AND WHEREAS the City of Chestermere deems it desirable to contract with 1538974 Alberta Ltd. (hereinafter referred to Utility Co.) for the operation of the storm drainage system in the City of Chestermere;

NOW THEREFORE the Municipal Council of the City of Chestermere, Alberta, duly assembled, hereby enacts as follows:

#### PART I - INTERPRETATION

##### 1. Title

This Bylaw may be cited as "The Storm Drainage Bylaw".

##### 2. Definitions

In this Bylaw:

- (a) "Animal Waste" means all forms of waste from animals or the treatment of animals, and includes animal carcasses or parts:
- (b) "Biomedical Waste" means medical waste that requires proper handling and disposal because of environmental, aesthetic, health or safety concerns and includes, but is not limited to:
  - (i) human anatomical waste;
  - (ii) infectious human waste;

- (iii) infectious animal waste;
  - (iv) microbiological waste;
  - (v) blood and body fluid waste;
  - (vi) medical sharps, such as needles, syringes, blades or other clinical or laboratory materials capable of causing punctures or cuts;
- (c) "Chief Administrative Officer" means the Chief Administrative Officer of the City or their delegate;
- (d) "Connection" means a pipe or conduit installed between a Premises and the Storm Drainage System for the purpose of draining Storm Drainage from the Premises;
- (e) "Council" means the municipal council of the City;
- (f) "CEO" means the Chief Executive Officer for the Utility Co. or their delegate;
- (g) "City" means the municipal corporation of the City of Chestermere, and includes the geographical area within the boundaries of the City of Chestermere where the context so requires;
- (h) "City Land" means any land owned or controlled by the City;
- (i) "Decorative Pond" means an artificial body of water for ornamental purposes but does not include fish ponds or Stormwater Management Facilities;
- (j) "*Environmental Protection and Enhancement Act*", means the *Environmental Protection and Enhancement Act*, R.S.A. 2000 c E-12, and the regulations thereunder, as amended or replaced from time to time;
- (k) "Foundation Drainage" means water collected beneath the surface of the ground by a foundation drain or weeping tile;
- (l) "Franchise Agreement" means the Franchise Agreement between Utility Co. and the City in respect of utility services, dated August 19, 2013, as amended or replaced from time to time;
- (m) "General Medical Waste" means non-hazardous medical waste and includes, but is not limited to, soiled dressings, sponges, surgery drapes, lavage tubes, casts, catheters, disposable pads, disposable gloves, specimen containers, lab coats and aprons, tubing, filters, towels and disposable sheets, but excludes Biomedical Waste;
- (n) "Hazardous Waste" means waste that is generated from any premises and

has one or more hazardous properties as described in the *Environmental Protection and Enhancement Act*;

- (o) "Industrial Waste" means waste generated by commercial or industrial activities that presents health, safety or environmental concerns, and includes, but is not limited to, lime, sulphur, asbestos, contaminated soils, empty chemical containers and drums, carbon, acids, caustics, sludge, and industrial sump Water, but excludes Hazardous Substances and Biomedical Waste;
- (p) "Interceptor" means a treatment system or device, approved by Utility Co. that is designed to remove Substances or contaminants from Storm Drainage or Water before passing into the Storm Drainage System;
- (q) "*Municipal Government Act*" means the *Municipal Government Act*, R.S.A. 2000, c. M-26, and the regulations thereunder, as amended or replaced from time to time;
- (r) "Negative Impact" means impairment of or damage to; or the ability to cause impairment of or damage to:
  - (i) the Storm Drainage System;
  - (ii) storm water management facilities;
  - (iii) human health or safety;
  - (iv) property; or
  - (v) the environment;
- (s) "Parcel" means the aggregate of one or more areas of land described in a certificate of title;
- (t) "Peace Officer" means a police officer appointed pursuant to the *Police Act*, R.S.A. 2000, c. P-17 or a peace officer appointed pursuant to the *Peace Officer Act*, S.A. 2006, c. P-3.5, and the respective regulations thereof, as amended or replaced from time to time;
- (u) "Person" means any individual, firm, partnership, association, corporation, trustee, executor, administrator or other legal representative to whom the context applies according to law;
- (v) "Premises" includes land or buildings or both, or a part thereof;
- (w) "Prohibited Material" means any Substance that may, directly or indirectly, obstruct the flow of Water within the Storm Drainage System or may have a

Negative Impact, and includes, but is not limited to:

- (i) soil, sediment, waste or other solid matter;
  - (ii) fecal matter, Animal Waste;
  - (iii) cooking oils and greases;
  - (iv) gasoline, motor oil, transmission fluid and antifreeze;
  - (v) solvents;
  - (vi) paints;
  - (vii) cement or concrete wastes;
  - (viii) sawdust, wood, fiberboard or construction material;
  - (ix) Yard Waste;
  - (x) pesticides, herbicides, or fertilizers;
  - (xi) Biomedical Waste or General Medical Waste;
  - (xii) Hazardous Waste;
  - (xiii) Industrial Waste;
  - (xiv) soaps or detergents;
  - (xv) Water from hot tubs;
  - (xvi) any substance or combination of substances that emits an odour;  
and
  - (xvii) fish and other aquatic fauna and flora not authorized by the Utility Co.  
;
- (x) *“Provincial Offences Procedure Act” means the Provincial Offences Procedure Act, R.S.A. 2000,c. P-34, and the regulations thereunder, as amended or replaced from time to time;*
- (y) "Release" means:
- (i) To directly or indirectly conduct a Substance to the Storm Drainage System by spilling, discharging, disposing of, abandoning, depositing, leaking, seeping, pouring, draining, emptying, or by any other means; or

- (ii) a spill, discharge, disposal, abandonment, deposit, leak, seep, pour, drain or emptying of a Substance into the Storm Drainage System;
- (z) "Reserve" means a Parcel designated on its certificate of title as municipal reserve, school reserve, municipal and school reserve, environmental reserve or public utility lot, or a Parcel administered by the City or Utility Co. , as the case may be, as if it had such reserve designation;
- (aa) "Sideyard" means that portion of a Parcel extending from the front yard to the rear yard and between the side property line of the Parcel and the closest side of the principal building;
- (bb) "Storm Drainage" means runoff that is the result of rainfall and other natural precipitation or from the melting of snow or ice
- (cc) "Storm Drainage System" means the system for collecting, transmitting, storing, treating, and disposing of Storm Drainage, and includes:
  - (i) the catch basins, sewers and pumping stations that make up the Storm Drainage collection system;
  - (ii) the Surface Drainage Facilities, structures or things used for storage, management and treatment to buffer the effects of runoff or improve the quality of the storm water,
  - (iii) the sewers and pumping stations that transport Storm Drainage to the location where it is treated or disposed of;
  - (iv) the Storm Drainage outfall structures;
  - (v) the Surface Drainage Facilities; and
  - (vi) Storm Water Management Facilities

but does not include plumbing or service connections in buildings;

- (dd) "Storm Water Management Facility" means an engineered facility for the collection, control, storage, treatment and/or disposal of stormwater, and includes a permanent pool of water, bed and shore and all infrastructure..
- (ee) "Street" means any thoroughfare, highway, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway, or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, and includes:

- (i) a sidewalk (including the boulevard portion of the sidewalk),
- (ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and
- (iii) if a street is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be, but

does not include a place declared by the Lieutenant Governor in Council not to be a street;

(ff) "Substance" means any one or more of the following:

- (i) any solid matter;
- (ii) any liquid matter;
- (iii) any gaseous matter;
- (iv) any sound, vibration, heat, radiation, or other form of energy;
- (v) any combination of i, ii, iv, v;

(gg) "Surface Drainage Facility" means any facility or facilities associated with drainage or control of Storm Drainage and includes, but is not limited to:

(i) a grass swale;

(ii) a concrete or asphalt walkway, gutter or swale;

(iii) a drainage control fence or structure;

(iv) a ditch; or

(v) the sloping and contouring of land to facilitate or control Storm Drainage;

(hh) "Utility Co." means 1538974 Alberta Ltd.;

(ii) "Water" means all water in any form on or under the surface of the ground;

(jj) "Yard Waste" means waste from gardening or horticultural activities and includes, but is not limited to, grass, leaves, plants, tree and hedge clippings, and sod.

### 3. Application

(1) Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation, other bylaw or any requirement of any lawful permit, order or license.

(2) Any heading, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only, and shall not form part of this Bylaw.

(3) Where this Bylaw refers to another Act, bylaw, regulation or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted therefore.

(4) All the schedules attached to this Bylaw shall form a part of this Bylaw.

(5) This Bylaw is gender-neutral and, accordingly, any reference to one gender includes another.

## PART 11 - STORM DRAINAGE PROVISIONS

### 4. Authority of Utility Co.

(1) Council authorizes Utility Co. to manage and operate the Storm Drainage System and regulate the Release of Storm Drainage within the City in accordance with this

Bylaw, subject to any exceptions identified in the Franchise Agreement.

(2) Utility Co. may:

- (a) establish any conditions or requirements of an approval or permit to Release water to the Storm Drainage System, including but not limited to:
  - (i) testing, monitoring or reporting requirements;
  - (ii) equipment or equipment maintenance requirements;
  - (iii) filtration, settling or other treatment requirements;
- (b) order the testing of any Release to the Storm Drainage System;
- (c) require the owner or occupier of a Parcel to submit a plan setting out how Releases from the Parcel will not cause a Negative Impact;
- (d) impose conditions upon the owner or occupier of a Parcel to prevent Releases from the Parcel from causing a Negative Impact.

(3) Notwithstanding any other provision of this Bylaw, Utility Co. may establish rates, volumes and locations of Releases, including but not limited to:

- (a) overland flows onto City Land, including a Reserve;
- (b) Releases into a Storm Drainage System; and
- (c) Releases to a Street.

## 5. Storm Drainage Fees and Charges

(1) Every owner of a Parcel which is directly or indirectly served by the Storm Drainage System shall pay to Utility Co. the rates, fees or other charges specified in Schedule "A" of this Bylaw.

(2) Utility Co. may establish rates, fees or charges for matters not set out in Schedule "A". Charges established by Utility Co. become effective and binding upon a Customer or other Person affected when delivered to the Chief Administrative Officer by Utility Co. Without limiting the generality of the foregoing, Utility Co. may establish charges for the following:

- (a) approvals;
- (b) Connections/disconnections;
- (c) repair or replacement of damage to the Storm Drainage System caused by a Person;



- (d) inspections;
- (e) collections;
- (f) missed appointment(s) or no access;
- (g) after hour service callout;
- (h) late payment penalties;
- (i) Not Sufficient Funds (NSF) payment.

## 6. Permitted Releases to Storm Drainage System

(1) The following may be Released into the Storm Drainage System:

- (a) Foundation Drainage;
- (b) water from a portable swimming pool, Decorative Pond, or fountain, having a capacity of three (3) cubic meters (3000 liters) or less;
- (c) water resulting solely from irrigating or otherwise watering a lawn, garden and trees or other landscaping;
- (d) water from washing of single-family or semi-detached homes with potable water;
- (e) water resulting from extinguishing fires;
- (f) water in accordance with a written approval from Utility Co. ; or
- (f) Water in accordance with an approval pursuant to Section 7 of this Bylaw.

## 7. Release of Prohibited Materials

(1) No Person shall Release, or allow to be Released, any Prohibited Material into the Storm Drainage System.

(2) Any Person who Releases, or causes or allows to be Released, any Prohibited Material into the Storm Drainage System must take all reasonable measures to immediately notify:

- (a) the 9-1-1 emergency telephone number if there is any damage or immediate danger to:
  - (i) human health or safety;

- (ii) property;
  - (iii) the environment; or
  - (iv) the Storm Drainage System;
- (b) the Owner of the Parcel where the Release occurred; and
- (c) any other Person that may be affected by the Release.
- (3) Any Person reporting a Release described in Subsection (1) must provide the following information:
- (a) The name and contact information of the Person reporting the Release;
  - (b) the time and location of the Release;
  - (c) The type of material Release and any known associated hazards;
  - (d) The volume of material Released; and
  - (e) Any corrective action taken, or proposed to be taken, to control the Release.
- (4) Utility Co. may require the owner or Person responsible for the Release described in Subsection (1) to:
- (a) compensate Utility Co. for any costs incurred by Utility Co. to mitigate the effects of the Release; and
  - (b) submit to Utility Co. a plan setting out how the risk of future similar Releases will be prevented or eliminated.
- (5) Any Person who Releases, or causes or allows to be Released any Prohibited Material into the Storm Drainage System must immediately take all reasonable measures to mitigate the Release, including but not limited to taking measures to prevent the obstruction of the Storm Drainage System or measure to prevent a Negative Impact.

## 8. Directing Storm Drainage

- (1) Except where an entire Parcel has Negative Drainage, no Person shall allow downspouts, eaves troughing, piping, surface drains, or other means of directing Storm Drainage on a Parcel to terminate within 2 meters of:
- (a) a Surface Drainage Facility, except where such Surface Drainage Facility is located in a Sideyard;
  - (b) a Street;

- (c) a Reserve or City land.
- (2) No Person shall directly connect or allow direct connection of downspouts, eaves troughing, piping or other means of directing roof drainage from a Parcel to the Storm Drainage System unless authorized to do so in writing by Utility Co. .
- (3) Except in an emergency, no Person shall direct or pump impounded water from a Parcel to the Storm Drainage System without written consent of the Utility Co. .

## 9. Retention and Treatment

- (1) Utility Co. may permanently or temporarily require the owner or occupant of a Parcel to treat, restrict, impound, manage or otherwise retain Storm Drainage on such Parcel:
  - (a) if the Prohibited Materials are likely to enter the Storm Drainage System from the Parcel; or
  - (b) if the Storm Drainage from the Parcel is likely to cause erosion, damage or other Negative Impact to City Land; or
  - (c) in order to;
    - (i) control the volume of water; or
    - (ii) ensure the water qualityof Storm Drainage entering the Storm Drainage System.
- (2) Anyone who fails to comply with a direction from Utility Co. under subsection (1) is guilty of an offence.

## 10. Interceptors, Devices and Practices

- (1) Any Person who owns or occupies a Parcel on which Utility Co. has, pursuant to Section 5, directed an Interceptor or other device be installed, or a practice be implemented in order to control or reduce the amount of runoff or improve water quality or infiltration must:
  - (a) keep the Interceptor, or device in good working condition at all times;
  - (b) service the Interceptor, device or practice often enough so that it does not become overloaded; and
  - (c) keep a maintenance record and provide such maintenance record to Utility Co. upon request.

- (2) No Person shall deposit, or cause or allow to be deposited, any residue from an Interceptor, or other device or practice into the Storm Drainage System

#### 11. Use and Reuse of Storm Drainage

- (1) No Person shall use or reuse Storm Drainage for any purpose without the written approval of Utility Co .
- (2) Despite subsection (1), approval of Utility Co. is not required for the reuse of Storm Drainage captured by one or more rain barrels located above ground and intended for outdoor use.

#### 12. Interference with the Storm Drainage System

- (1) Any Person who owns or occupies a Parcel on which a Surface Drainage Facility is located must ensure that:
  - (a) no building or other structure is constructed, erected, placed or allowed to remain on or over the Surface Drainage Facility; and
  - (b) the Surface Drainage Facility remains clear of soil, silt, Yard Waste, debris, ice, snow or other matter which may obstruct, restrict or prevent the flow of Storm Drainage within the Surface Drainage Facility or the Storm Drainage System.
- (2) Despite subsection (1), a fence may be constructed over a Surface Drainage Facility provided there is a vertical clearance of the top of the Surface Drainage Facility of at least 0.15 meters (6 inches).
- (3) No Person, unless authorized by Utility Co. , shall obstruct, restrict or prevent:
  - (a) Access to the Storm Drainage System; or
  - (b) Flow of Storm Drainage into or within the Storm Drainage System.
- (4) No person, unless authorized by Utility Co. , shall alter, remove or change, either temporarily or permanently, any part of the Storm Drainage System.
- (5) A Person must not, unless authorized by Utility Co., make or create a Storm Drainage Facility that connects to the Storm Drainage System.

#### 13. Storm Water Management Facilities

- (1) No person shall wade, swim, boat, fish, skate, walk or carry on any other recreational activity on or in a Storm Water Management Facility except as permitted by the CEO
- (2) No person shall allow or permit others to enter into, or upon the ice surface or water of a designated Storm Water Management Facility except as permitted by the CEO

- (3) No person shall place, allow or permit the placing of any object, structure or equipment either within, or upon the surface of any Storm Water Management Facility except as permitted by the CEO
- (4) No person shall remove any water from a Storm Water Management Facility within the City of Chestermere, except as permitted by the CEO
- (5) The City, without notice, may remove and impound any object, structure or equipment that has been placed within, or upon the surface of any Storm Water Management Facility Any objects, structures or equipment that remain unclaimed for period of thirty (30) days, will be disposed of in accordance with the Municipal Government Act.
- (6) The City will not be liable for any damage to any object, structure or equipment, impounded pursuant to section 13(5) of this bylaw.
- (7) Section 13 of the bylaw does not apply to any City department or party contracted by the City, in order to conduct maintenance or training, in or upon the ice surface of a Storm Water Management Facility.

#### 14. Compliance with Instruments Registered on Title

- (1) The owner of a Parcel shall comply with the terms and conditions of any easement, utility right-of-way, caveat, restrictive covenant, or any other document that has been registered on the title to a Parcel to protect the Storm Drainage System, including a drainage structure, swale, ditch or other Surface Drainage Facility, or the stability of a slope.

#### 15. Connections

- (1) No Person shall make, alter or remove, or permit the making, alteration or removal of, any Connection to the Storm Drainage System without the written approval of Utility Co. .
- (2) Applications for the installation, alteration or removal of a Connection shall be made in writing to Utility Co.
- (3) Utility Co. may approve the installation, alteration or removal of a Connection upon such terms and conditions as Utility Co. considers necessary including the payment in advance of the cost or estimated cost of the installation, alteration or removal of the Connection.
- (4) The installation, alteration or removal of a Connection shall be carried out at the expense of the applicant.
- (5) No Person shall re-use a Connection that has been discontinued, altered or

removed without first obtaining the written consent of Utility Co.

(6) Where the use of a Connection is discontinued, the owner of the Premises which was serviced by such Connection shall immediately notify Utility Co. in writing and the owner shall pay to Utility Co. , in advance, the cost of the disconnection.

(7) The owner of a Parcel is responsible for the pipes and other conduit connecting the Parcel to the Storm Drainage System up to the property line of the Parcel.

## 16. Disconnections

(1) Utility Co. may, in addition to any other remedy available, disconnect or seal off a Parcel from the Storm Drainage System or take such other action as is necessary to prevent a Release of Storm Drainage from entering the Storm Drainage System where the Release:

- i. contains a Prohibited Material;
- ii. creates an immediate danger to any Person;
- iii. interferes with or endangers the operation of the Storm Drainage System;  
or
- iv. may otherwise cause or result in a Negative Impact.

(2) Where Utility Co. has taken action pursuant to subsection (1), such action may be maintained or continued until evidence satisfactory to Utility Co. has been produced to assure that no further harmful Release will occur.

(3) Where Utility Co. has taken action pursuant to subsection (1), Utility Co. may by notice in writing, advise the owner or occupier of the Parcel from which the Release was emanating, of the cost of taking such action and the owner or occupier shall forthwith reimburse Utility Co. for all such costs which were incurred.

## 17. Approvals

(1) A Person to whom a written approval or requirement has been issued pursuant to this Bylaw shall ensure every provision and condition of that approval or requirement is complied with.

(2) Every Person who relies on a written approval issued pursuant to this Bylaw has the onus of proving they were the holder of a valid and subsisting approval.

(3) A written approval given by Utility Co. pursuant to this Bylaw, or an

agreement entered into by Utility Co. pursuant to this Bylaw, must be available for inspection on the request of Utility Co. or a Peace Officer.

## 18. Inspections

- (1) Utility Co. may inspect, observe, measure, sample and test the water, Foundation Drainage or Storm Drainage on any Premises in order to determine whether or not this Bylaw or an approval granted pursuant to this Bylaw is being complied with.

## 19. Notices

- (1) In any case in which Utility Co. is required to provide written notice pursuant to this Bylaw, Utility Co. shall serve notice either:
  - i. personally; or
  - ii. by mailing or delivering a copy of the notice to the last known address of the Customer as disclosed in the Alberta land titles registry certificate of title for the Property.

## PART III- ENFORCEMENT

### 20. Offence

- (1) A Person who contravenes any provision of this Bylaw is guilty of an offence.

### 21. Continuing Offence

- (1) In the case of an offence that is of a continuing nature, a contravention constitutes a separate 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 not less than that established by this Bylaw for each such day.

### 22. Vicarious Liability

- (1) For the purposes of this Bylaw, an act or omission by an employee or agent of a Person is deemed also to be an act or omission of the Person if the act or omission occurred in the course of the employee's employment with the Person, or in the course of the agent's exercising the powers or performing the duties on behalf of the Person under their agency relationship.

### 23. Corporations and Partnerships

- (1) When a corporation commits an offence under this Bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or

participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.

- (2) If a partner in a partnership is guilty of an offence under this Bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence.

#### 24. Fines and Penalties

- (1) A Person who is guilty of an offence is liable to a fine in an amount not less than \$250.00 and not exceeding \$10,000.00, and to imprisonment for not more than 6 months for non-payment of a fine.
- (2) Without restricting the generality of subsection (1) the fine amounts established for use on Violation Tickets if a voluntary payment option is offered are as set out in Schedule "C".

#### 25. Violation Ticket

- (1) A Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act* to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- (2) If a Violation Ticket is issued in respect of an offence, the Violation Ticket may;
- i. specify the fine amount established by this Bylaw for the offence; or
  - ii. require a Person to appear in court without the alternative of making a voluntary payment.

#### 26. Voluntary Payment

- (1) A Person who commits an offence may:
- i. if a Violation Ticket is issued in respect of the offence; and
  - ii. if the Violation Ticket specifies the fine amount established by this Bylaw for the offence;

make a voluntary payment by submitting to a Clerk of the Provincial Court, on or before the initial appearance date indicated on the Violation Ticket, the specified penalty set out on the Violation Ticket.

#### 27. Obstruction

- (1) No Person shall obstruct, hinder or impede any authorized representative of the



City or Utility Co. in the exercise of any of their powers or duties pursuant to this Bylaw.

#### **PART IV –GENERAL**

#### 28. Schedules

(1) The following schedules are included in, and form part of this Bylaw:

- i. Schedule "A" – Rates, Fees and Charges;
- ii. Schedule "B" – Specified Penalties.

#### 29. Severability

(1) If any Section or parts of this Bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such Section or parts shall be deemed to be severable and all other Sections or parts of this Bylaw shall be deemed to be separate and independent therefrom and to be enacted as such.

#### 30. Repeal and Effective Date

- (1) This Bylaw shall take effect on the day which it is finally passed.
- (2) Bylaw No. 026-13 is hereby repealed in its entirety.

READ A FIRST TIME this 15<sup>th</sup> day of June 2021.

READ A SECOND TIME this 15<sup>th</sup> day of June 2021.

READ A THIRD TIME this 15<sup>th</sup> day of June 2021.

Resolution Numbers –



MAYOR



CAO

**SCHEDULE "A"**  
**RATES, FEES AND CHARGES**

**Monthly flat fee**

Residential Premises (per dwelling unit) \$15.05

Non-Residential Premises (per unit) \$27.51

SCHEDULE "B"

SPECIFIED PENALTIES

Section	Offence	Specified Penalty
s. 7(1)	Release a Prohibited Substance	\$500.00

s. 6(1)(b)	Release exceeding 3000 liters	\$75.00
s. 4(2)(a)	Release without approval	\$500.00
s. 7(2)	Fail to notify of Release	\$75.00
s. 7(5)	Fail to mitigate a Release	\$500.00
s. 8(1)	Allow termination within 2 meters	\$75.00
s. 8(2)	Connect directly to Foundation Drain	\$75.00
s. 8(3)	Pump or direct Water from a Parcel	\$500.00
s. 9(1)	Fail to treat, restrict, impound or retain	\$500.00
s. 10(1)(a)	Fail to maintain Interceptor, device or practice	\$500.00
s. 10(1)(b)	Fail to service Interceptor, device or practice	\$500.00
s. 10(1)(c)	Fail to keep or provide a record	\$75.00
s. 10(2)	Deposit residue	\$500.00
s. 11(1)	Unauthorized use or re-use of Storm Drainage	\$500.00
s. 12(1)(a)	Allow structure on or over a Surface Drain Facility	\$500.00
s. 12(1)(b)	Fail to ensure Surface Drain Facility remains clear of debris	\$500.00
s. 12(2)	Insufficient clearance over a Surface Drain Facility	\$500.00
s.12(3)(a)	Restricting access to Storm Drainage Facility	\$500.00
s.12(3)(b)	Restricting flow into or within Storm Drainage System	\$500.00
s. 12(4)	Altering, removing or changing Storm Drainage System	\$500.00
s. 13	Fail to comply with an easement	\$200.00
s. 12(5)	Unauthorized connection to Storm Drainage Facility	\$500.00
s. 14(5)	Unauthorized re-use of Connection	\$500.00
s. 14(6)	Failure to notify Utility Co. of	\$75.00

Bylaw No. 001-21  
Storm Drainage  
Bylaw

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	discontinuation	
s.16(1)	Violate approval or condition	\$500.00
s. 26(1)	Interfere with Utility Co. forces	\$500.00
Any subsequent offence		Doublethe specified penalty