



VILLAGE OF TAH SIS
SANITARY SEWER SYSTEM REGULATION AMENDMENT BYLAW No. 651, 2022

A Bylaw to Amend the Village of Tahsis Sanitary Sewer System Regulation Bylaw No. 645, 2021

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Under its statutory powers, the Council of the Village of Tahsis, in an open meeting assembled, enacts amendments to the *Sanitary Sewer System Regulation Bylaw No. 645, 2021* ("the *Sanitary Sewer Bylaw*") as follows:

Title

- 1.** This Bylaw may be cited as the Sanitary Sewer System Regulation Amendment Bylaw No. 651, 2022.

Amendments to the Sanitary Sewer Bylaw

2. The Sanitary Sewer Regulation Bylaw No. 645, 2021 is amended:

1) In Part A, section 4 Definitions:

by deleting the definition of “Director” and replacing it with the following:

“DIRECTOR” means the Director of Infrastructure and Operations as designated by the Chief Administrative Officer to carry out the duties of this position and any other municipal employee acting under the authority of the Director.

2) In Part A, section 4 Definitions, by adding the definition of “Inspection Chamber”

“INSPECTION CHAMBER” means a chamber which allows access to a sewer pipe, located at the upstream end of a service connection, and normally defines the boundary between a private connection and the service connection

3) In Part A, section 4 Definitions, by deleting the definition of “Municipal System” and replacing it with the following:

“MUNICIPAL SYSTEM” means the system of sanitary sewer service connections, sanitary sewer mains, forcemains, lift stations treatment plants, Inspection Chambers, and all other works, facilities and appurtenances owned and operated by the Village for the collection and disposal of sewage.

4) In Part A, section 4, Definitions, by deleting the definition of “Private Connection” and replacing it with the following:

“PRIVATE CONNECTION” means a pipe, including manholes and inspection chambers laid on private property, that conveys sewage from a house, building or other structure to a service connection.

- 5) In Part A, section 4, Definitions, by deleting the definition of “Service Connection” and replacing it with the following:

“SERVICE CONNECTION” means a pipe, which may include an inspection chamber or clean out, laid on public land or a right of way connecting the municipal system to a private connection at the property line of a parcel of land, or the boundary of a sanitary servicing right of way in favour of the Village.

- 6) In Part A, section 4, Definitions, the adding the definition of the “Village”

“VILLAGE” means The Corporation of the Village of Tahsis

- 7) In Part B, section 2, Compulsory Private Connections by deleting section this section and replacing it with the following:

2. Compulsory Private Connections and Maintenance

- a) All improved properties must be connected to the municipal system unless granted an exemption by the Director.
- b) The owner must maintain the private connection on the owner’s property in a state of good repair.
- c) Where a stoppage occurs in a private connection, the owner or occupier must clear the stoppage or cause the stoppage to be cleared by a plumber or licensed contractor.
- d) The cost of clearing the stoppage in a private connection referred to in subsection c) must be borne by the owner of the property.

- 8) In Part C, by deleting **PRIVATE CONNECTIONS** replacing it with the following:
SERVICE CONNECTIONS
- 9) In Part C, by deleting sections 1 a), b), c), d), e), f) and g) Application for Private Connection and replacing it with the following:
1. **Application for Service Connection**
 - a) The Director is authorized to prescribe the form of application for:
 - i. the connection of a private connection to a service connection
 - ii. to alter and repair a service connection
 - iii. to abandon a service connection
 - b) Prior to connecting a private connection to a service connection, the Owner must:
make application for a connection on the prescribed form; and
make full payment of fees as prescribed in the applicable fees and charges bylaw
 - c) If an application to connect a private connection to a service connection is denied, the Owner will be informed with reasons given and the applicable fee refunded.
 - d) The service connection will be installed at a location selected by the Owner wherever possible. If the Director determines the Owner's preferred location is not practicable, the Director will determine the location of the service connection.
 - e) No person, other than the Village, its employees or its contractors, and under the direction of the Director, shall install, alter or remove or cause to be installed, altered or removed, any part of a service connection without written approval of the Director.
 - f) There shall be only one service connection provided to each legal lot, however, where a parcel of land is subdivided as permitted by Bylaw or a hardship exists as determined by the Director, an owner may be granted a second service connection.
 - g) Except where otherwise dictated by this bylaw, the standards for service connection and inspection chamber to the municipal system, shall be as required by the Subdivision bylaw, as amended, and the Development Procedures Bylaw, as amended.

- 10) In Part C, section 2, deleting b), c), d) and e) and replacing with the following and adding f)

2. Standards for Private Connections

- b) Inspection chambers shall be installed on all private connections.
- c) The minimum size of the private connection that connects to a service connection is determined by the BCBC and approved by the Village.
- d) The Village undertakes no duty of care to ensure that the capacity of a service connection is sufficient for the future development potential of a lot by approving a private connection under this Bylaw.
- e) All works must be designed and built in accordance with the BCBC. The private connection must be installed with sufficient depth to provide natural drainage from the lowest floor of any building or structure except where natural drainage is impractical due to the relative elevation of the private connection at the connection to the service connection and the lowest floor of the building or structure. Where the elevation cannot be met, the required lift station/equipment must be installed at the Owner's expense.
- f) All requirements of this Bylaw for the installation of a private connection must be met before the Director will connect the private connection to the service connection.

- 11) In Part C, deleting section 3 and replacing with the following:

3. Upgrading a Private Connection

If an owner is increasing the capacity, altering, modifying, relocating, or repairing an existing private connection or internal system and upgrades to current standards are required, the owner must pay the Village, in accordance with the applicable fees and charges bylaw, for any required works (materials, labour, and equipment) to the service connection and/or the municipal system.

- 12) In Part C, deleting section 4 a) and replacing with the following

4. Private Connection Disconnection

- a) The Director may, after 24 hours of a sending a written notice to the owner, disconnect a private connection from the service connection where the discharge is or has the potential to:
- i) be hazardous or creates an immediate danger to any person, or
 - ii) endanger or interfere with the operation of the Municipal System; or
 - iii) be a risk to public health and safety.

- 13) In Part C, deleting section 7 a) ii) and replacing with the following:

ii) paid to the Village any additional costs incurred by the Village in order to prevent the continued discharge after the private connection was disconnected;

- 14) In Part C, deleting section 8 and replacing with the following:

8. Abandonment

When a building on a lot serviced by a service connection is abandoned or demolished, the Director may require the disconnection of the private connection and the cost shall be recovered from the owner as set out in the applicable fees and charges bylaw.

15) In Part D, deleting section 1 a), b) and c) and replacing with the following:

1. Prohibitions

- a) No person must connect or attempt to connect, or allow to be connected, or allow to remain connected to the municipal system through a service connection on any property or premises, otherwise, than in accordance with the provisions of this Bylaw.

- b) Unless authorized by this Bylaw or the Director in writing, a person must not:
 - i) use, change, tamper, connect to obstruct, destroy, damage or in any manner interfere with the service connection and/or the municipal system or any part thereof;

 - ii) obstruct, at any time or in any manner, the Village access to the service connection and/or municipal system;

 - iii) Without first obtaining written approval from the Director, a person must not repair or alter, or cause any repairs or alteration to any service connection that is part of the municipal system.

16) In Part D, delete s. 2 iv) and replace with the following

- iv) any solid or viscous substance, such as flushable wipes, capable of obstructing sanitary sewage flow or interfering with the proper operation of a service connection and/or the municipal system.

17) In Part D, delete s. 3 and replace with the following:

3. Accidental Discharges from Private Connections

Every person responsible for the accidental discharge of prohibited substances into a private connection, service connection and/or municipal system must immediately report the discharge to the Director in order that the necessary precautions can be taken to minimize the deleterious effects of the discharge.

- 18) In Part D, delete section 4 and replace with the following

4. Blockages

- (i) An owner, or the owner's agent, must notify the Director and request that a service connection be cleared or unstopped where:
 - (a) a service connection has become stopped,
 - (b) the owner, owner's agent or occupier of the property served by it has engaged a plumber or a licensed contractor to clear or investigate the potential for a stoppage in the building sewer, and
 - (c) the plumber or licensed contractor has reported that the private connection is clear and that the stoppage exists in the service connection.
- (ii) Upon receipt of a request for clearance of stoppage of a service connection, the Director must make or cause to be made an examination of the circumstances surrounding the stoppage.
- (iii) The Director may:
 - (a) direct the owner's plumber or licensed contractor to proceed with the clearance of the stoppage if it may be effected without excavation in any street, or
 - (b) cause the clearance of the stoppage and repair of the service connection by Village forces.
- (iv) The actual cost of clearing and repair must be paid by the owner or occupier of the property where the Director's investigation, or the process of clearing the stoppage, discloses that the stoppage in the service connection was due to an act or omission of the

owner, or to the owner having caused or permitted the entry of some foreign body, including roots from trees on the owner's property, into the service connection.

(v) Subject to the exception stated in subsection (6), and provided the owner has complied with subsections (1) to (4), the reasonable cost of clearance, including the reasonable costs incurred by a plumber or licensed plumbing contractor in initially locating a blockage, shall be paid by the Village where it is disclosed to the satisfaction of the Director, by investigation or the process of clearing the stoppage in any service connection, that the stoppage was due to a defect in the service connection.

(vii) The Village is not liable to pay the cost of clearing or unstopping a service connection, whether the work was performed by the owner or occupier, or by that person's agent or contractor, unless the Director directed the work to be performed under subsection (iii).

19) In Part D, section 5 delete b) and c) and replace with the following:

b) Any person interfering with or obstructing the entry of the authorized person after that person has identified themselves, must be deemed to be guilty of an infraction of this Bylaw and is liable to the penalties in this Bylaw.

c) Any person authorized to administer this Bylaw may remove any material or thing that obstructs or impedes access to the service connection and/or the municipal system and the expense of such removal must be charged to and paid by the person responsible for the obstruction or the Owner of the property serviced.

20) In Part E,s. 1, delete "Municipal System" and replace with "service connection"

3. Effective Date

This Bylaw comes into force upon adoption.

READ a first time this 2nd day of August , 2022

READ a second time this 2nd day of August , 2022

READ a third time this 2nd day of August , 2022

Reconsidered, Finally Passed and Adopted this 6th day of September , 2022


MAYOR
CORPORATE OFFICER

I hereby certify that the foregoing is a true and correct copy of the original Bylaw No. 651, 2022 duly passed by the Council of the Village of Tahsis on this 6th day of September , 2022.


CORPORATE OFFICER