

BYLAW NO. 594-2002

"To Increase the Security of the Municipal Water System"

Being a By-law of the Town of Fox Creek, in the Province of Alberta, for the purpose of restricting the general public access and to increase the general security of the water systems within Fox Creek in Accordance with Section 7 of the Municipal Government Act, Chapter M26.1, Revised Statutes of Alberta 1994, as amended.

WHEREAS, the municipal water systems as constructed by the Town of Fox Creek are important to the health and safety of the community, and

WHEREAS, the Council of the Town of Fox Creek deems it expedient to provide a bylaw for the purpose of increasing the general security and use of the municipal water system and network situated in the said municipality, and

WHEREAS, the Council of the Town of Fox Creek wants to provide for an enforcement mechanism to ensure that such unauthorized access can be prosecuted should the need present itself,

NOW, THEREFORE, BE IT RESOLVED that the Council of the Town of Fox Creek in the Province of Alberta does hereby determine as follows:

I. Definitions:

"Designated Officer" shall mean a person with designated authority as referenced under Section 210 of the Municipal Government Act.

"Municipal water system" shall mean that water system licensed and/or approved by Alberta Environment for use in the Town of Fox Creek.

"Town" shall mean the Town of Fox Creek.

"Town Manager" shall mean the Chief Administrative Officer of the Town of Fox Creek.

II. Regulations:

1. No person, except those authorized in writing by the Designated Officer, shall:
 - a. Use, interfere with, obstruct or impede access to the municipal water system or any portion thereof in any manner;
 - b. Drill, cut, connect, join, excavate, bury, disturb or otherwise interfere with the municipal water system;
 - c. Operate any water main valves or water service valves or fire hydrants;
 - d. Enter into any utility structure of the municipal water system whether underground or above ground or any utility compound whether it is fenced or not.
2. No private water supply shall be connected to the municipal water system.
3. No person shall sell or distribute piped water unless specifically licensed to do so by the Town unless the sale or distribution of water is by a landlord to a tenant or by a condominium corporation to a member and that the charge to the tenant for water use does not exceed the amount charged by the Town.
4. The Town Manager may at such times and for such length of time as is considered necessary or advisable, regulate, restrict or prohibit irrigation, car washing and pool

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filling to reduce water usage during time of short supply.

5. The Designated Officer may at such times and for such length of time required restrict or prohibit water use to effect repairs.

III. Contravention & Fines

1. Any person or business contravening any provision of this Bylaw shall be liable upon summary conviction to a fine of not less than \$50 and not more than \$1,000 per infraction, exclusive of costs experienced by the Town associated with lost revenue due to water usage caused by the infraction, or damage to municipal water system caused by a infraction, or repairs required to bring the municipal water system back into compliance with the Provincial licenses and approvals as a result of infractions caused by the infraction.
2. Where the infraction, as deemed by the Town Manager, can be associated with a specific privately-owned property, and is caused by that property-owner or under the direction of that property-owner, the Town may assign all fines and associated costs to the property taxes of that property to ensure recovery.

IV. General:

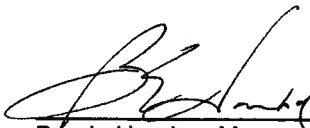
1. This Bylaw shall come into force upon final passing thereof.

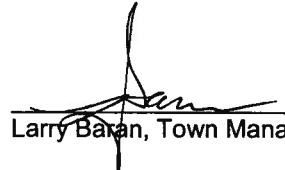
FIRST READING of Bylaw No. 594-2002 granted this 22nd day of April by Councilor T.G. MacIntyre.

SECOND READING of Bylaw No. 594-2002 granted this 22nd day of April by Councilor Jim Hailes.

THIRD AND FINAL READING of Bylaw No. 594-2002 granted this 22nd day of April by Councilor Tim Pratt.




Bernie Hornby, Mayor


Larry Baran, Town Manager