

BY-LAW NO. 68

A BY-LAW OF THE NEW TOWN OF FOX CREEK RESPECTING  
WATERWORKS , SEWERS AND PLUMBING.

Under the authority of and pursuant to the Municipal Government Act, the Board of Administrators of the New Town of Fox Creek, duly assembled, enacts as follows.

1. Use and Control of Waterworks, Sewers and Sewage Disposal Works.

The use and control of all public waterworks, common sewers, and of any sewage disposal works connected therewith, shall be in accordance with this by-law.

2. Control of Water and Sewer Systems.

All waterworks, sanitary sewers, storm sewers, drains and sewage disposal works, belonging to the New Town now laid down, constructed or built, or hereafter laid down, constructed or built, shall be under the direct control and management of the New Towns Public Works Superintendent, subject to the authority of the Board of Administrators.

SECTION A - WATERWORKS

1. Tapping Water Mains.

No person except authorized employees of the New Town shall make any connection or communication whatsoever with any of the public pipes or mains in the public thorough fares of the New Town without first obtaining the written and expressed consent of the Board of Administrators.

All water service pipes laid in private property, between the property line and the water meter, shall be of the same material as the service pipe in the street between the water main and the property line. No connection shall be made to the water service pipe between the property line and the meter without the written and expressed consent of the Board of Administrators.

2. Meters

Where meters are installed for the measuring of water, all owners, tenants, or occupiers shall give every facility for the introduction, placing, inspection, and reading of such meter, and shall protect it from interference or injury by frost or otherwise and shall be liable for any damage which may occur to the meter.

3. Turning on Water

After any construction, reconstruction, alteration or change, or the completion of any work requiring a permit, water shall not be turned on to any building or premises except for testing or emergency purposes if required until after the whole of the work has been completed and has been approved by the Provincial Plumbing Inspector. Water shall be turned on or off only by an authorized employee of the New Town.

Terms of Reference:

Municipal Plumbing Inspector

1. Board of Administrators, with the approval of the Provincial Plumbing Inspector, may appoint a "Municipal Plumbing-Inspector" to perform limited plumbing approvals and inspections in the absence of the Provincial Plumbing Inspector.
  
2. (a) The Municipal Plumbing Inspector may only approve the placement or installation of water and/or sewer lines from property line or main <sup>Water or Sewer</sup> line to within three feet of the building intended to be serviced unless he is technically qualified ~~and~~ <sup>or</sup> authorized by the Department of Health to perform more detailed plumbing approvals.  
  
(b) Municipal permits for such installations shall not be given or approved until the applicant has received an approved Provincial plumbing permit except in the case of an emergency.  
  
(c) A fee of \$2.00 for each such permit shall be collected by the Municipal Plumbing Inspector for each municipal permit granted.

*AKC.*  
Jul 9/1971

4. Disposal of Water

No person being an owner, occupier, tenant or inmate of any house, building or other premises which are supplied with water from the water system shall vend, sell or dispose of water therefrom, or give away, or permit the same to be taken or carried away, or use, or supply it to the use or benefit of others, or to any other use than his own use and benefit, or shall increase the supply of water beyond that fixed by the rating of the premises, or shall wrongfully, negligently, or improperly waste any water.

5. Wells and Other Sources of Supply of Water

No well or other source of water except the town water mains shall be used in the New Town without a permit obtained from the Board of Administrators for that purpose.

All persons having charge of or being owners or occupiers of premises containing a well or other source of supply of water other than the water mains of the Town may apply to the Board of Administrators for a permit to use the water in such well or other source of supply of water other than the water mains of the Town, and such application shall be accompanied by the payment of a fee of \$2.00, and must be approved by the Medical Officer of Health and the Provincial Plumbing Inspector. The applicant must also arrange that an analysis of the water in the well or other source of supply of water will be made to the satisfaction of the Medical Officer of Health and before a permit is granted the Medical Officer of Health shall certify that such analysis has shown the said water to be suitable for domestic consumption. The report of the Provincial Analyst shall be accepted as to the analysis of any water. Upon complying with the provisions of this by-law, the applicant may be granted a permit to use the water in the said well or other source of supply of water.

No such permit shall be granted in connection with any premises abutting on a street, avenue, lane or road upon which there is a town water main unless the supply obtainable from such water main is inadequate.

If the use of any such well or other source of supply of water is continued contrary to the provisions of this by-law forty-eight (48) hours after notice to discontinue the use of same has been given by the Municipal Secretary to the owner or occupier of the premises upon or in which it is situated, such well or other source of supply of water may be declared to be a nuisance and dangerous to the public health or safety and shall be removed, filled up or otherwise abated.

Any such permit as aforesaid may be withdrawn by order of the Board of Administrators at any time without notice, and no person shall use a well or other source of supply of water after a permit for use of same has been withdrawn.

6. Interference with Hydrants and Valves

Except as hereinafter provided, no persons other than authorized employees of the New Town shall open or close or operate or interfere with any valve, hydrant or fire plug, or draw water therefrom.

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The Chief of the Town Fire Department, his assistants and officers and members of that Department, are authorized to use the hydrants or plugs for the purpose of extinguishing fires, or for making trial of hose, or for fire protection, but all such uses shall be under the direction and supervision of the said Chief or his duly authorized assistants, and in no event shall any inexperienced or incompetent person be permitted to manipulate or control in any way any hydrant or plug.

No person shall in any manner obstruct the free access to any hydrant or valve or stop cock. No vehicle, building, rubbish, or any other matter which would cause such obstruction shall be placed nearer to a hydrant than the property line of the street in which the hydrant is located, nor within twenty (20) feet of the hydrant in a direction parallel with the said property line.

SECTION B - SEWERS

1. Use and Protection of Sewer System

No person shall throw, deposit or leave in or upon any town sewer, or any trap, basin, grating, manhole or other appurtenance of any town sewer, any butchers' offal, garbage, litter, manure, rubbish sweepings, sticks, stones, bricks, earth, gravel, dirt, mud, hay, straw, twigs, leaves, papers, rags, cinders, ashes, or refuse matter of any kind, except faeces, urine, the necessary closet paper, waste water, and slops properly discharged through a house sewer into a town sewer.

No person shall permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the sewers, or the disposal of the sewage, or any matter or substance by which the free flow of the sewage may be interfered with, or any chemical refuse, or other trade waste, or any waste stream, condensing water, heated water, or other liquids of a higher temperature than one hundred and seventy degrees Fahrenheit.

No person shall make or cause to be made any connection with any town sewer, or house drain, or appurtenance thereof for the purpose of conveying, or which may convey, into the same any inflammable or explosive material, storm water, roof drainage, cistern or tank overflow, condensing or cooling water.

No person shall discharge the contents of any privy vault, manure pit or cesspool, directly or indirectly, into any town sewer or house drain connected therewith

No person shall turn, lift, remove, raise or tamper with the cover of any manhole, ventilator or other appurtenance or any town sewer, except duly authorized employees of the New Town.

No person shall cut, break, pierce, or tap any town sewer or appurtenance thereof, or introduce any pipe, tube, trough, or conduit into any town sewer.

No person shall interfere with the free discharge of any town sewer, or part thereof, or do any act or thing which may impede or obstruct the flow or clog up any town sewer or appurtenance thereof.

The Public Works Superintendent shall have the right at all reasonable times to enter houses or other places which have been connected with town sewers, and facilities must be given him to ascertain whether or not any improper material or liquid is being discharged into the sewers, and he shall have the power to stop or prevent from discharging into the sewer system any private sewer or drain through which substances are discharged which are liable to injure the sewers or obstruct the flow of sewage.

## 2. Industrial or Trade Wastes

No waste or discharge resulting from any trade, industrial or manufacturing process, shall be directly discharged to any town sewer without such previous treatment as shall be prescribed by the Board of Administrators and/or Medical Health Officer for each such case. The necessary treatment works so prescribed shall be completely installed by the applicant, at his expense, prior to the construction of the sewer connection, and thereafter shall be continuously maintained and operated by the applicant.

## 3. Sewer Connections

No person other than duly authorized employees of the New Town, acting under the direction of the Public Works Superintendent, shall make any connection to, or shall cut or otherwise tamper in any way with a public or town sewer without the written and expressed consent of the Board of Administrators.

### SECTION C

#### APPLICATION FOR WATER AND/OR SEWER CONNECTION

No house drain or private sewer shall be connected to a town sewer or water line to a town water supply until the owner thereof shall have obtained a Provincial plumbing permit for water and/or sewer connection from the applicable Provincial Government Department.

### SECTION D

#### Responsibility

1. It shall be a consideration of the granting of any application for a water and/or sewer connection that the New Town of Fox Creek or any of its employees shall not be liable for any damage of whatsoever nature caused either directly or indirectly by such water and/or sewer connection.

2. Neither the granting of a permit, nor the approval of plans and specifications, nor inspection by a plumbing inspector shall in any way relieve the plumbing contractor or person effecting the installation of the plumbing from full responsibility for carrying out the work in strict accordance with the hereinafter Plumbing and Drainage Regulations.

3. The Public Works Superintendent may revoke or annul any permit, subject to the confirmation of the Provincial Plumbing Inspector, that may have been granted to connect to the town water and/or sewer if he shall find that any of the work is not being done in accordance with the provisions of this by-law and/or the hereinafter mentioned Plumbing and Drainage Regulations, and the person or persons making such connections or their successors in interest, shall have no right to demand or claim any damages in consequence of such permits being revoked or annulled.

### SECTION E

#### Reference Guidelines

For the purpose of the establishment of guidelines and reference, this by-law hereby **adopts** the Plumbing and Drainage Regulations as authorized by Orders in Council No's. 1173-53, 862-56, 511-62, 661-64, 608-68, 153-70 and any subsequent amendments that shall be made hereafter.

SECTION F

Penalty Clause

Every person who commits a breach of any provision of this by-law shall be liable upon summary conviction:

1. For a first offence to a fine not exceeding two hundred and fifty dollars and costs and not less than twenty-five dollars and costs.
2. For any subsequent offence to a fine not exceeding five hundred dollars and costs and not less than fifty dollars and costs.

This by-law comes into force and effect upon the final passing thereof.

READ a first time this 9 day of February 1976

READ a second time this 9 day of February, 1976

READ a third time and finally passed this 9 day  
of February, 1976.

  
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CHAIRMAN

  
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SECRETARY-TREASURER