

## **BYLAW NO. 1197/2024 (Water, Sewer, & Garbage Bylaw)**

A BYLAW OF THE VILLAGE OF DELBURNE, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR A WATERWORKS SYSTEM INCLUDING THE FIXING OF RATES, CHARGES AND CONDITIONS FOR THE SUPPLY OF POTABLE WATER.

**WHEREAS** the *Municipal Government Act* provides that a Council may pass bylaws for municipal purposes respecting public utilities, including the maintenance and management of any public utility constructed or maintained by the Village of Delburne and for the establishing of terms, rates, charges, tolls, fares and rents in connection with such public utilities; and

**WHEREAS** it is deemed necessary and expedient to establish a system of waterworks for the Village of Delburne and to set the terms, costs and charges upon which the service will be provided.

**NOW THEREFORE** the Council of Village of Delburne, in the Province of Alberta, duly assembled, hereby enacts as follows:

### **SECTION 1 - TITLE**

This Bylaw may be referred to as the "Water, Sewer, & Garbage Bylaw."

### **SECTION 2 - DEFINITIONS**

In this bylaw, unless the content otherwise requires:

- 2.1 *Account* means an agreement between a customer and the Village of Delburne for the supply of water.
- 2.2 *Applicant* means an owner or authorized agent who applies to the Village for the installation of a service to a property.
- 2.3 *Approved* means, unless otherwise provided, approved by the Village of Delburne through its authorized representatives.
- 2.4 *Bypass Valve* means the valve on the piping that bypasses around the water meter.
- 2.5 *C.C.* refers to a service control cock or a service corporation cock or a service control valve.
- 2.6 *Village CAO* means that person appointed as the Village's Chief Administrative Officer or her designated delegate.
- 2.7 *Commercial* means property used principally for the retail and sale of goods and services.
- 2.8 *Control Valve* means the privately owned valve required as part of the plumbing code, installed on the water service line inside the landlord's building prior to the meter.
- 2.9 *Council* means the Council of the Village of Delburne.
- 2.10 *Customer* means a person(s) who has opened an account with the Village and is occupying or exercising control over the land, and in all cases, includes the owner.
- 2.11 *Domestic Take Off* means the point at which water is delivered to the customers for domestic purposes. Water is generally metered off at this point to the customer.
- 2.12 *Fees & Charges Bylaw* means the Village's Fees & Charges Bylaw as adopted, amended or replaced from time to time.
- 2.13 *Industrial* means property used principally for the processing, manufacturing, storage or warehousing of materials.
- 2.14 *Owner* means any person who is registered under the Land Titles Act as the owner of the land.



- 2.15 *Peace Officer* means a member of the Royal Canadian Mounted Police or a member of the Red Deer County Patrol who is appointed by the Province of Alberta as a peace officer with authority within the Village of Delburne.
- 2.16 *Person* means any individual, firm, company, association, society, corporation or group and the heirs, executors, administrators or legal representatives of a person.
- 2.17 *Private Service* means the section of the service line located on private property.
- 2.18 *Public Health Inspector* means the medical health officer of Alberta Health Services or his authorized representative.
- 2.19 *Remote Meter Reading Device* means equipment installed to remotely read the water meter without obtaining access into the premises.
- 2.20 *Residential* means property used principally for residential purposes.
- 2.21 *Road* includes every street, roadway, avenue, boulevard, sidewalk, thoroughfare, bridge and highway under the Village's direction, management and control.
- 2.22 *Seal* means a metallic wire attached to the water meter register and the water meter base or a bypass valve in such a manner as to seal and prevent tampering with the meter register or the valve.
- 2.23 *Self-Contained Unit* means a unit having separate plumbing, heating and entrance.
- 2.24 *Service Pipe* means pipe that carries water from the Village main on to or across private property.
- 2.25 *Street* includes every road, roadway, avenue, boulevard, sidewalk, thoroughfare, bridge and highway under the Village's direction, management and control.
- 2.26 *Subsidiary Meter* means a privately owned water meter installed at the owner's expense and utilized strictly for the owner's purposes.
- 2.27 *Turn On* means the commencement and turning on of water service for a building or a property and may include initial water meter reading.
- 2.28 *Turn Off* means the cessation or turning off of water service for a building or a property and may include a final meter reading.
- 2.29 *Utility Bill* means a Village utility service bill that sets out the fees, rates and charges levied by the Village on a monthly or bi-monthly basis for water service used by a consumer.
- 2.30 *Village* means the Village of Delburne.
- 2.31 *Water Meter* means a meter installed as part of the plumbing to register the quantity of water entering the premises.
- 2.32 *Water Service* means provision of water.
- 2.33 *Water Service Contract* means a contract between a Customer and the Village of Delburne for the supply of water.

### SECTION 3 - AUTHORITY

- 3.1 The Chief Administrative Officer or her delegate is hereby authorized to administer and enforce the provisions of this bylaw and may make any binding contracts with customers for water service and may levy charges and penalties in accordance with this bylaw and the Fees & Charges Bylaw or as may be authorized by Council pursuant to the provisions of this bylaw. When this bylaw authorizes the Village to act or gives to the Village a discretion, the Chief Administrative Officer or her delegate is authorized to act on behalf of the Village. The Chief Administrative Officer may delegate her authority under this bylaw by way of contract entered with a third party to operate the Village Water System.
- 3.2 The provisions of this bylaw shall apply to all persons using the Village's water system both in and outside the Village and/or a regional system to which the Village is a member of and regardless of whether any person using this system has a contract for water service in the Village.



**SECTION 4 - WATER SERVICE**

- 4.1 All applications for the installation of a water service pipe from the Village's main to the property line shall be made on a standard Village application form for that purpose. The application will be subject to the approval of the Village. Such application form shall be signed by the owner of the property to be served or by his authorized agent. Any fees applicable to the application are payable at the time of application.
- 4.2 Servicing Requirements
- (a) Except as provided in Section 4.2 (b) and 4.2 (c), regardless of the zoning of any lot, one service of suitable size may be constructed from the water main to the C.C.
  - (b) If any lot contains more than one self-contained unit, then, at the discretion of the Village, a maximum of one service per self-contained unit may be constructed.
  - (c) In other special circumstances, the Village in its sole discretion may authorize the installation of more than one service per lot.
  - (d) No person shall install, or permit to be installed, a branch line between a water meter and the C.C. or control valve located at or near the property line.
  - (e) In all cases where services do not exist from water main to property line, the customer shall be responsible for the cost of installation from water main to property line which will be carried out by an approved contractor.
- 4.3 A developer shall furnish two sets of "Design" (*"As-Built"*) plans to the Village. The developers of multiple housing, industrial and commercial developments shall submit private water main system design plans, duly signed by a professional engineer, to the Village for review and approval prior to construction start. The Village shall provide technical advice for private water main system designs to ensure acceptable standards in design, materials and construction. Following construction, two sets of "as-built" plans, duly signed by a professional engineer, shall be submitted with a letter indicating that the private watermain system is fully operational and properly tested.
- 4.4 Water Service to Properties
- (a) Any property within the Village on which there is an approved activity, existing or intended, that does or will require water service, and where such property is abutting on any street, lane or right of way within which there is a Village water main, the owner of the property shall, at his expense, connect the property to the service pipe, within sixty (60) days of receiving notification to do so.
  - (b) Unless the Village determines otherwise, at the request of the owner, services shall be constructed only to those properties which abut directly on a street, lane or right of way, where a water main is laid.
  - (c) Private service shall not be extended from one lot to another without the approval of the Village.
- 4.5 At such time as a Village water system becomes available to the property served by a private water system, the provisions of Section 4.4(a) shall then apply to the property and, at the expense of the owner, a connection shall be made to the Village water system and any onsite private water system, including wells, shall be abandoned.
- 4.6 If the owner of a property or building, for which a water service connection is required pursuant to Sections 4.4 and 4.5 of this bylaw, neglects or refuses to comply with the notice within sixty (60) days of receipt thereof, the Village may make or repair or cause to be made or repaired the said service connection at the expense of the said owner.
- 4.7 When a service pipe becomes inadequate to supply the volume of water required at any building or premise, and the owner desires a larger service pipe, the said owner shall apply in writing to that effect. Subject to the availability of water, a larger service pipe shall be installed, provided that the owner pays, in advance, the cost of the new service pipe plus the cost of abandoning the older service pipe.
- 4.8 Upon notice to any owner that an existing private service fails to meet the requirements of this bylaw, or for any reason is unsatisfactory to the Village, the owner shall effect the changes required in the notice by the date specified in the notice.
- 4.9 Owner Responsible to Thaw Frozen Piping



- (a) The owner shall be responsible to thaw out frozen private service.

#### 4.10 Village Not Responsible for Damage Due to Settling

- (a) When a service pipe passes through an excavation or backfill, or through a basement wall, finished or unfinished, or through a retaining wall, the Village shall not be responsible for any damage due to displacement, settlement, or any cause due to the owner's or occupant's operations, whether damage occurs during building operations or afterwards.
- (b) Additional construction costs are the responsibility of the owner. All additional costs of construction due to development on private property, including additional costs required for bridging or repairing of disturbed streets, shall be borne by the owner on whose property development is occurring.

### SECTION 5 – INSTRUCTION FOR GUIDANCE OF PLUMBERS AND FOR PLUMBING AND MECHANICAL CONTRACTORS

- 5.1 Section 5 refers to that portion of a service from the Village's C.C. through to the water meter position and applies to both new construction and to renewal, alteration or change in old construction. In addition, plumbers and constructors shall comply with the provisions of the *Safety Codes Act*, as amended, or replaced from time to time, and its regulations and with the following, when acting upon instructions on behalf of the owner.
- 5.2 The size of service piping on both the Village portion and private portion shall not be less than 20 mm inside diameter for residential and 25 mm inside diameter for industrial and commercial for both new construction and renewal of old piping.
- 5.3 Point of entrance to private property as agreed to at the time of application for a service shall be strictly adhered to. Any additional costs arising from the non-adherence to the agreed upon point of entrance shall be borne by the owner.
- 5.4 Connection of Private Portion of Service to Village Portion of Service
  - (a) If the Village portion is in place, the owner shall connect his portion of the service to the Village's portion of the service.
  - (b) If the private portion of a service is installed before the installation of the Village portion of the service, the owner shall commence the private portion of the service 300 mm on the Village side of the private property line. In this case, the owner shall be responsible for adequate protection of the open end of his service pipe to prevent the blockage through the entry of foreign material.
  - (c) The owner shall be responsible to provide an adapter if required by the Village, regardless of which portion of a service has been installed first.
  - (d) The private portion of the service shall be of the same material and size as the Village portion unless authorization for a change in material or size is obtained from the Village. If such authorization is given, the owner shall pay any additional costs which will be incurred by the Village by reason of such difference.
- 5.5 A request shall be made to the Village for the closing and opening of C.C.s
  - (a) To accommodate the testing of the owner's service pipe in the case of new installations.
  - (b) For the replacing or renewing of a control valve.
  - (c) For repairing or renewing the service pipe between the Village's C.C. and the control valve.

### SECTION 6 - WATER RATES, OPENING AND CLOSING ACCOUNTS

#### 6.1 Opening of Accounts

- (a) Those persons desiring water service must apply in writing to the Village of Delburne and an account must be opened before water service is provided. The owner of a property to which water service is to be provided is required to sign the application.
- (b) Persons who use water without opening an account will be liable for the cost of water consumed as estimated by the Village.



- 6.2 All consumers are required to pay the fees, rates and charges levied on all lands served by or connected to the water system of the Village (hereinafter referred to as "Water Service Charges"), which are set out in the Fees & Charges Bylaw.
- 6.3 Access to Property for Meter Reading
- (a) No person shall do, or shall cause to be done, or shall permit to be done, any act which may obstruct, interfere with or impede direct safe and convenient access to a water meter for the purpose of installation, inspection, removal, repair, replacement, reading or the like at all times.
  - (b) If access to a water meter cannot be obtained, the Village will send estimated bills. If after six (6) successive attempts, access is still not afforded, a special water meter reading fee, as provided in the Fees & Charges Bylaw may be levied and applied to the utility bill.
  - (c) Upon entry to a customer's premises, Village employees or contractors shall provide an identification card upon request.
- 6.4 Consumers wishing to close their accounts must provide written notice to the Village of their intent to disconnect utility service at least five (5) working days prior to closure of their account.
- (a) The Village may continue to levy charges in accordance with the rates and charges established by Council until an account is closed.
- 6.5 Discontinuance of Service
- (a) The Village may discontinue service for any of the following reasons:
    - (i) Failure to open an account.
    - (ii) Non-payment of charges levied pursuant to the Fees & Charges Bylaw.
    - (iii) Failure to perform any term of a water service contract.
    - (iv) Failure to provide access as required by this bylaw.
    - (v) Contravention of any other section in this bylaw.
    - (vi) Failure to comply with notice to discontinue waste.
  - (b) If a service to a customer has been disconnected for non-payment of an account at one location, the Village may discontinue service to the same customer at another location.
  - (c) A reconnect fee as specified in the Fees & Charges Bylaw may be levied upon reconnection of a service and the fee shall be paid prior to reconnection of the service.

## SECTION 7 – WATER METERS

- 7.1 Except as provided in Section 7.2, the Village shall supply all water meters, however, the customer will be responsible to purchase the water meter at the same cost as what the Village has to pay for the meters. Installation of the water meter is the responsibility of the owner.
- 7.2 Notwithstanding Section 7.1, for his own purposes, the owner of any building may install a subsidiary meter on his property. The Village will not read or maintain a subsidiary meter.
- 7.3 As provided in Section 5.5, at the owner's expense, the owner of any building to which service is provided shall ensure that:
- (a) Every service pipe entering the building has a horizontal water meter setting.
  - (b) The water meter setting is constructed in accordance with specifications as provided by the Village.
  - (c) For water meters having a pipe size of 50 mm or larger, there is an adequately constructed bypass valve in accordance with specifications provided by the Village.



(d) Bypass valves and water meters shall be sealed by the Village.

(e) No one shall break the bypass valve or water meter seal.

7.4 For any building in which the owner wishes to meter water separately for the purposes of determining the amount of water used that does not enter the sewer and the amount of water that does enter the sewer, the owner, at the owner's expense, shall:

(a) Install two (2) water meters in parallel directly following the control valve at the service entrance to the building such that one meter will determine the volume of water used but not entering the sewer and the second meter will determine the volume of water for all water entering the sewer.

(b) Each water meter shall have a separate account and a separate monthly utility bill will be issued in accordance with the Fees & Charges Bylaw.

(c) Carry out all necessary piping changes to affect the water meter sets as per 7.4 (a).

#### 7.5 Water Meter Chambers

(a) Should the Village determine that a water meter setting should not be positioned inside a building to which service is provided, at the owner's expense, the owner shall construct a chamber to hold the water meter.

(b) Water meter chambers shall be positioned at a location satisfactory to the Village and be constructed in accordance with the specifications approved by the Village.

#### 7.6 Metering Requirements

(a) Unless otherwise determined by the Village, for single family dwellings and for single unit commercial or industrial buildings, a single water meter shall be installed in the water meter setting provided.

(b) Unless otherwise determined by the Village, for industrial and commercial buildings, the owner shall, at the owner's expense, provide the following water meters:

(i) Subject to Section 7.6 (b)(ii), multiple side-by-side units, one water meter per unit, with all water meters banked at a location where the service enters the building.

(ii) Water meters may be installed for industrial units, provided a main header line is located outside the building and each unit has its own C.C.

#### 7.7 The owner of a building in which a water meter is located shall:

(a) Comply with the directions of the Village to prevent water meter damage due to frost, heat or other causes.

(b) Refrain from taking any action that causes water meter damage due to frost, heat or other causes.

(c) Promptly notify the Village of any condition or event that may cause water meter damage due to frost, heat or other causes.

7.8 If a water meter is lost, damaged or destroyed, the owner of the building in which the water meter is located shall pay for the entire cost of the water meter removal, repair and reinstallation or for the cost of replacing the water meter.

#### 7.9 Testing of Water Meters

(a) In the event of a discrepancy between the remote water meter reading device readout and the water meter, the water meter register shall be deemed correct.

(b) If a customer doubts the accuracy of a water meter installed in a building he owns or occupies, the Village will test the accuracy of the water meter by doing a radio frequency test. If the customer still doubts the accuracy of the water meter, a new one will be installed.

#### 7.10 Remote Meter Reading Device

(a) Upon installation of a meter, the Village may install on the building a remote meter reading device.

- (b) The remote meter reading device shall be owned and maintained by the Village.
- (c) For new construction, the Village may require a developer to install wiring for a remote meter reading device for each meter to be installed. In this case the owner will be responsible for the cost of the wire and its installation.
- (d) Where wiring for a remote meter reading device is installed as provided by Section 7.10 (c), the wire shall be minimum 19-gauge, stranded, 3-conductor wire. The wiring shall be installed on the exterior of a perimeter wall in the closest possible proximity to the water meter and 1.5 metres above finished grade.

## **SECTION 8 – AUTHORITY TO SHUT OFF OR RESTRICT SUPPLY**

- 8.1 The Village may, without notice, shut off the water supply to all or any part of the Village should the Village decide an emergency makes such action necessary.
- 8.2 The Village may in a non-emergency situation shut off water supply to all or any part of the Village provided reasonable notice of such intended shut off is given to all affected customers. Reasonable notice shall normally be one calendar week.
- 8.3 When the Village, pursuant to Section 9.4, determines that water is being wasted and there has been a failure to comply with notice to discontinue waste, the Village may shut off the water supply to the property where water is being wasted.
- 8.4 The Village may:
  - (a) Restrict and regulate the hours or time during which water may be used for any purpose other than for firefighting.
  - (b) Cause notices to be published in a newspaper of general circulation in the Village or by additional means, declaring restrictions upon the use of water.
- 8.5 After publication of notices, pursuant to Section 8.4, it shall be an offence for anyone to use water except in conformity with the declared restrictions.
- 8.6 In addition to the powers given in this part to the Village to shut off, restrict or regulate water supply, the Village may discontinue water service pursuant to Section 6.5.
- 8.7 The Village shall not be liable for damages, including building losses:
  - (a) Caused by the break of any water main, service pipe or from the breaking of any ditch, or
  - (b) Caused by the interference or cessation of water supply necessary in connection with the repair or proper maintenance of the Village water works system, or
  - (c) Generally, for any accident due to the operation of the Village water distribution system, unless such action has been shown to be directly due to the negligence of the Village or its employees.

## **SECTION 9 – UNAUTHORIZED USE, OBSTRUCTION OR WASTAGE**

- 9.1 No person, other than Village employees or agents shall operate, handle or interfere with the Village's provision of service including the Village's C.C.s, valves, pipes and fire hydrants, nor shall any unauthorized person operate, handle or interfere with a Village water meter.
- 9.2 No person, other than Village employees or agents authorized by the Village shall make, keep, use or dispose of any key or wrench, the purpose of which is to operate any valve, C.C., fire hydrant, chamber or any other appurtenances on the Village's water systems.
- 9.3 No person shall obstruct or impede direct and free access to any water main, valve, C.C., fire hydrant or other appurtenance on the Village's water systems. Costs of removing obstructions or impediments shall be borne by the offending party and may be added to a monthly utility bill.
- 9.4 No Wasting
  - (a) No person shall allow water to run to waste for any reason. If the Village determines that water is being wasted, the Village shall give written notice to the owner of the Village's intent to discontinue service.



- (b) In giving notice to discontinue service, the Village shall bear in mind all the circumstances of the particular case including, but not limited to, the estimated rate of wastage, the age of piping, the possibility of damage to adjacent property and the season of the year. The time allowed for the wastage to cease shall be reasonable but at the discretion of the Village.

- 9.5 No persons shall draw water from an unmetered sprinkler system other than for the purposes of normal maintenance and testing or for fire flows. Persons found to be drawing water from an unmetered sprinkler system for purposes other than normal maintenance, testing or fire flows shall be subject to a charge as specified in the Fees & Charges Bylaw and such charges shall be added to the utility bill.

## SECTION 10 – CROSS CONNECTIONS

- 10.1 No persons shall install or allow to exist any connection or cross connection that could, under any condition, cause or allow drinking water, the service pipe or private service to become contaminated or polluted in any way.
- 10.2 (a) Where the Village determines that there exists a connection or cross connection prohibited by Section 10.1, the Village shall give notice to the customer, at that location, to correct the connection or cross connection at the expense of the customer within the time specified in the notice.
- (b) Where the customer fails to correct the connection or cross connection, in addition to any other penalty, the Village may shut off the supply of water for such time as the prohibited connection or cross connection continues.

## SECTION 11 - UTILITY SERVICE CHARGE NOTICES AND COLLECTION

- 11.1 All property with water and/or sewer and/or garbage and/or recycling service shall be charged regardless of its occupancy or vacancy.
- 11.2 The Village shall cause to be mailed or delivered to each owner of property to which water and/or sewer service is supplied, a statement showing the charge for water and/or sewer service for the billing period according to the rates hereby imposed. Statements shall be sent out monthly and shall name the place where such charge is to be payable. The record in the Village Office of the mailing of such notice shall be sufficient evidence that the notice was sent to the last address of the person to be charged, and that failure to receive such notice does not relieve the person to be charged from the penalties hereby imposed.
- 11.3 Utility Service Charges levied or charged shall be deemed payable and owing to the Village as stated on the notice mailed or delivered to the owner, regardless
- (a) Of whether the notice was delivered or received by the property owner, or
- (b) Of whether duplicate notices have been mailed to renter/occupiers, or
- (c) Of whether the property owner has made arrangements for a renter/occupier to make said payments.
- 11.4 Utility Service Charges shall be deemed in arrears after twenty (20) days have passed from the date of the water meter reading.
- All Utility Service Charges deemed to be in arrears shall be charged a monthly interest rate of 1.5% on the total outstanding amount.
- 11.5 Utility Service Charges, which are in default, shall constitute a debt to the Village which may be recovered:
- (a) By transferring the Outstanding Balance to the Tax Roll of the property owner, or
- (b) By action in any Court of competent jurisdiction, or
- (c) By distress upon and seizure of the goods and chattels of the person owing such rates or charges wherever they may be found in the municipality.



- 11.6 Utility Service Charges, which are two (2) months in arrears will be transferred to Property Taxes and a \$50.00 Administration fee will be added to the account in the event of a transfer to Property Taxes.

## SECTION 12 – MISCELLANEOUS MATTERS

- 12.1 The Village shall not carry out any work pertaining to the construction, repair or renewal of service pipe on private property, except with authority of the Village, and, then, only after satisfactory arrangements have been made with the owner for payment for the completion of such work.
- 12.2 Investigation of Water Service
- (a) An owner requiring an investigation into a failure or interference of water supply to his building that involves an excavation on Village property may be required to deposit with the Village the estimated cost of such investigation.
- (b) The Village shall undertake the investigation and excavation, and, if the Village's investigation reveals that the Village is the cause of the interruption or failure of the water supply, the deposit shall be returned.
- 12.3 If the owner of a remotely situated property makes application for a service pipe, the Village may enter into a Water Service Contract provided the contract includes, among other things, the following conditions:
- (a) The owner shall pay all costs of construction, operation and maintenance of the extended service.
- (b) The service provided shall meet specifications determined by the Village.
- (c) The owner shall indemnify the Village for damages that the Village may incur through the provision of this service.
- 12.4 The property owner of a property which is served directly or indirectly by a connection with the Village's sewer collection system shall be responsible to pay a Sewer Service Charge in accordance with the rates set out and updated from time to time in the Fees and Charges Bylaw.
- 12.5 The property owner of a property shall be responsible to pay a Garbage Collection Charge in accordance with the rates set out and updated from time to time in the Fees and Charges Bylaw.

## SECTION 13 – APPLICATION OF BYLAW TO WATER SERVICE CONTRACT

- 13.1 The provisions of this bylaw shall form a part of every Water Service Contract.

## SECTION 14 – OFFENCES AND PENALTIES

- 14.1 Any person who contravenes any provision of this bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding Two Thousand Five Hundred (\$2,500.00) Dollars exclusive of costs and in the case of non-payment of the fine and costs imposed for any such contravention, to punishment by imprisonment for any period not exceeding six (6) months.
- 14.2 When the Village implements a restriction/regulation on water use pursuant to Section 9.4, any person found to be in contravention of this restriction/regulation is guilty of an offence and is liable for a fine of:
- (a) \$250 for the first offence,
- (b) \$1000 for the second offence, and
- (c) \$2500 for the third and any subsequent offences.
- 14.3 When a Peace Officer reasonably believes a person has contravened Section 9.4 of this bylaw, the Peace Officer may serve upon the person a violation ticket, issued pursuant to the *Provincial Offences Procedure Act*, allowing payment of the specified penalty set out in Section 14.2 for the offence and the recording of such payment by the Court shall constitute the acceptance of a guilty plea and the imposition of a fine in the amount of the specified penalty.

- 14.4 Any person not complying with the provisions of this bylaw shall be responsible for all fines, penalties and costs resulting from such act or omission, which shall include any penalties that might be imposed by Provincial or Federal authorities and any loss, damage or injury to the water system affected.
- 14.5 Cost of removing obstructions or impediments shall be borne by the owner of the property where the obstruction or impediment is located and may be added to a monthly utility bill.
- 14.6 All persons who by themselves, their servants or agents, by act, default, neglect or omission, occasion any loss, damage or injury to the Village water system are liable to the Village for or in respect thereof.
- 14.7 The expense incidental to the laying, connecting, disconnecting or repairing herein provided of service connections when the work is done by the Village on private property is payable by the owner on demand by the Village.

**SECTION 15 – SEVERABILITY**

- 15.1 Should any clause or part of this bylaw be found to have been improperly enacted, for any reason, then such clause or part shall be regarded as being severable from the rest of this bylaw and the bylaw remaining after such severance shall be effective and enforceable as if the clause or part found to be improperly enacted had not been enacted as part of this bylaw.

**SECTION 16 - RESCIND OLD BYLAW**

- 16.1 Bylaw No. 1175/2022 is hereby repealed on the date of final passing of this Bylaw.
- 16.2 This Bylaw shall come into full force and effect on the date of final passing thereof.

**FIRST READING:           April 23, 2024**  
**SECOND READING:       April 23, 2024**  
**THIRD READING:         April 23, 2024**

  
MAYOR – Tim Wilson

  
CAO – Karen Fegan