

**TOWN OF NANTON
BYLAW NO. 1164/05**

**A BYLAW OF THE TOWN OF NANTON IN THE PROVINCE OF ALBERTA
RESPECTING WATER-WORKS, SEWERS AND PLUMBING IN THE TOWN OF
NANTON.**

1. ENACTMENT:

- 1.1. WHEREAS the Municipal Government Act, being the Revised Statutes of Alberta 2000, Chapter M-26, and amendments thereto, authorizes a Municipal Council to pass Bylaws pertaining to public utilities.
- 1.2. NOW THEREFORE, the Council of the Town of Nanton, in the Province of Alberta, in Council assembled enacts as follows:

2. INTERPRETATION:

- 2.1. This Bylaw will be known as the "Water and Sewer Bylaw".
- 2.2. "Application" is the application made by the consumer to the Town for the supply of utility services.
- 2.3. "Authorized Person" is any person employed by the Town.
- 2.4. "CSA" means Canadian Standards Association.
- 2.5. "Chief Administrative Officer" is the person appointed by Council in accordance with Section 205 of the Municipal Government Act, and is referred to throughout this Bylaw as "CAO".
- 2.6. "Consumer" is any person who has entered into a contract with the Town of Nanton for utility services, or who is the owner or occupant of any property connected to or provided with a utility.
- 2.7. "Council" is the Council of the Town of Nanton elected pursuant to the provisions of the Municipal Government Act.
- 2.8. "Curb Stop" is the device on a Water Service Line used to interrupt or discontinue the supply of water.
- 2.9. "Department" is the department of the Town of Nanton authorized by Council to have control of water and sewer works.
- 2.10. "Director of Public Works" is the person with authority to supervise and have charge of the Water and Sewer Department, subject to the powers delegated to him by the CAO.
- 2.11. "Meter" is a mechanical and/or electronic device used to measure the amount of water consumed on the premises upon which such meters are situated.
- 2.12. "Property Owner" is the assessed owner of the property or building, and is referred to throughout this Bylaw as "Owner".
- 2.13. "Non-Residential Consumer" is any property owner who uses a utility service connected to a building used exclusively for commercial purposes and will include, without limiting the generality of the foregoing, lodges, schools, halls and apartments or residential units beyond a duplex or semi-detached dwelling.
- 2.14. "Peace Officer" means any member of the Royal Canadian Mounted Police, a member of a municipal police service, a Special Constable.

- 2.15. "Plumbing Inspector" is any person with the authority to supervise and inspect work requiring a permit under the Provincial Safety Codes Act and regulations thereto.
- 2.16. "Privy Vault" is that portion of building used for the purposes of holding human feces and urine that is otherwise not connected to a plumbing system.
- 2.17. "Property" is land or buildings or both.
- 2.18. "Residential Consumer" is any property owner who uses a utility service connected to a building used exclusively for residential purposes and will include, without limiting the generality of the foregoing, churches and a residence within a duplex or semi-detached dwelling.
- 2.19. "Sanitary Sewer" is the provision of wastewater collection and disposal from Residential Consumers and Non-Residential Consumers.
- 2.20. "Sewer Service Line" is that portion of the sewer line from the collecting street mains to the property line of the land or building being serviced.
- 2.21. "Shut off" is an interruption in or discontinuation of the supply of water.
- 2.22. "Street Main" is that portion of the water and/or sewer system laid down in Town owned land for the purpose of servicing more than one property.
- 2.23. "Storm Sewer" is storm, surface drainage, and groundwater only.
- 2.24. "Tenant" means a person who is entitled to use or occupy premises under the rental agreement.
- 2.25. "Town" is the Town of Nanton in the Province of Alberta.
- 2.26. "Utility" is and includes, as the context may require, the supply of water and/or the provision of wastewater and storm water collection and disposal.
- 2.27. "Violation Ticket" is a ticket issued pursuant to Part 2 of the Provincial Offences and Procedures Act, R.S.A. 2000 c, P-34, as amended and Regulations thereunder.
- 2.28. "Water Service" is the provision of water by the Town to Residential and Non-Residential Consumers.
- 2.29. "Water Service Line" is that portion of the water line from the distributing street mains to the property line of the land or building being serviced.
- 2.30. "Waterworks" is all public water treatment systems, street mains and service lines within the Town of Nanton.

3. ADMINISTRATION:

- 3.1. The use and control of all public waterworks, public water treatment systems, public sanitary sewers, public storm sewers and of any sewage disposal works connected therewith, must be in accordance with this bylaw.
- 3.2. All waterworks, sanitary sewers, storm sewers, drains and sewage disposal works, belonging to the Town now laid down, constructed or built, or hereinafter laid down, constructed or built, will be under the direct control of the Town.
- 3.3. The CAO is hereby delegated to carry out the provisions of the Waterworks and Sewer Bylaw.

4. WATERWORKS SERVICE AND SERVICING:

- 4.1. No person, without first having obtained written permission from the Town, will make connection with any of the water service lines or street mains.
- 4.2. No person will be authorized pursuant to Section 4.1, except licensed plumbers or authorized employees of the Town.
- 4.3. The person so authorized, in Section 4.1 above, is fully liable for any damage caused while making such connection and will also provide adequate safety provisions during the connection.
- 4.4. Any owner who requires water for construction or other similar purposes will apply for water service by written application to the Town for a development permit. Application for water will be accompanied by a service charge plus a fee, in accordance with Schedule "A" attached hereto. In special circumstances, where the provisions of the Bylaw do not appear equitable to Council, Council, by resolution may alter the water usage fee, as it sees fit, for each particular situation.
- 4.5. All water service lines, laid down in private property, between the property line and the meter, will be constructed of C.S.A. approved material of equal quality to, and compatible with, the service lines in the street between the street main and the property line.
- 4.6. The minimum size of a water service line is 19mm (¾ inch) diameter.
- 4.7. Water service lines are to be carried a minimum of three feet under the building before the service is elevated.
- 4.8. No connection may be made to the water service line between the property line and the meter without prior written approval by the Town.
- 4.9. Each property will have only one water service line from the main. A duplex or semi-detached dwelling requiring a connection to the Town water supply must have a separate service to each unit from the street line, controlled by a separate curb stop.
- 4.10. After any construction, reconstruction, alteration, change, or the completion of any work requiring permission from the Town, pursuant to this Bylaw, water will not be turned on to any property until after the whole of any of the above-mentioned work has been done to the satisfaction of the Department. Water must be turned on or off only by an authorized employee of the Town. To turn water on or off requires a minimum of two working days notice to the Public Works Department, by the property owner, except in emergency situations, as determined by the Public Works Department. The cost of this service will be in accordance with Schedule "A" attached hereto.
- 4.11. In all cases where boilers are supplied with water, the Town is not liable for any damages which may result to any person or property from shutting off the street main or device, or from failure of the water supply, for any purpose or cause whatsoever, even where no notice is given. All users of steam or hot water boilers must protect themselves by installing a storage tank, sufficient to provide at least a twelve-hour supply for each steam or hot water boiler. No deduction from a utility bill will be made as a consequence of any damages referred to in this paragraph.
- 4.12. The Town must be provided access to inspect water meters and connections upon written request, and within twenty-four (24) hours of receipt of the request.
- 4.13. To maintain an adequate supply of water and adequate water pressure within the Town of Nanton, the Council may impose restrictions on the use of water.

5. WATER METERS:

- 5.1. Any owner requiring a water supply from the waterworks will be required to install a water meter that will be supplied by the Town. The owner is responsible for the cost of any meter larger than 19.05 mm (3/4 inch). The owner is required to install or change any and all plumbing required for installation of the required meter.
- 5.2. On an existing single water service line to a property there will be only one water meter registering water consumption of all units within the building.
- 5.3. The owner referred to in Section 5.1 above, must do such work entirely at his or her own cost and to the specifications required by the Town within thirty (30) working days of receipt of notice. In the event that the owner fails to implement the required changes within 30 days, the Town may conduct such work as necessary and invoice all applicable costs to the owner.
- 5.4. All owners will give entry and access to every facility for the introduction, placing, inspection and reading of water meters by the Department and will protect the meter from interference or injury by frost or otherwise, and are liable for any damage which may occur to the meter.
- 5.5. The Town will replace any meter that stops working due to normal wear and tear at no cost to the owner.
- 5.6. Any person permitting any meter to be damaged by frost or otherwise will be liable for all costs incurred in the repair of the meter in accordance with Schedule "A", attached hereto.
- 5.7. No person will interfere with, cut or remove the wire seal on a meter.
- 5.8. No person will disconnect a meter or do anything which will bypass, or prevent, or impede, the flow of water through the meter, or which may affect the proper operation of the water meter.
- 5.9. Ownership of all water meters is vested in the Town of Nanton.
- 5.10. An owner who claims a meter is not working properly, will deposit with the Town an amount in accordance with Schedule "A", attached hereto. The meter will then be removed from service by the Town and calibrated.
- 5.11. Should the meter be found to over read the owner will be refunded his/her deposit. Any meter which is found to be calibrated within acceptable limits will be considered adequate, and the owner will:
 - 5.11.1. forfeit the deposit to the Town; and
 - 5.11.2. pay all other costs of removal, shipment and testing of the meter.
- 5.12. Should the meter be found to over read or under read, the water, and sewer where applicable, charged for the preceding two (2) meter reading periods will be adjusted by the same percentage as the meter was found to be in error, providing however, that no rate will be less than the minimum rate normally charged.

6. REMOTE READING DEVICES:

- 6.1. All residential, commercial, industrial and institutional buildings constructed will provide, on the outside of the building in a convenient location between 1.5 meters (5.0 feet) and two metres (6.5 feet) above grade, a remote reading device supplied by the Town. It is the responsibility of the property owner to install the

necessary wire from the place of the water meter to the place of the remote reading device, in an easily accessible location so that the Town can install the remote reader. The wire must be compatible to the remote reader. Property owner is to advise the Town when the water meter is installed and the wire is ready for connection to the remote. The cost of this service will be in accordance with Schedule "A" attached hereto.

- 6.2. The owner will be responsible for damage to the remote reading device, which may result from other than normal wear and tear.
- 6.3. Owners requesting the installation of remote reading devices on their premises will be required to comply with Sections 6.1 and 6.2 above and will be responsible for payment to the Town for the remote reading device. It is the responsibility of the property owner to install the necessary wire from the place of the water meter to the place of the remote reading device in an easily accessible location so that the Town can install the remote reader. Property owner is to advise the Town when the water meter is installed and the wire is ready for connection to the remote. The cost of this service will be in accordance with Schedule "A" attached hereto. Ownership of the meter and remote reading device and any apparatus thereto remains with the Town.

7. WATER HYDRANTS AND VALVES:

- 7.1. Except as hereinafter provided, no persons other than those authorized by the Town will open or close or operate or interfere with any valve, hydrant or fire plug, or draw water there from.
- 7.2. The Chief of the Town Fire Department, his assistants and officers, and members of the Fire Department, are authorized to use the hydrants or fire plugs for the purpose of extinguishing fires, for making trial testing of hose pipe, or for fire protection, but all such uses will be under the direction and supervision of the Chief or his duly authorized assistants. In no event will any inexperienced or incompetent persons be permitted to manipulate or control in any way any hydrant or plug.
- 7.3. No person will in any manner obstruct the free access to any hydrant or valve or curb stop.
- 7.4. No vehicle, building, rubbish, or any matter which may cause obstruction, referred to in Section 7.3 above, will be placed nearer to a hydrant than the property line of the street in which the hydrant is located, nor within 4.57 meters (15 feet) of the hydrant in a direction parallel with the property line.
- 7.5. No person will interfere with, damage or make inaccessible any curb stop due to the construction of sidewalks, pathways, driveways, or any similar construction. The owner will be required to pay all costs, in addition to the penalties in this Bylaw, involved in repair of or changes to a curb stop due to inaccessibility to or damage to the curb stop by the owner.

8. THAWING OF WATER SERVICE:

- 8.1. The cost of thawing a frozen water service will be paid as follows:
 - 8.1.1. By the Consumer, if the water service between the property line and the building is frozen, as determined by the Director of Public Works;
 - 8.1.2. By the Consumer if the water service is frozen between the street main and the property line as a result of the negligence

of the Consumer, as determined by the Director of Public Works;

- 8.1.3. By the Town if the water service between the street main and the property line is frozen for any other reason, as determined by the Director of Public Works.
- 8.2. If the Director of Public Works is of the opinion that the water service between the property line and the building has frozen without any negligence on the part of the Consumer, or any other person for whose negligence the consumer is responsible, the Director of Public Works may waive the cost of one thawing during any one season which will be deemed to run from November 15th to May 15th.
- 8.3. The Town will not thaw a water service, pursuant to Section 8.1.1 and 8.1.2, unless the consumer signs an acknowledgement recognizing that thawing may be inherently dangerous or harmful to property including the water service or plumbing system and may cause damage to the electrical system or may cause the outbreak of fire and waives any claim against the Town for any such damage whatsoever except damage caused by the negligence of the Town.

9. TERMINATION:

- 9.1. The water service, pursuant to this Bylaw, may be shut off by the Department at the curb stop at the request in writing of the owner.
- 9.2. The supply of water to any Residential and Non-Residential Consumer may be shut off for any or all of the following reasons:
 - 9.2.1. Repair;
 - 9.2.2. Lack of water supply;
 - 9.2.3. Non-payment of utility accounts rendered for any reason;
 - 9.2.4. Defective piping;
 - 9.2.5. Failure to comply with water rationing; and
 - 9.2.6. For any reason which the CAO, Director of Public Works or Council considers sufficient.
- 9.3. The rates charged by the Town for work undertaken pursuant to Sections 9.1 and 9.2 will be in accordance with Schedule "A", attached hereto. These rates will also apply when the owner requests and the Town agrees that the water service be reconnected.

10. WELLS AND OTHER SOURCES OF WATER SUPPLY:

- 10.1. The Town of Nanton will permit a well or other source of water, for outside watering purposes only, with proof of License from Alberta Environment. Such application will be accompanied by the payment of a fee in accordance with Schedule "A", attached hereto. This water source will not, in any way, be connected to the water distribution system provided by the Town.
- 10.2. Any such permission as referred to in Section 10.1 above, may be withdrawn by order of the Town at any time without notice. No person will use a well or other source of water supply after permission for use of it has been withdrawn.

- 10.3. If the use of any such well or other source of supply of water is continued contrary to the provisions of this Bylaw forty-eight (48) hours after notice to discontinue this use of same has been given by the CAO or her/his representative, to the owner or occupier of the premises on 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 will be removed, filled up or otherwise abated. All costs related to such removal or abatement will be the responsibility of the owner.
- 10.4. No permission granted under this Section will give or be construed to give the holder of such permission the right to sell or distribute water within the Town of Nanton.

11. SANITARY SEWER SERVICE AND SERVICING:

- 11.1. No person will throw, deposit or leave in or upon any Town sewer grate, trap, basin, manhole or other riser, or any other related surface opening, any material whatsoever, except feces, urine, necessary toilet tissue, wastewater and slops, properly discharged through a house sewer into a Town sewer.
- 11.2. No person, without first having obtained applicable provincial permits as well as permission from the Town, will make connection with any of the public sewer lines or mains. The person so authorized will be fully liable for any damage caused while making such connection and will also provide adequate safety provisions during the connection.
- 11.3. All sewer service lines, laid down in private property, between the property line and the buildings being serviced, will be constructed of C.S.A. approved material of equal quality to the sewer service line in the street between the street main and the property line.
- 11.4. The minimum size of a sewer service line is 100mm (4 inch) diameter.
- 11.5. Connection of a sewer service line will commence at the street main, working from there towards the building, thereby insuring proper grade level.
- 11.6. Sewer service lines are to be carried a minimum of .91 metres (3.0 feet) under the building before the service is elevated.
- 11.7. Each property will have only one sewer service line from the main. A duplex or semi-detached dwelling requiring a connection to the Town sanitary sewer service must have a separate sewer service line to each unit from the street main.
- 11.8. No person will permit to be discharged into any sewer any liquid or substance which would prejudicially affect the sewers or impede the carriage of permitted wastes, nor introduce any substance whatsoever which is not approved as acceptable for treatment in the Town Sewage Treatment Plant, including without limiting the generality of the foregoing:
- 11.8.1. trade waste,
 - 11.8.2. water steam,
 - 11.8.3. condensing water,
 - 11.8.4. heated water, or
 - 11.8.5. other liquids of a higher temperature than eighty (80) degrees Celsius, or
 - 11.8.6. any combinations of the above.

- 11.9. No person will 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 flammable or explosive material, storm water from roof drainage cistern, or tank overflow, condensing or cooling water.
- 11.10. No person will discharge the contents of any privy vault, manure pit or cesspool, directly or indirectly, into any Town sewer or house drain connected, therewith.
- 11.11. No person, except duly authorized employees of the Town, will turn, lift, remove, raise or tamper with the cover of any manhole, ventilator or other appurtenance of any Town sewer.
- 11.12. No person, except duly authorized employees of the Town, will cut, break, pierce, or tap any Town sewer or appurtenance thereof, or introduce any pipe, conduit or tube, through or into any Town sewer.
- 11.13. No person will interfere with the free discharge of any Town sewer, or part thereof, or do any act or thing, which may impede, obstruct the flow of or clog up any Town sewer or appurtenance thereof.
- 11.14. The Director of Public Works or Plumbing Inspector has the right at reasonable times to enter houses or other places which have been connected with Town sewers, and entrance must be given him to ascertain whether or not any improper substance or liquid is being discharged into the sewers. The Director of Public Works or Plumbing Inspector has the power to stop or prevent from discharging into the sewer system any private sewer or drain through which substances are discharged that are liable to injure the sewers or obstruct the flow of sewage.
- 11.15. No waste or discharge resulting from any trade, industrial or manufacturing process will be directly discharged to any Town sewer without such previous treatment as will be prescribed by the Town or applicable legislation and regulations thereto for each such case. The necessary treatment works so prescribed will be completely installed by the owner at his expense, prior to the construction of the sewer connection and thereafter will be continuously maintained and operated by the owner.
- 11.16. Grease traps of sufficient size and approved design must be placed on the waste pipes from all hotels, restaurants, laundries and such other places as the Town, may direct.
- 11.17. Where it is deemed expedient to prevent or reduce the flooding of basements or cellars connected to the municipal sewage system, the Town may require the owner to install and operate a suitable backwater valve or other mechanical device for the purpose of cutting off or controlling the connection between the sewage system and the cellar or basement. Where the installation of said valve is required at the time of connection to the Town sewer system, the cost of installation is the responsibility of the owner.
- 11.18. All applications for connections to the Town sewers must be made in writing. The application must be filed in the Town office and must be signed by the owner of the property to be drained, or by his authorized agent. No drain or private sewer will be connected to the Town sewer until the owner has obtained a plumbing permit. Connection must be as per current CSA standards.
- 11.19. The Town or any of its employees will not be liable for any damage whatsoever in nature caused either directly or indirectly by such sewer connection. The owner will be responsible for backfill, surface replacement, safety, and, without limiting the generality of the foregoing, matters of like nature.
- 11.20. The Town may revoke or cancel permission that may have been granted to connect with the Town sewers if it finds that any of the work is not being done in

accordance with the provisions of this Bylaw. The owner making such connection, will have no right to demand or claim any damages in consequence of such permission being revoked or cancelled.

- 11.21. The Town will clean any plugged sewer service line in the case of an emergency or when the request is on the recommendation of a Certified Licensed Plumber. Should the Town be requested to clean any plugged sewer service line, the owner making such request is liable for all costs incurred by the Town in cleaning the plugged sewer. The rates for this service will be charged by the Town in accordance with Schedule "B", attached hereto.
- 11.21.1. Should any owner claim that any sewer service line between the street main and the property line is plugged because it is not laid according to good practice, the said owner will deposit with the Town an amount in accordance with Schedule "B" attached hereto.
- 11.21.2. Should the sewer service line between the street main and the property line be found properly laid according to good work practices, the owner will forfeit the deposit. The owner is liable for all costs incurred by the Town in opening the sewer service line. The Director of Public Works is then authorized to open the sewer service line by any method he considers necessary.
- 11.21.3. Should the sewer service line between the street main and the property line be found not properly laid according to good work practices, the deposit will be refunded to the owner. The Town will then repair the sewer service line at no cost to the owner.
- 11.21.4. Owners requesting that the Town camera their sanitary sewer service line, will deposit with the Town an amount in accordance with Schedule "A", attached hereto. The owner is liable for all costs incurred by the Town in the use of the camera, and if necessary, costs incurred by the Town in clearing of the sewer line. If it is determined with the use of the camera that the sanitary sewer service line is damaged, the property owner is responsible for the repair of this sanitary sewer line to the property line from the premises on the property.
- 11.22. The owner of any premises connected to a street main by a sewer service line, will be required to keep the said sewer service line, from the premises to the main, in operational condition at all times, and is fully responsible for the operation of the said sewer service line.

12. STORM SEWER SERVICE:

- 12.1. No person will discharge or cause to be discharged any storm water or natural water to any sewer except a storm sewer or to a natural outlet approved by the Town.
- 12.2. Weeping tile must be installed below all basement footings and must drain to an approved sump as per CSA standards and Alberta Safety Codes or to the municipal storm sewer system.
- 12.3. Sumps must be installed as per CSA standards and Alberta Safety Codes.

- 12.4. Discharge from the sump pump may be through a garden hose to a surface sprinkler for the summer months. Discharge to a "dry pit" during late fall and winter may be done using a buried line controlled by a two-way valve.
- 12.5. Down spouts must be installed on all buildings and discharged a minimum of 1.81 metres (6.0 feet) away from the building.
- 12.6. No roof drains will be connected to weeping tiles or municipal storm sewer or sewer systems .

13. UTILITY BILLING:

- 13.1. Water and sewer utility accounts will be issued bimonthly as follows: February, April, June, August, October and December.
- 13.2. Every person, firm or corporation being the owner of property which is served directly or indirectly by a connection with the waterworks and/or the sewer system of the said Town of Nanton, will pay bimonthly to the said Town, the regular rates set out in Schedules "A" & "B", attached hereto.
- 13.3. The bimonthly Utility bill will addressed to the name of the property owner, as per Land Titles notification.
- 13.4. Any owner desiring to have the Town utility billing forwarded to a tenant at the tenant's mailing address may direct the Town to do so by making application at the Town Office on the printed forms furnished by the Town. The application must be signed by both the property owner and the tenant and must be accompanied by a service charge in accordance with Schedule "A", attached hereto.
- 13.5. Reading of water meters will be on or between the seventeenth and twenty-third day of the last month in each billing period.
- 13.6. Any Residential or Non-Residential Consumer may elect to pay his bimonthly utility bill charges at any financial institution in the Town of Nanton. Any bank charges are the responsibility of the Residential or Non-Residential Consumer
- 13.7. When water service is inactive, basic sewer rates will continue to apply.
- 13.8. The CAO will have the right to determine whether a service will be classified Residential or Non-Residential.
- 13.9. The Utility Consumer in the Town of Nanton will have the option to enter into an agreement with the Town to provide for the payment of Utility levies by way of pre-authorized debit payments providing a written agreement in a form provided by the Town is filed with the CAO. Payment dates will be the fifteenth day (15th) of the month following the bimonthly billing period. Any amounts paid are non-refundable. Request for removal from the preauthorized payments must be made in writing prior to the end of the month preceding the payment date. The CAO may cancel the privilege of continuing in the direct payment plan if two payments within a twelve (12) month period fail to be honoured at the bank. The unpaid balance of utilities, if any, will be subject to penalties as provided under the current Utilities Penalty Bylaw. The CAO will send a letter of notice, within seven (7) days of the cancellation, by mail, to the address in the written agreement.

14. LOW-FLOW PLUMBING FIXTURES

- 14.1. Effective July 1, 2005, all applications for Plumbing Permits involving the installation of toilets and/or showerheads in new or retrofit/renovation applications shall demonstrate on plan drawings the use of low-flow fixtures to the satisfaction of the Town.
- 14.2. Effective July 1, 2005, all toilets installed in new or retrofit/renovation residential, commercial, industrial or institutional applications shall be CSA certified and have a tank capacity of not more than 6 litres (1.3 Imp. gallons) per flush.
- 14.3. Effective July 1, 2005, all showerheads installed in new or retrofit/renovation residential, commercial, industrial or institutional applications shall be CSA certified and have a flow capacity of not more than 9.5 litres (2.1 Imp. gallons) per minute. Where more than one showerhead is to be installed in a shower enclosure, the cumulative flow capacity of all showerheads shall not exceed 9.5 litres (2.1 Imp. gallons) per minute.
- 14.4. Final Inspection Reports must reflect the use of low-flush toilets and/or showerheads (as applicable), through physical inspection or otherwise, to the satisfaction of the Town.

15. OFFENCE AND PENALTIES:

- 15.1. Unpaid utility bills for amounts payable to the Town under this bylaw will be subject to penalties in accordance with the current Utilities Penalties Bylaw, and amendments thereto.
- 15.2. Any rates, costs or charges in arrears for water service supplied by the Town to any property may be added to the taxes assessed against the real property to which the water or other services have been supplied, and may be collected in any of the ways provided by the collection of taxes, including tax recovery.
- 15.3. In addition to the methods outlined in Section 14.2 above for the recovery of outstanding rates, costs or charges, the Department may discontinue service to any property where any charges for water and/or sewer service or work remains outstanding for a period of more than sixty (60) days.
- 15.4. Any person who contravenes any provision of this Bylaw is guilty of an offence and liable, upon summary conviction, to a fine not exceeding Two Thousand Dollars (\$2,000.00).

16. POWERS OF A PEACE OFFICER

- 16.1. Where a Peace Officer has reasonable grounds to believe a person has committed a breach of any of the sections of this bylaw listed in Schedule "C" hereunto annexed and made part of this bylaw, he may serve upon such person(s) a Violation Ticket allowing the payment of a penalty to The Town of Nanton which shall be accepted by the Town of Nanton in lieu of prosecution for the offence.
- 16.2. A Provincial Violation Ticket may be:
 - 16.2.1 Personally served; or
 - 16.2.2 Attached to any property entrance in respect of which any offence is alleged to have been committed; or
 - 16.2.3 Mailed to the address of the registered owner of the property

- 16.3. Penalties as per Schedule "C" may be accepted in lieu of prosecution for a contravention of this Bylaw.
- Upon payment in accordance with the terms specified in the Provincial Violation Ticket, an official receipt for the payment shall be issued and, pursuant to the provisions of Subsections 16.5. and 16.6., such payment shall be accepted in lieu of prosecution.
- 16.4. If after the date of expiration for payment of a Provincial Violation Ticket, a person tenders payment therefore in accordance to Subsection 16.3, such payment shall be accepted in lieu of prosecution provided that payment is tendered three days preceding the appearance date specified in any violation ticket subsequently issued for the same offence.
- 16.5. If the person upon whom the Provincial Violation Ticket is served fails to pay the required sum within the time specified, the Provisions of this Section for acceptance of payment in lieu of prosecution do not apply.
- 16.6. Nothing in this Section shall:
- 16.6.1 Prevent any person from exercising his right to defend any charge of committing a breach of any of the Sections referred to in Schedule "C" to this Bylaw;
 - 16.6.2 Prevent any Peace Officer, in lieu of serving a Provincial Violation Ticket, or any other person from laying information or a complaint against any other person for committing a breach of any of the Sections listed in the said Schedules; or
 - 16.6.3 Prevent any person from exercising any legal right such person may have to lay information or complaint against any other person (whether such other person has made a payment under the provisions of this Bylaw or not) for a breach of any of the Sections listed in the said Schedules.
- 16.7. A person other than the owner or tenant of a property shall not remove any Provincial Violation Ticket or notice placed on or affixed to the property by a Peace Officer in the course of his duties.
- 16.8. No person other than a Peace Officer or another person authorized by the Town of Nanton or by this Bylaw shall place a Provincial Violation Ticket on any property.

17. EFFECTIVE DATES AND READINGS:

17.1. Bylaw No. 1074/99, 1136/03, 1142/03, 1144/03 and 1161/04 are hereby repealed.

This Bylaw will take effect on the final date of passing thereof.

17.2. **READ A FIRST TIME AND PASSED THIS 2ND DAY OF MAY A.D., 2005.**

TOWN OF NANTON

CHIEF ELECTED OFFICIAL

CHIEF ADMINISTRATIVE OFFICER

17.3. READ A SECOND TIME AND PASSED THIS 6TH DAY OF JUNE, A.D., 2005.

TOWN OF NANTON

CHIEF ELECTED OFFICIAL

CHIEF ADMINISTRATIVE OFFICER

17.4 READ A THIRD TIME AND FINALLY PASSED THIS 6TH DAY OF JUNE, A.D., 2005.

TOWN OF NANTON

CHIEF ELECTED OFFICIAL

CHIEF ADMINISTRATIVE OFFICER

SCHEDULE "A"**WATER RATES & COSTS**

Section	Description	Rates
4.4	Service charge for application for water used during construction	\$25.00
4.4	Weekly charge for water used during construction	\$10.00
5.5	Minimum repair costs for a damaged meter	\$55.00
5.9	Deposit for meters requested to be removed and calibrated	\$110.00
6.1	Charge for provision and installation of remote reading device	\$55.00
6.3	Charge for provision and installation of remote reading device	\$55.00
9.3	Water services disconnected during regular working hours	\$55.00
9.3	Water services reconnected during regular working hours	\$55.00
9.3	Water services disconnected after working hours or on weekends or holidays	\$110.00
9.3	Water services reconnected after working hours or on weekends or holidays	\$110.00
10.2	Application fee for permission to use a private well	\$50.00
13.2	Bi-monthly charge for metered water rounded up to the next 100 gallons	\$6.00 per 1,000 gallons (\$24.00 minimum billing up to 4,000 gallons)
		\$6.25 per 1,000 gallons from 4,001 to 8,000 gallons
		\$6.70 per 1,000 gallons over 8,001 gallons
13.2	Bi-monthly charge for unmetered water	\$27.50
13.4	Service charge for a utility billing forwarded to a tenant	\$25.00

SCHEDULE "B"
SEWER RATES & COSTS

Section	Description	Rates
11.21	Cleaning any plugged sewer service line during regular working hours	\$55.00 per hour or any portion thereof
11.21	Cleaning any plugged sewer service line after regular working hours or on weekends or holidays	\$110.00 per hour or any portion thereof
11.21.1	Deposit for sewer service lines requested to be opened	\$150.00
11.21.4	Deposit for use of camera for sanitary sewer line	\$110.00
11.21.4	Use of camera	\$55.00
13.2	Bi-monthly sewer charge for all Non-Residential consumers, excepting Cement Plants (Minimum Billing - \$36.00)	Fifty percent (50%) of the total bi-monthly water charge
13.2	Bi-monthly sewer charge for Cement Plants	\$36.00
13.2	Bi-monthly sewer charge for Residential Consumers	\$36.00

TOWN OF NANTON
Bylaw No. 1164/05

SCHEDULE "C"

(\$200.00 Penalties)

- S.5.7. No person will interfere with, cut or remove the wire seal on a meter.
- S.7.3. No person will in any manner obstruct the free access to any hydrant or valve or curb stop.
- S.7.4. No vehicle, building, rubbish, or any matter which may cause obstruction, referred to in Section 7.3 above, will be placed nearer to a hydrant than the property line of the street in which the hydrant is located, nor within 49.21 meters (15 feet) of the hydrant in a direction parallel with the property line.
- S.7.5. No person will interfere with, damage or make inaccessible any curb stop due to the construction of sidewalks, pathways, driveways, or any similar construction.
- S.11.1 No person will throw, deposit or leave in or upon any Town sewer or any trap, basin, grating manhole, or other appurtenance of any Town sewer, any butcher's offal, garbage, litter, manure, rubbish, sweepings, sticks, stones, bricks, earth, gravel, dirt, mud, hay, straw, twigs, leaves, papers, rags, cinders, ashes or refuse or matter of any kind, except feces, urine, the necessary toilet tissue, wastewater, and slops properly discharged through a house sewer into a Town sewer.
- S.11.11 No person, except duly authorized employees of the Town, will turn, lift, remove, raise or tamper with the cover of any manhole, ventilator or other appurtenance of any Town sewer.
- S.12.1 No person will discharge or cause to be discharged any storm water or natural water to any sewer except a storm sewer or to a natural outlet approved by the Town.
- S.12.12 No roof drains will be connected to weeping tiles

(\$500.00 Penalties)

- S.4.1. No person, without first having obtained written permission from the Town, will make connection with any of the water service lines or street mains.
- S.4.8. No connection may be made to the water service line between the property line and the meter without prior written approval by the Town.
- S.7.1. Except as hereinafter provided, no persons other than those authorized by

the Town will open or close or operate or interfere with any valve, hydrant or fire plug, or draw water therefore

- S.10.1. No well or other source of water except the Town waterworks will be used in the Town of Nanton without written permission from the Town.
- S.11.2. No person, without first having obtained applicable provincial permits as well as permission from the Town, will make connection with any of the public sewer lines or mains. The person so authorized will be fully liable for any damage caused while making such connection and will also provide adequate safety provisions during the connection.
- S.11.8. No person will permit to be discharged into any sewer any liquid or substance which would prejudicially affect the sewers, including without limiting the generality of the foregoing: trade waste, water steam, condensing water, heated water, or other liquids of a higher temperature than eighty (80) degrees Celsius, or any combinations of the above.
- S.11.10. No person will discharge the contents of any privy vault, manure pit or cesspool, directly or indirectly, into any Town sewer or house drain.
- S.11.12. No person, except duly authorized employees of the Town, will cut, break, pierce, or tap any Town sewer or appurtenance thereof, or introduce any pipe, conduit or tube, through or into any Town sewer.