

**Sun Peaks Mountain Resort Municipality**

**“Wastewater Service Establishment Bylaw No. 0137”**

**CONSOLIDATED FOR CONVENIENCE ONLY**

This document is an office consolidation of this Bylaw. It is intended for information and reference purposes only. This document is not the official version of the Bylaw. Where accuracy is critical, please consult official sources.

<b>Bylaw No.</b>	<b>Adoption Date</b>	<b>Purpose</b>
0137	June 18, 2019	<ul style="list-style-type: none"><li>• Original Bylaw</li></ul>
0137-002	January 28, 2020	<p>Insert the following definitions:</p> <p>(nn) “Tier 1” means the monthly water flow metered to the property up to 3.5 cubic meters per assigned Bed Unit</p> <p>(oo) “Tier 2” means the monthly water flow metered to the property above 3.5 and up to 4.5 cubic meters per assigned Bed Unit</p> <p>(pp) “Tier 3” means the monthly water flow metered to the property above 4.5 cubic meters per assigned Bed Unit</p> <p>Replace Schedules ‘A’ and ‘D’ of the Wastewater Services and Rates Bylaw No. 0137, 2019 with the attached Schedules ‘A’ and ‘D’ which will be attached to and form part of Bylaw No. 0137, 2019</p>
0137-003	December 22, 2022	<ul style="list-style-type: none"><li>• Replace Schedules ‘A’ and ‘D’ of the Wastewater Services and Rates Bylaw No. 0137, 2019 with the attached Schedules ‘A’ and ‘D’</li></ul>

		which will be attached to and form part of Bylaw No. 0137, 2019
0137-004	NOT Adopted	<ul style="list-style-type: none"> <li>Replace Schedules 'B', and 'E' of the Water Services and Rates Bylaw No. 0136, 2019 with the attached schedule which will be attached to and form part of Bylaw No. 0136, 2019</li> </ul>
0137-005	February 4, 2025	<ul style="list-style-type: none"> <li>Replace Schedules 'A' and 'D' of the Wastewater Services and Rates Bylaw No. 0137, 2019 with the attached Schedules 'A' and 'D' which will be attached to and form part of Bylaw No. 0137, 2019</li> </ul>

**SUN PEAKS MOUNTAIN RESORT MUNICIPALITY**

**BYLAW NO. 0137, 2019**

**A Bylaw to establish a Wastewater Service**

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# SUN PEAKS MOUNTAIN RESORT MUNICIPALITY

## BYLAW NO. 0137, 2019

### A Bylaw to establish a Wastewater Service

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The Council of Sun Peaks Mountain Resort Municipality, in open meeting assembled, enacts as follows:

#### **Part 1 CITATION**

- 1) This Bylaw may be cited for all purposes as “Sun Peaks Wastewater Service Establishment Bylaw No. 0137, 2019”.

#### **Part 2 DEFINITIONS**

- 2) In this bylaw, unless the context otherwise requires, the following words and terms shall have the meaning hereafter assigned to them:
  - (a) “Application” means an Application pursuant to Part 6
  - (b) “Auxiliary Residential Dwelling Unit” means a dwelling unit that is contained within a single-family dwelling; or is a dwelling unit which is ancillary to the principle use being made of the site upon which the auxiliary residential dwelling unit is located
  - (c) “Basic Rate” means those charges set out in Schedule “A” under the heading “Base Rate”
  - (d) “Bed Unit” means the floor area (or equivalent) required to provide overnight accommodation for one person. Each single-family home is assigned 6 Bed Units and all others use 25 square meters of floor area to calculate the equivalent of 1 Bed Unit for the purposes of this Bylaw
  - (e) “Complex” means a structure containing more than one Dwelling Unit which receives service from a connection to the Municipal Wastewater Works, and without restricting the generality of the foregoing, includes multi-family dwellings, apartments, condominiums, lodging, commercial properties, mobile home parks, campgrounds, recreation centres, golf courses, cemeteries, hospitals and farms
  - (f) “Consumer” means any person(s), who is the registered owner(s) of any Dwelling Unit to which water is supplied or made available from the Waterworks, or for which a Water Service Application has been made

- (g) “Domestic Wastewater” means waste produced on a residential Parcel or sanitary waste and wastewater from showers and restroom washbasins produced on a non-residential Parcel
- (h) “Dwelling Unit” means a unit of accommodation occupied or to be occupied for personal use by an Owner or tenant which, either separately or jointly with other Units, receives Service from a connection to the Municipal Wastewater Works and without restricting the generality of the foregoing, includes all uses of property
- (i) “Flat Rate” means those charges for non-metered Wastewater Service set out in Schedule “A”
- (j) “Engineer” means the Engineer of the Municipality, his or her deputy or an authorized representative
- (k) “Fixture” means a sink, shower, tub, toilet, receptacle, appliance, apparatus or other device that discharges Wastewater, Storm Water or clear-water waste and includes floor drains and drainage catch basins
- (l) “Hauled Wastewater” means waste removed from a wastewater system including a cesspool, Wastewater Holding Tank, Septic Tank System, a privy vault or privy pit, a chemical toilet, a portable toilet or a wastewater holding tank
- (m) “Hazardous Substance” means any substance or mixture substances, other than a pesticide, that exhibits characteristics of flammability, corrosivity, reactivity or toxicity, and any substance that is designated as a hazardous substance within the meaning of any applicable federal or provincial government statute, regulation, or enactment, as amended from time to time
- (n) “Inspector” means the person appointed as the Municipality’s Municipal Building Inspector by Council and includes deputies to the Municipality’s Municipal Building Inspector and any other employee of the Municipality authorized to carry out inspections for the purposes set out in this Bylaw
- (o) “Inspection Chamber” means the device installed between the Parcel’s Wastewater Service Connection and the collection pipe or main component of the Municipal Wastewater Works (the Inspection Chamber is usually installed at or near the Parcel’s edge)
- (p) “Meter Set” means the equipment owned by the Municipality and used for metering or measuring water consumption and used for the purposes of billing Wastewater collected through the Wastewater Service
- (q) “Metered Service” means a service having a Meter Set or other flow volume measuring device attached thereto

- (r) “Municipal Wastewater System” means the system operated and maintained by the Municipality for the purpose of transporting Wastewater to a treatment facility, and includes the Municipal Wastewater Treatment Facility
- (s) “Municipal Wastewater Works” means the mains, sewers, service connections and other works used for the Municipal Wastewater System, or any part of such works, but does not include plumbing or other works to which the *British Columbia Building Code* applies
- (t) “Municipality” means the Sun Peaks Mountain Resort Municipality
- (u) “Non-domestic Wastewater” means all Wastewater except Domestic Wastewater, authorized Storm Water, and Uncontaminated Water
- (v) “Oil and Grease” means an organic substance recoverable by procedures set forth in the Standard Methods and includes but is not limited to hydrocarbons, esters, fats, oils, waxes and high molecular carboxylic acids
- (w) “Owner” means the registered owner of a Parcel or Dwelling Unit
- (x) “Parcel” means any lot, block or other area into which real property is subdivided, and includes strata lots as defined in the *Strata Property Act* (BC)
- (y) “Plumbing System” means an assembly of pipes, fittings, Fixtures, Traps, Sewers, drains and appurtenances that is used to convey Wastewater, clear-water waste or drainage from a building or a Parcel, lying within the limits of the Parcel or Dwelling Unit and leading to a Service Connection and the Municipal Wastewater System
- (z) “Prohibited Waste” is listed in Schedule “B”
- (aa) “Rate” means the price or sum of money per unit of water to be paid for Metered Rate used to calculate Wastewater supplied to the Municipal Wastewater System set out in Schedule “A”
- (bb) “Rent Charge Agreement” means one or more agreements registered on certain Parcels in favour of Sun Peaks Utilities Co. Ltd. or the Municipality to provide future wastewater services to those Parcels as set out in Schedule “D”.
- (cc) “Restricted Waste” is listed in Schedule “C”
- (dd) “Sanitary Sewer” means a sewer for the collection and transmission of domestic or industrial wastewater or any combination thereof
- (ee) “Service” is defined in Section 3

- (ff) “Septic Tank Waste” means any Waste expected from a cesspool, septic tank, sewage or wastewater holding tank, seepage pit, interceptor or other containment for human excretion and wastes
- (gg) “Service Connection” means the pipe extending from the property line of the Parcel to the Municipal Wastewater System
- (hh) “Sewer” means a pipe, conduit, drain, open channel or ditch for the collection and transmission of Wastewater, Storm Water or Uncontaminated Water, or any combination thereof
- (ii) “Single Family Equivalent Unit” is the unit of Service calculation for all Parcels that are not Single-Family Properties and equals 6 Bed Units. For Service for a Complex, the number of Bed Units within that Complex divided by 6 results in the number of Single-Family Equivalent Units charged for service under this Bylaw. For a Parcel that does not provide overnight accommodation, the Single-Family Equivalent Unit is 1
- (jj) “Single Family Property” means a Parcel whose zoning designation is “Dwelling, Single Family” under Zoning Bylaw No 1400, as amended from time to time. Parcels containing a “Side by Side Duplex” will be considered 2 Single Family Properties for the purposes of Schedule “A”
- (kk) “Standard Methods” means a procedure or method set out in *Standard Methods for the Examination of Water and Wastewater* published jointly by the American Public Health Association, American Water Works Association and the Water Environment Federation, recent or latest edition or approved in writing by the Engineer
- (ll) “Storm Water” means the water running off the service of a drainage area during and immediately after a period of rain or snow melt
- (mm) “Temporary Service” means the provision of the Service for what the Engineer determines will be a limited period of time
- (nn) “Tier 1” means the monthly water flow metered to the property up to 3.5 cubic meters per assigned Bed Unit
- (oo) “Tier 2” means the monthly water flow metered to the property above 3.5 and up to 4.5 cubic meters per assigned Bed Unit
- (pp) “Tier 3” means the monthly water flow metered to the property above 4.5 cubic meters per assigned Bed Unit
- (qq) “Total Suspended Solids” means insoluble matter in liquid that is removable by filtration, as determined by the appropriate procedure described in Standard Methods

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- (rr) “Trap” means a fitting or device that is designed to hold a liquid seal that will prevent the passage of gas but will not materially affect the flow of a liquid
- (ss) “Uncontaminated Water” means water with the level of quality which is typical of potable water normally supplied by the Municipality
- (tt) “Waste” means any substance, whether gaseous, liquid or solid, that is discharged or discarded, directly or indirectly, to the Municipal Wastewater System
- (uu) “Waste Discharge Permit” has the meaning set out in section 10
- (w) “Wastewater” means the composition of water and water-carried wastes from residential, commercial, industrial or institutional premises or any other source
- (ww) “Watercourse” means a stream, creek, ditch or other natural or man-made surface for the conduct of Storm Water
- (xx) “Vacant Parcel Annual Service Charges” are charged to those parcels that the Municipality considers to be connected to the Wastewater Service but has not yet been accepted by the Municipality for the provision of wastewater services and are referenced in Schedule “D”

### **PART 3 SCOPE OF THE MUNICIPAL WASTEWATER WORKS**

- 3) The Municipality hereby establishes the service of Wastewater disposal and operating, constructing, maintaining and regulating the Municipal Wastewater System. The Municipality may provide the service of Wastewater disposal directly to its Owners or indirectly through another public authority, person or organization.
- 4) This Bylaw shall apply to the Municipality’s Municipal Wastewater System.
- 5) The Engineer is authorized to administer this Bylaw except Part 13 which shall be administered by the Collector.
- 6) The regulations and prohibitions in this Bylaw do not apply to Municipality employees or contractors acting under the direction of or with the permission of the Engineer.

### **PART 4 PROHIBITIONS**

- 7) No person shall release, or permit the release of, any matter into a Sanitary Sewer or the Municipal Wastewater System except:
  - (a) Domestic Wastewater;
  - (b) Non-domestic Wastewater that complies with the requirements of this Bylaw;

- (c) Hauled Wastewater, including septage, that complies with the requirements of this bylaw, or where a Waste Discharge Permit has been issued by the Engineer; and
  - (d) Storm Water, clear-water waste, subsurface water or other matter where a Waste Discharge Permit has been issued by the Engineer.
- 8) No person shall release, or permit the release of, any Prohibited Waste listed in Schedule “B” of this bylaw.
  - 9) No person shall release, or permit the release of, any Restricted Waste which exceeds the concentrations listed in Schedule “C” of this Bylaw into a Sanitary Sewer or the Municipal Wastewater System.
  - 10) No person shall discharge Wastewater into the Municipal Wastewater System in excess of 35 m<sup>3</sup> per 6 Bed Units or Single-Family Equivalent over any consecutive 30-day period. On application, an Owner must apply to the Engineer for a Waste Discharge Permit to discharge in excess of 35 m<sup>3</sup> per 6 Bed Units or Single-Family Equivalent, of Wastewater which permit may be granted at the sole discretion of the Engineer but will not be unreasonably withheld. Where a swimming pool is connected to the Municipal Wastewater System, the maximum daily discharge of pool water is limited to 20 m<sup>3</sup> unless a permit is granted at the sole discretion of the Engineer.
  - 11) The Municipality may accept approved Hauled Wastewater from haulers holding a valid business licence into the Municipal Wastewater System at the discharge locations and during the times designated by the Municipality from time to time. The Municipality reserves the right, at its sole discretion, to refuse to accept Hauled Wastewater that it considers to be of questionable origin or quality. The discharge of Hauled Wastewater to the Municipal Wastewater System at any location other than those designated by the Municipality is strictly prohibited and subject to the penalties in this Bylaw. Only Hauled Wastewater originating in the Municipality will be accepted if approved prior by the Engineer.
  - 12) No person shall discharge directly or indirectly, or permit the discharge or deposit of, Wastewater into the Municipal Wastewater System where water has been added to the discharge for the purposes of dilution to achieve compliance with the standards of this bylaw.
  - 13) Except by permission of the Engineer, no person shall excavate any portion of a street for the purpose of connecting a Plumbing System to the Municipal Wastewater System or to a Service Connection, or for the purpose of unstopping a Plumbing System or a Service Connection.
  - 14) No person shall maliciously, willfully or negligently:
    - (a) break, damage, destroy, uncover, deface, mar or tamper with any Service Connection or any part of the Municipal Wastewater System;

- (b) in any way operate, remove, or make any alteration to any part of the Municipal Wastewater System; or
- (c) uncover or place fill over any part of the Municipal Wastewater System.

## **PART 5                      CONDITIONS OF SERVICE**

- 15) It is the condition of approval of an Application for Wastewater Service in the Municipality that:
- (a) Nothing in this Bylaw shall obligate the Municipality to provide Service to any Parcel or person when, in the opinion of Council, the Municipal Wastewater System is insufficient to provide the Service.
  - (b) The Municipality shall not be liable for the failure of the Municipal Wastewater System in consequence of any accident or damage to that system, or the breakdown or malfunction of that system, or the connection to the Municipal Wastewater System, or any temporary stoppage from blockages, alterations or repairs, whether the failure arises from the negligence of any person in the employ of the Municipality or any other person or through natural deterioration or obsolescence of the Municipal Wastewater System.
  - (c) The Municipality does not guarantee Service. The Municipality reserves the right at any and all times, without notice, to change operating conditions of the Municipal Wastewater System, for the purposes of making repairs, extensions, alterations or improvements, or for any other reason. Neither the Municipality, its officers, employees nor agents shall incur any liability of any kind whatever by reason of the cessation in whole or in part of the Municipal Wastewater System or changes in operating conditions.
  - (d) Every Owner of a Parcel who constructs a Plumbing System shall ensure that it is constructed to receive all Wastewater emanating from all buildings and structures on the Parcel.
  - (e) Every Owner shall construct, operate, repair, maintain and replace the Plumbing System on the Owner's Parcel in strict compliance with all applicable bylaws, laws, regulations, codes and orders, including this Bylaw.
  - (f) Every Owner shall maintain the Plumbing System on the Owner's Parcel in proper working condition and in such way that there is no leakage of Wastewater and no infiltration of any groundwater into the Plumbing System.
  - (g) No Owner shall cause or permit any Wastewater emanating from any building or structure on his or her Parcel to be drained, discharged or disposed of other than through private works on the Parcel that are connected to the Municipal Wastewater System.

## **PART 6 APPLICATIONS FOR SERVICE AND FOR APPROVALS**

- 16) An Application for Wastewater Service or for approval to undertake any work in respect of the Municipal Wastewater System or to discontinue Wastewater Service must be in the form prescribed for that purpose by the Municipality and shall not be complete unless it is provided to the Engineer together with all advance fees and charges as required by Schedule “A”, and any security deposit and plans required by this Bylaw.
- 17) The Owner may, in writing, consent to an application for Service being made on the Owner’s behalf by the Owner’s authorized agent, and in that case all directions, orders and other communications made by the Engineer to that authorized agent are deemed to have been made to the Owner.
- 18) If an Owner meets all requirements of this Bylaw for the installation of Service Connection to his or her Parcel, the Engineer may issue a permit for Service Connection. Upon receipt of an application for Service Connection under Part 7 and receipt of the charges and fees set out in Schedule “A”, the Municipality shall construct the Service Connection, following which the Owner shall connect the Plumbing System to the Service Connection.
- 19) Where there is an existing Service Connection to any Parcel and:
  - (a) the Owner applies to the Municipality for an additional Service Connection of the same type; or
  - (b) the Owner requires more than one Service Connection to the Municipal Wastewater System;
  - (c) the Owner shall, subject to the approval of the Engineer, deposit with the Municipality a sum equal to the estimated cost of providing such service and should there be a difference between the actual cost of providing such service and the estimated cost, such difference shall be the responsibility of the Owner.
- 20) If an Owner requires Temporary Service to a Parcel, that Owner shall make an application for a Temporary Service Permit and shall, subject to approval of the Engineer:
  - (a) in the event the Temporary Service requires a Service Connection and a temporary meter, as determined by the Engineer, the Owner shall deposit with the Municipality a sum equal to the estimated cost of providing the temporary Service Connection and temporary meter, and if there should be a difference between the actual cost and the estimated cost, such difference shall be the responsibility of the Owner;
  - (b) keep a record of the amount of Wastewater disposed of, and shall report to the Engineer the amount of Wastewater disposed of at intervals directed by the Engineer, or upon completion of the construction or expansion for which the Temporary Service is required; and

- (c) pay each invoice generated by the Municipality for the Wastewater disposed of through the Temporary Service, based on the tariff shown in Schedule “A”.
- 21) An application for Service or application to discontinue service will not be processed until complete, and all applications to discontinue service must be made a minimum of five days prior to the proposed date of discontinuance.

## **PART 7                      SERVICE CONNECTIONS**

- 22) No person shall connect any Plumbing System with any Service Connection without first obtaining approval to do so from the Engineer and paying the applicable connection charge set out in Schedule “A”.
- 23) Each separate Parcel requires its own Service Connection to the Municipal Wastewater System. This requirement shall not apply to strata lots, air space parcels and the remainder parcels from which they are subdivided if all such parcels are or will be developed with a Plumbing System which is the subject of registered reciprocal easements, satisfactory to the Engineer, by which all owners have access to all parts of the Plumbing System for inspection, maintenance, repair and replacement.
- 24) A Service Connection must be of a size, type and capacity and be made of such material and have appurtenant to it such equipment and parts, and meet the requirements of construction, all set out in Part 12 and Schedule “E”.
- 25) When a Service Connection may be provided from two or more mains, the Engineer shall determine which or both mains from which the service connection(s) shall be made.
- 26) Title to and ownership of the Service Connection shall be vested in the Municipality. The Owner shall own any part of the Service Connection to the extent it is within the property boundaries of that Owner’s Parcel.
- 27) The Owner will maintain the portion of the Service Connection owned by the Owner. Should the Municipality be required or requested by the Owner to repair the Service Connection, the Municipality will charge the Owner with the cost of repairing the Service Connection in the event the damage is caused other than by negligence of the Municipality.
- 28) An Owner shall not construct, or permit the construction of, any permanent structure over a Service Connection.
- 29) Where any part of the Municipal Wastewater System is located in or on a privately-owned Parcel in respect of which the Municipality holds an easement, right of way, or statutory right of way, no person shall connect to or disturb any part of the Municipal Wastewater System except by permission and under the direction of the Engineer.
- 30) An Owner must not connect any storm connections to the Municipal Wastewater System, including but not limited to eaves troughs, perimeter drains, or non-approved appliances.

- 31) The Municipality at its discretion may require the installation of an Inspection Chamber at the property line of a Parcel or other acceptable location specified in writing by the Engineer, at the Owner's expense, with the make and model of Inspection Chamber approved by the Engineer. Upon inspection by the Municipality to confirm compliance and acceptance of the installation of the Inspection Chamber, the Inspection Chamber shall become property of the Municipality and be considered part of the Municipal Wastewater Works. The Owner shall ensure the Inspection Chamber at the Owner's property line is protected from damage at all times.
- 32) If, in the Engineer's opinion, an installed Service Connection has less than minimum groundcover, or other unsafe conditions exist, the Engineer may direct the Owner to re-install sufficient groundcover and remedy any other conditions to meet the standards of this Bylaw, which work shall be performed by the Owner at the Owner's cost or may, at the Engineer's discretion, be performed by the Municipality at the Owner's cost.
- 33) The Engineer has the discretion to determine the timing of installation of the Service Connection. If an Owner makes an application for Service that requires construction when, in the Engineer's opinion, frost or other unusual conditions may exist, the Municipality may postpone the required construction until the frost or other unusual conditions no longer exist. If the Municipality carries out the construction, the Owner must pay all increased costs incurred due to the frost conditions.
- 34) If an Owner applies for Service that requires construction that, in the Engineer's opinion, involves site conditions that may affect the ability to complete the installation in a safe and cost-effective manner, the Municipality may postpone the required construction until these conditions are remedied to the Engineer's satisfaction. If the Municipality carries out the construction, the Owner must pay all costs incurred due to the unusual site conditions.
- 35) No Service Connection or fittings shall be covered until they have been inspected and approved by the Inspector. The Owner or his or her contractor shall provide the Municipality at least 2 working days' notice in writing prior to connecting to the Municipal Wastewater Works, as well as 2 working days' notice to the Municipality prior to requiring inspection by the Inspector.

## **PART 8 OIL AND GREASE INTERCEPTORS**

- 36) Every Owner or operator of a restaurant or other industrial, commercial or institutional Parcel where food is cooked, processed or prepared, and which Parcel is connected directly or indirectly to the Municipal Wastewater System, shall take all necessary measures to ensure that Oil and Grease are prevented from entering the Municipal Wastewater System, and without limiting the foregoing, shall:
  - (a) install and operate an oil and grease interceptor in any Plumbing System on the Parcel that connects directly or indirectly to the Municipal Wastewater System, which shall be installed:

- i. in compliance with the most current requirements of the *British Columbia Building Code*;
  - ii. in compliance with the *Canadian Standards Association national standard CAN/CSA B-481*; and
  - iii. in a location that is readily and easily accessible for cleaning and inspection;
- (b) ensure all oil and grease interceptors are maintained according to manufacturer's recommendations;
  - (c) ensure that all testing, maintenance and performance of the oil and grease interceptors meets the requirements of *Canadian Standards Association national standard CAN/CSA B-481*;
  - (d) submit to the Municipality annually a maintenance schedule and record of maintenance for each installed oil and grease interceptor on the Parcel; and
  - (e) keep documentation of proof of oil and grease interceptor cleanout and Oil and Grease disposal for five years and provide those records to the Inspector or the Engineer on request.
- 37) Every Owner or operator of a motor vehicle service station, repair shop or garage, or of an industrial, commercial or institutional Parcel or any other Establishment where motor vehicles are repaired, lubricated or maintained and which Parcel is connected directly or indirectly to the Municipal Wastewater System, shall:
- (a) install an oil and grease interceptor designed to prevent motor oil and lubricating grease from passing into the Plumbing System which is connected directly or indirectly to the Municipal Wastewater System, in compliance with the most current requirements of the *British Columbia Building Code*;
  - (b) maintain all oil and grease interceptors in good working order and according to the manufacturer's recommendations or a minimum of every 3 months or whichever is a shorter period of time;
  - (c) ensure all oil and grease interceptors are tested and maintained regularly to ensure performance is maintained to the manufacture's specifications;
  - (d) submit to the Municipality annually a maintenance schedule and record of maintenance for each installed oil and grease interceptor on the Parcel; and the filing of such reports will be charged as per "Schedule A";
  - (e) keep documentation of proof of oil and grease interceptor cleanout and Oil and Grease disposal for five years and shall provide those records to the Inspector or the Engineer on request.

- 38) No person shall:
- (a) discharge emulsifiers to the Municipal Wastewater System through an oil and grease interceptor; or
  - (b) use enzymes, bacteria, solvents, hot water or other agents to facilitate the passage of Oil and Grease through an oil and grease interceptor.
- 39) Where an Owner or operator of a Parcel or establishment to which sections 36) or (e) apply, fails to comply with sections 36), (e), or 38) of this Bylaw the Engineer may:
- (a) order the Owner or operator of the Parcel or establishment to comply within 10 days; and
  - (b) If the Owner or operator fails to comply with the order, the Engineer may retain the services of a contractor to carry out the examination and cleaning of the oil and grease interceptor at the cost of the Owner or operator of the Parcel or establishment.
- 40) For the purposes of *section 16 (2) of the Community Charter*, the contractor retained by the Engineer to carry out the examination and cleaning of the oil and great interceptor pursuant to section 38)(b) of this bylaw is authorized to enter the Parcel on which the establishment is located to carry out that work.

## **PART 9                      OWNER RESPONSIBILITIES**

- 41) An Owner must:
- (a) comply with this Bylaw, the terms and conditions of an Application for Service, all conditions attached to an approval to do work or for discontinuance, and all orders made under this Bylaw;
  - (b) maintain all pipes, Fixtures, pipe fittings, meter chambers, Service Connection, Inspection Chamber situated on the Owner's Parcel or Dwelling Unit served in proper working order and free from leakage and wastage and protect them from frost and other damage;
  - (c) give immediate notice to the Engineer of any failure or problem with the Service Connection or the Municipal Wastewater System of which the Owner is aware;
  - (d) pay the Basic Change and Usage Charges pursuant to Part 13 and shown in Schedule "A" as applicable, and to pay all other fees and charges as provided by this Bylaw;
  - (e) trim and keep tidy vegetation on the Owner's Parcel to allow and permit easy access to the Wastewater Service Connection, Meter Set and Inspection Chamber on or near the Parcel.

- 42) If there is evidence of leaking of Wastewater on the Owner's Parcel or Dwelling Unit, and the Municipality notifies the Owner to repair such leaking, the Owner shall make the necessary repairs within five Business Days after notice has been given.
- 43) An Owner is responsible for clearing any frozen pipelines or Plumbing System on his or her Parcel. If an Owner requests that the Municipality clear a frozen Service Connection and it is found that the affected pipeline is not located within the Municipal Wastewater Works maintained by the Municipality, the Owner who requested the assistance shall pay an hourly service charge to cover the Municipality's costs as shown in Schedule "A".

#### **PART 10 ACCIDENTAL DISCHARGE/SPILL REPORTING**

- 44) Owners and all other persons shall notify the Municipality immediately of any accidental discharges or any other discharges or roadway spills of the types of waste that is considered Domestic, Restricted or Prohibited Wastewater under this Bylaw.
- 45) In the case of an incident under section 40, the Owner must take immediate action to provide appropriate countermeasures to stop the discharge and contain the spill.
- 46) Where the Owner does not take immediate action under section 44), the Municipality may take appropriate action, including on the Owner's Parcel, to minimize damage to the Municipal Wastewater System and/or surrounding properties. All costs incurred by the Municipality under this section shall be paid by the Owner of the Parcel from which the spill originated and other person instigating or contributing to the discharge or spill.
- 47) Within 5 calendar days of providing the notification required by section 44), the:
  - (a) Owner, or
  - (b) person responsible for the spill or discharge,

shall provide a detailed written statement to the Engineer providing the location, time and date of occurrence, setting out the cause of the spill or discharge, identifying the type of chemical or substance that was spilled or discharged, the volume of the spill or discharge, the countermeasures taken to control the spill or discharge and address any damage the spill or discharge may have caused and detailing the measures being taken to prevent its future occurrence.

The notifications under sections 44) and 46) will not relieve the Owner or other responsible person of liability for any consequential expense, loss or damage to the Municipal Wastewater System or for any fines and/or penalties imposed by the Municipality or another level of government.

## **PART 11 INSPECTIONS**

- 48) The Inspector is hereby authorized to enter onto and into any Parcel or building at any reasonable time in order to ascertain whether there is compliance with this Bylaw.
- 49) No person shall hinder or prevent the Inspector from entering and making reasonable inspection of any Parcel or building.
- 50) No person shall place or permit an obstruction, including fencing, garbage, landscaping or other materials or things, which hinders or prevents the inspection of any Parcel, building or on-site works, including any maintenance hold, ditch, Watercourse, Inspection Chamber, or other Fixture.
- 51) The Engineer may order an Owner to remove an obstruction on his or her Parcel at the expense of the Owner.
- 52) The Engineer may require that an Owner of a Parcel from which any material or substance prohibited or restricted by the Bylaw is being discharge into the Municipal Wastewater System to undertake, at that Owner's expense:
  - (a) the installation of a control maintenance hole;
  - (b) the measurement, sampling and analysis of the material or substance discharged and provide the data to the Municipality.
- 53) All measuring, sampling and analysis required by the Engineer must be carried out in accordance with methods and procedures specified in the Standard Methods, unless otherwise authorized by the Engineer.
- 54) Samples which have been collected must be analyzed by a qualified, independent agency, unless other prior arrangements have been authorized in writing by the Engineer.
- 55) For the purposes of provision of a control maintenance hole to comply with section 51), the Engineer may accept the point of discharge into the Municipal Wastewater System as an alternative for the purposes of measuring, observing or sampling the prohibited material or substance.

## **PART 12 WASTEWATER MAIN EXTENSIONS**

- 56) The Owner of a new development requiring Service shall provide the Municipality with one month of notice and the following information in respect of the proposed development:
  - (a) the location and legal address of the proposed development all information required by the Municipality for an application for Service;

- (b) One set of drawings indicating the footprint and height of the proposed structures, as well as the area and number of residential and commercial Dwelling Units proposed in each structure;
  - (c) anticipated Wastewater disposal requirements, including compliance methods;
  - (d) contact name, telephone number, email and other contact information;
  - (e) advance notice advising the schedule for construction, and at least 72 hours' notice for any Temporary Service and inspections required by the Municipality.
- 57) Without limiting section 56), if an Owner wishes to apply for an extension of wastewater main as part of the Municipal Wastewater Works to provide Service to one or more Parcels:
- (a) the Owner shall make application to the Municipality in writing for that extension;
  - (b) the Engineer shall determine the size, type, quality of materials, and their location, and the actual construction shall be performed by the Municipality or by a construction agency acceptable to the Municipality;
  - (c) the Owner shall deposit with the Municipality a sum equal to the estimated cost of providing such main extension and should there be a difference between the actual cost of providing such service and the estimated cost, such difference shall be the responsibility of the Owner within 60 days of the actual costs of the installation have been ascertained by the Municipality, in addition to any other fees applicable to the Parcel as identified in Schedules attached to this Bylaw.

### **PART 13 RATE CHARGES, BILLING AND COLLECTION**

- 58) Every Owner shall pay to the Municipality the applicable rates and charges set out in Schedule "A" to this Bylaw for the Wastewater Service. The rates and charges in the Schedules are hereby imposed and levied by the Municipality, will be billed monthly, quarterly or annually as determined by the Collector and will be due and payable within 30 days of the date of the bill.
- 59) Those parcels subject to Vacant Parcel Charges or Rent Charge Agreements shall be charged the Service Charge set out in Schedule "D".
- 60) The Municipality will calculate Usage Charges based on the quantity of Wastewater collected from a Parcel using the Water Meter Set readings using industry-approved apparatus. The amount of water registered by each Parcel's Meter Set during the billing period will be converted to cubic metres and rounded to the nearest cubic metre.
- 61) If for any reason the Municipality is required to estimate the water consumption of an Owner for any given period, the following procedure will be followed:

- (a) the estimate will be based on the Owner's historical use on the Parcel for which a water consumption estimate is required;
  - (b) in the event that insufficient history exists to produce a reasonable estimate, the estimate will be calculated based on an average of the water consumption for similar Parcels in the same area, and at the least would be the Municipality's minimum monthly charge for the Parcel; and
  - (c) in the event that the Meter Set is working but the remote is broken or inaccessible, the Municipality may bill using one of the above methods and include any necessary adjustments on the first invoice after a proper reading is taken.
- 62) Owners are solely responsible for the satisfactory operation of Plumbing System and Service Connections within the boundaries of the Parcel being served. The Municipality shall not be required to perform any work on pipes or Fixtures that are not the property of the Municipality unless there is a concern for the safety or performance of the Municipal Wastewater System. If the Owner calls the Municipality for assistance, that Owner shall pay an hourly service charge to cover the Municipality's costs associated with the call or subsequent repair of the Plumbing System, as set out in the Schedules of this Bylaw.
- 63) The rates, fees and charges required to be paid by this Bylaw shall form a charge against the lands serviced and if such rates, fees and charges are unpaid on December 31st of the year in which they become payable, they shall be treated as taxes and transferred to the tax roll in the next succeeding year as taxes in arrears against the Parcel from which they arose.
- 64) No rebate, refund or credit whatsoever of any monies paid or payable for the Service shall be made save as hereinafter provided.
- 65) No prepayment for any Service shall prevent the amount of any increase being charged to and collected from any Service.
- 66) Subject to section 63, the Engineer may disconnect any Parcel from the Municipal Wastewater System through disconnection of the wastewater service in response to:
- (a) a contravention of any of the provisions of this Bylaw; or
  - (b) for non-payment of fees or other charges when due;
- if the Owner of the Parcel fails to remedy the contravention or non-payment after receiving 30 days written notice from the Engineer.
- 67) Nothing in section 62 prevents the Municipality from temporarily disconnecting private works without notice in reasonable response to an emergency situation.
- 68) The Engineer shall not disconnect the private works until:

- (a) the Engineer has imposed a notice period that coincides with at least one meeting of Council scheduled at least 3 days from the date of delivery of the notice;
  - (b) the Engineer has advised the Owner that he or she may, by written request delivered to the Municipality Clerk at least two business days before the Council meeting, appear before the Council at its next regular meeting; and
  - (c) the Owner has failed to appear before Council during the notice period; or
  - (d) Council, after hearing the submissions of the Owner, affirms the disconnection of the Service.
- 69) Notice under section 64 may be given by one or more of the following methods:
- (a) posting notice on the Parcel;
  - (b) providing notice on an invoice for the relevant consumer Service Account;
  - (c) mailing notice to the address supplied by the Owner or the address of the Parcel;
  - (d) telephoning the Owner which may include speaking directly with the Owner or leaving a message at the telephone number supplied by the Owner; and
  - (e) communicate via electronic methods.
- 70) The Municipality is not responsible for any notice failing to reach an Owner of any Parcel prior to disconnection of the Service.
- 71) When any Service has been disconnected from any Parcel for non-payment of rates or charges or violations of any of the provisions of this Bylaw, the Municipality may, before reconnection is made to the Parcel, require payment of a fee as specified in Schedule “A” together with all arrears of charges owing by such Owner prescribed by Schedule “A” hereof.
- 72) All accounts for Wastewater Service shall be due and payable at the office of the Collector on or before the due date shown on the billing notice. All accounts not paid by the due date shall be subject to a 1.5% per month (19.56% per annum) on outstanding balance as a late payment penalty calculated from the date on which the money was owing.
- 73) The Municipality may provide compost to Owner or others when available on a cash basis for the charges set out in Schedule “A”.

#### **PART 14 BLOCKAGES**

- 74) An Owner shall be solely responsible, at the Owner’s sole cost, to remove any blockages in the Plumbing System that are attributable to the discharge of Wastewater from the Owner’s Parcel.

- 75) An Owner is responsible for all failures in the Plumbing System on the Owner's Parcel.
- 76) If a Plumbing System becomes stopped or otherwise fails to function, the Owner must:
- (a) first arrange for a plumber to rectify the stopped service; and
  - (b) notify the Engineer only when a plumber cannot rectify the stopped service.
- 77) Where there is no Inspection Chamber installed on the Service Connection at the property line or the Inspection Chamber cannot be located, the Owner shall be responsible for all costs associated with clearing a blockage up to the Municipal Wastewater Works and Service Connections, including:
- (a) the removal of the blockage;
  - (b) repair to the Municipal Wastewater Works and Service Connections; and
  - (c) reinstatement of the area where the work was undertaken to its previous state;
- except where the work is associated with a portion of the Municipal Wastewater Works or Service Connection in a failed structural state or which has been damaged by tree roots.
- 78) Where there is an Inspection Chamber installed on the Service Connection at the property line, and the blockage is found to be located in the Plumbing System, the Owner shall be responsible for all costs that have been incurred by the Municipality or the Owner's plumber, but the Owner is not responsible if the blockage is found to be located in the Municipal Wastewater Works or in the Service Connection.
- 79) Where the Owner is required to pay costs to the Municipality to clear blockages, the Owner shall pay, upon receipt of an invoice, all costs incurred by the Municipality and where costs incurred for work done or services provided to the Owner's land or improvements remain unpaid, those amounts shall be added to the Owner's taxes.

## **PART 15 OFFENCES AND PENALTIES**

- 80) Every person commits an offence against this Bylaw who:
- (a) violates any provision of this Bylaw;
  - (b) neglects or refrains from doing anything required to be done by this Bylaw;
  - (c) breaches a condition of Service or approval;
  - (d) fails to comply with any order made under this Bylaw;
  - (e) provide to the Municipality false information, or

- (f) makes inaccurate or untrue statements to the Municipality.
- 81) Each day that a violation is permitted to continue shall constitute a separate offence.
- 82) Every person who commits an offence against this Bylaw is liable to a fine of not more than \$10,000 and all costs incurred by the Municipality related to the offence.
- 83) The Engineer may issue a written notice to an Owner that the Owner is in contravention of this Bylaw and direct the Owner to comply.
- 84) Wherever in this Bylaw a person is required to take an action or remedy a condition and the person defaults on that obligation, the Municipality may take that action or remedy that condition at the cost of the owner of the Parcel on which the work is conducted and may, in accordance with Division 14 of Part 7 of the *Community Charter*, recover its costs of providing such work to land or improvements in the same manner and with the same remedies as property taxes and if such costs are due and payable on December 31<sup>st</sup> of any year and unpaid on that date such costs shall be deemed taxes in arrears.

**PART 16 GENERAL**

If any provision of this Bylaw is declared invalid or unenforceable, or set aside by a court of competent jurisdiction it shall be severed, and the remainder of this Bylaw shall remain in force and effect.

This bylaw hereby repeals:

Sun Peaks Wastewater Service Establishment Bylaw No. 0111, 2018 and all amending bylaws thereto.

INTRODUCED AND READ A FIRST TIME this 4<sup>th</sup> day of June, 2019.

READ A SECOND TIME this 4<sup>th</sup> day of June, 2019.

READ A THIRD TIME this 4<sup>th</sup> day of June, 2019.

FINALLY ADOPTED this 18<sup>th</sup> day of June, 2019.

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Al Raine  
Mayor

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Nicky Braithwaite  
Director of Corporate Services

I HEREBY CERTIFY that this is  
a true copy of "Bylaw No. 0137, 2019"

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Nicky Braithwaite  
Director of Corporate Services

**SCHEDULE "A"-SERVICE FEES**

## 1) Allowable Wastewater - Metered Service Charges

Basic Charge \$25.98 per month per Single Family Equivalent Unit or equivalent

Plus \$13.01 per month only for each additional Dwelling Unit located within the Single-Family Property

Minimum Usage Fees

This fee is charged to any property that has a wastewater usage lower than one half the maximum tier 1 usage. The minimum usage is the number of bed units multiplied by half the tier 1 max (1.75). This is the minimum usage is multiplied by the Tier 1 rate resulting in your minimum usage fee. Ex: 6 bed units x \$7.49 (1.75 x \$4.28) = \$44.94.

Usage Charge

Tier 1: \$4.28 per cubic meter of water used up to 21 cubic meters per month per Single Family Equivalent or for each six Bed Units assigned.

Tier 2: \$5.57 per cubic meter of water used above 21 and up to 27 cubic meters per month per Single Family Equivalent or for each six Bed Units assigned

Tier 3: \$7.24 per cubic meter of water used above 27 cubic meters per month per Single Family Equivalent or for each six Bed Units assigned

## 2) Allowable Wastewater- Non-Metered Charges (For use by Parcels without a Meter Set)

Basic Charge \$25.98 per month per Single Family Equivalent Unit or equivalent

Plus \$13.01 per month only for each additional Dwelling Unit located within the Single-Family Property

Usage Charge

Equivalent metered rate for 60 cubic meters water per month per Single Family Equivalent Unit, in addition to the Basic Charge

## 3) Allowable Wastewater - Non-Metered Charge for Strata Corporation K-18 (Burfield Heights)

For use only by Strata Corp K-18 as set out in the Final Decision on Arbitration dated Oct 28, 1991, with Tod Mountain Development Ltd., with flows restricted to 29.5 cubic meters per day (6,500 imperial gallons per day), calculated as the average seasonal daily flow of sewage for the period from November 1 to March 31 of each season.

Strata Corporation K-18 shall pay sewage user rate of \$93.50 per Dwelling Unit per year (\$7.79 per Dwelling Unit per month), payable monthly in arrears.

4) Restricted Wastewater- Metered or Non-Metered Charges

Metered Usage Rate: \$7.99 per cubic meter of water used with a minimum billing of 60 cubic meters per month per single family equivalent, in addition to the applicable Basic Charge.

Non-metered Rate Flat Monthly Charge: \$479.16 per month per Single Family Equivalent Unit, in addition to the applicable Basic Charge (based on 60 cubic meters per month per single family equivalent).

5) Supply of a 6" Inspection Chamber at Municipal Cost plus 25%

All other inspection chambers or manholes are provided at cost plus 10% administration fee

6) Connection Charges

(a) Administration fee for a new Consumer \$25.00

(b) Application fee for a new Consumer connecting to the Wastewater Collection System for the first time is calculated based on the number of bed units or equivalent bed units and covers the actual cost of materials, labor, external equipment, internal equipment (based on the current BC Blue Book Equipment Rate Guide) plus an administration fee of 10% on each item required.

- If additional work be required, such as Asphalt Road Replacement, Traffic Control, Water Pumping, Trench Dewatering, Boulevard Restoration and Landscaping Restoration or any combination of these, as determined by the Engineer, the actual cost to the RM of providing the work is added to the fee stated in paragraph (i), plus an administration fee of 10 percent of the actual cost on each item required.

The fee shown below is collected with the Building Permit Application

\$330.00 for a single-family lot

\$55.00 per Bed Unit for all other properties

- Application for Service - (requested by a Consumer on an existing serviced property)

\$50.00

- Inspection Fee for a new Consumer connecting to the Wastewater Collection System for each connection where each Municipal Water Meter is utilized/installed \$50.00
- (c) Temporary Service is charged at the actual cost of materials, labor, external equipment, internal equipment (based on the current BC Blue Book Equipment Rate Guide). Should additional work be required for Asphalt Road Replacement, Traffic Control, Water Pumping, Trench Dewatering, Boulevard Restoration and Landscaping Restoration or any combination of these, as determined by the Engineer, the actual cost to the RM of providing the work is added to the fee stated in paragraph (i), plus an administration fee of 10% of the actual cost on each item required.
- (d) Discontinuance of Service is charged at the actual cost of materials, labor, external equipment, internal equipment (current BC Blue Book Equipment Rate Guide). Should additional work be required, an administration fee of 10% for Asphalt Road Replacement, Traffic Control, Water Pumping, Trench Dewatering, Boulevard Restoration and Landscaping Restoration as determined by the Engineer.
- (e) Installation of a Service Connection between a Municipal wastewater main to the inspection chamber of edge of an Owner's Parcel is charged at is charged at the actual cost of materials, labor, external equipment, internal equipment (based on current BC Blue Book Equipment Rate Guide). Should additional work be required for Asphalt Road Replacement, Traffic Control, Water Pumping, Trench Dewatering, Boulevard Restoration and Landscaping Restoration or any combination of these, as determined by the Engineer. The actual costs to the RM of providing the work are added to the fee stated in paragraph 6.ii, plus an administration fee of 10% of those actual costs on each item required.

7) Contravention Charges

- (a) Contravention of Municipal Wastewater System use restrictions Every person who commits an offence against this section of the bylaw is liable to a fine of not less than One Thousand Dollars (\$1000.00), and for each subsequent offence a fine of not less than Two Thousand Dollars (\$2000.00).
- (b) Disposal of Prohibited Waste or Restricted Waste
  - 1. Disposal of Prohibited Waste or Restricted Waste into Municipal Wastewater System, to mitigate potential or real damage to Municipal Wastewater System
 

first occurrence	At Municipal Cost plus 25%
second occurrence	Double Municipal Cost plus 25%
third annual occurrence	Discontinuance of Service, At Municipal Cost plus 25%
  - 11. Removal of obstructions required for Inspections or to access Inspection Chamber
 

first occurrence	At Municipal Cost plus 25%
second occurrence	Double Municipal Cost plus 25%
third annual occurrence	Discontinuance of Service, At Municipal Cost plus 25%

- (c) Reconnection Fee - tum on Service after Discontinuance of Service \$50.00
- (d) Where other services are performed, Costs shall be:
  - Oil and Grease Interceptor Maintenance Report Filing (per unit) \$25.00
  - Materials At Municipal Cost plus 25%
  - Staff Labor Hourly rate of \$75.00
  - (after hours to be charged double time)
  - Backhoe Equipment Hourly rate of \$100.00
  - Other contracted services At Municipal Cost plus 25%

8) Compost

Unscreened Compost

\$0.00 for residential use, picked up at the Wastewater Treatment Facility or designated area  
 \$175.00 per hour for commercial use, where municipal staff are required to load the compost

Screened Compost

\$5.00 per Garbage Bag  
 \$40.00 per Tonne (up to 5 tonnes)  
 \$25.00 per Tonne (5 tonnes or more)

Screened compost is only available on a limited basis at the Wastewater Treatment Facility.

Please contact the Municipality's office to confirm availability and to decide to pick up compost. Customers are responsible for all resources required to pick up the compost (bags, shovels, loading, etc.). Unscreened compost may be available to residents at no cost.

## SCHEDULE “B” – PROHIBITED WASTE

- 1) No person shall discharge directly or indirectly or deposit or cause or permit the discharge or deposit of Wastewater into a Sanitary Sewer, or Municipal Wastewater System in circumstances where:
  - (a) to do so may cause or result in:
    - (i) A health or safety hazard to a person authorized by the Municipality to inspect, operate, maintain, repair or otherwise work on the Municipal Wastewater System;
    - (ii) An offence under the *Environmental Management Act (BC)* as amended from time to time, or any regulation made thereunder from time to time;
    - (iii) Wastewater sludge from the Municipal Wastewater Works to which either Wastewater discharges, directly or indirectly, to fail to meet the objectives and criteria as listed in the *Environmental Management Act (BC)*, as amended from time to time;
    - (iv) Interference with the operation or maintenance of the Municipal Wastewater Works, or which may impair or interfere with any wastewater treatment process;
    - (v) A hazard to any person, animal, property or vegetation;
    - (vi) An offensive odour to emanate from the Municipal Wastewater Works, and without limiting the generality of the foregoing, wastewater containing hydrogen sulphide, carbon disulphide, other reduced sulphur compounds, amines or ammonia in such quantity as may cause an offensive odour;
    - (vii) Damage to the Municipal Wastewater Works;
    - (viii) An obstruction or restriction to the flow in the Municipal Wastewater Works;
  - (b) the Wastewater has two or more separate liquid layers;
  - (c) the Wastewater contains:
    - (i) Hazardous Substances;
    - (ii) any liquid that has a flashpoint not less than 37.8°C and not greater than 93.3°C;
    - (iii) Biomedical waste, as listed in the *Environmental Management Act (BC)*, or its regulations, as amended from time to time;
    - (iv) Dyes or colouring materials which may or could pass through the Municipal Wastewater Works and discolour the resulting effluent;
    - (v) Ignitable waste, being a substance that is capable of causing or contributing to an explosion or supporting combustion in any Sewer or including, but not limited to, gasoline, benzene, naphtha, diesel or other fuel oil, waste crankcase oil and sludge resulting from the manufacture of acetylene;
    - (vi) PCBs, meaning any monochlorinated or polychlorinated biphenyl or any mixture that contains one or more of them;
    - (vii) Pesticides which are not otherwise regulated in this Bylaw;

- (viii) Reactive waste, meaning a substance that:
- (A) is normally unstable and readily undergoes violent changes without detonating;
  - (B) reacts violently with water;
  - (C) forms potentially explosive mixtures with water;
  - (D) when mixed with water, generates toxic gases, vapours or fumes in a quantity sufficient to present danger to human health or the environment;
  - (E) is a cyanide or sulfide bearing waste which, when exposed to pH conditions between 2 and 12.5, can generate toxic gases, vapours or fumes in a quantity sufficient to present danger to human health or the environment;
  - (F) is capable of detonation or expose of reaction if it is subjected to a strong initiating source or if heated under confinement;
  - (G) is readily capable of detonation or explosive decomposition or reaction at standard temperature or pressure; or
  - (H) is an explosive under the federal *Explosives Act*, as amended;
  - (I) Toxic substances which are not otherwise regulated in this Bylaw, defined as “toxic” under the *Canadian Environmental Protection Act* 1999 as amended from time to time;
  - (J) Waste radioactive substances in excess of concentrations greater than those specified for release to the environment under the Nuclear Safety and Control Act (Canada) and its regulations as amended from time to time;
  - (K) Solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in the Municipal Wastewater Works, including but not limited to ashes, bones, cinders, sand, mud, soil, straw, shaving, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, animal parts or tissues, and paunch manure; and
  - (L) the Wastewater contains a concentration, expressed in milligrams per litre, in excess of any one or more of the limits in Schedule “C” of this Bylaw, unless the discharge is in accordance with a valid Waste Discharge Permit.

## SCHEDULE "C" – CONTAMINANTS

**Table A - Conventional Contaminants and Physical Parameters**

<b>Substance</b>	<b>Concentration Limit - [mg/L, except as noted]</b>
Biochemical Oxygen Demand	400
Chemical Oxygen Demand	600
Oil and grease – animal and vegetable	100
Oil and grease - mineral and synthetic /hydrocarbon	20
Total Suspended Solids	400
pH	6.0 - 11.5 (unitless)
Temperature	60°C

**Table B - Organic Contaminants**

<b>Substance</b>	<b>Concentration Limit – [mg/L, except as noted]</b>
Benzene	0.01
Chloroform	0.04
Dichlorobenzene (1,2-)	0.088
Dichlorobenzene (1,4)	0.09
Ethylbenzene	0.057
Hexachlorobenzene	0.055
Methylene chloride (dichloromethane)	0.0981
PCBs (Chlorobiphenyls)	0.004
Phenols, Total (or Phenolic) Compounds	1
Tetrachloroethylene (1,1,2,2-)	0.04
Tetrachloroethylene	0.05
Toluene	0.08
Trichloroethylene	0.054
Xylenes, total	0.32

**Table C - Inorganic Contaminants**

<b>Factor/Substance</b>	<b>Total Concentration Limit</b>
Ammonia	24
Arsenic, total	0.1
Cadmium, total	0.2
Chloride	1500
Chromium, total	0.37
Cobalt, total	5
Copper, total	1
Cyanide, total	1.0
Lead, total	0.1
Mercury	0.1
Molybdenum, total	5
Nickel, total	0.55
Nitrogen, total Kjeldahl	70
Phosphorus, total	12
Selenium, total	0.82
Silver, total	0.29
Sulphates (as SO <sub>4</sub> )	1500
Sulfide (H <sub>2</sub> S)	0.3
Zinc, total	0.03

**SCHEDULE “D” – VACANT PARCEL ANNUAL SERVICE CHARGES**

## Service Charge per Rent Charge Agreements

This schedule applies to certain owners of subdivided Parcels with Rent Charge Agreements registered on title in favour of Sun Peaks Utilities Co. Limited or Sun Peaks Mountain Municipality. Those owners shall pay the following rates during the period they are not users of the Municipal Wastewater System:

\$455.87 per year for single-family Parcels

\$75.98 per Bed Unit per year for all other properties

Once an Owner subject to a Rent Charge Agreement has received approval to connect to the Municipal Wastewater System, has passed inspection, and has been connected, this rate will no longer apply to the portion of the Parcel connected to the Municipal Wastewater System.

Should an Owner choose to develop a Parcel, other than a single-family Parcel, in a phased manner over one or more years, then each Dwelling Unit in each phase must be inspected and accepted by the Municipality prior to the Municipality removing this charge.

Once a property owner subject to a Rent Charge Agreement has received approval to connect to the Waterworks, has passed inspection, and has been accepted as a Consumer, this rate will no longer apply to the portion of the Parcel connected to the Municipal Wastewater System.