



Consolidated Version
of
the Water Conservation Bylaw

(being Bylaw No. 22/2015 of the City of St. Albert, as amended by Bylaw No. 10/2023 consolidated and printed under the authority of the Chief Administrative Officer of the City of St. Albert)

This is certified to be a true copy of consolidated Bylaw No. 22/2015) of the City of St. Albert.

Marta Caufield
Director of Legal and Legislative Services
Chief Legislative Officer

WATER CONSERVATION BYLAW

NUMBER 1ST READING 2ND READING 3RD READING Signed and Passed

	NUMBER	1ST READING	2ND READING	3RD READING	Signed and Passed
	22/2015	November 23, 2015	November 23, 2015	December 7, 2015	December 8, 2015
Amd #1	10/2023	June 20, 2023	June 20, 2023	June 20, 2023	June 22, 2023

The text shown in parentheses in various locations throughout this document identifies the corresponding amending bylaw which authorized the change. For example (BL 5/2019) refers to Bylaw No. 5/2019.

CITY OF ST. ALBERT

BYLAW 22/2015

Being a bylaw to establish and define water conservation.

WHEREAS, pursuant to section 7 of the Municipal Government Act, Council may pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property **(BL 10/2023)**

AND WHEREAS, pursuant to subsection 3(a.1) of the *Municipal Government Act*, one of the purposes of a municipality is to foster the well-being of the environment;
(BL 10/2023)

City of St. Albert Council enacts:

Title

1. This Bylaw may be referred to as “The Water Conservation Bylaw.”

Purpose and Definitions

2. The purpose of this Bylaw is to promote the efficient use of water in the community and reduce water waste.
3. In this Bylaw:
 - a. “Bylaw” means this Water Conservation Bylaw;
 - a.1 “CAO” means a Person appointed by Council to the position of Chief Administrative Officer pursuant to section 205 of the *Municipal Government Act* and the Chief Administrative Officer Bylaw; **(BL 10/2023)**
 - a.2 “City” means the municipal corporation of the City of St. Albert or, where the context so requires, the area contained within the municipal boundaries of the City of St. Albert; **(BL 10/2023)**
 - b. “Hose Nozzle” means a hand held and manually operated instrument which controls the flow of water and is attached to the hose;
 - c. **DELETED (BL 10/2023)**

- d. “Municipal Violation Tag” means a City-issued notice that alleges an offence and provides a Person with the opportunity to pay an amount to the City in lieu of prosecution for the offence;
- e. “Peace Officer” has the meaning set out in the *Provincial Offences Procedure Act*. **(BL 10/2023)**
- f. “Person” means any individual, firm, partnership, association, corporation, trustee, executor, administrator or other legal representative;
- g. **DELETED (BL 10/2023)**
- h. “Violation Ticket” has the same meaning as in the *Provincial Offences Procedure Act*.

Water Use Restrictions

- 4. Subject to Section 5 of this Bylaw, no Person may use municipally supplied water from a hose, pipe, sprinkler, or permanent water irrigation system for the purpose of watering lawns, gardens, flower beds, shrubs, and trees except between the hours of 7:00 p.m. and 9 a.m. **(BL 10/2023)**

Water Demand Management Measures

- 4.1 The CAO may, when deemed necessary or advisable, declare in writing under section 4.4 that water demand management measures are implemented or declare in writing under section 4.5 a change to or termination of previously implemented water demand management measures.
- 4.2 A CAO declaration in respect of water demand management measures shall be effective upon the date of public notice thereof unless a later effective date is stated by the CAO in the declaration, and shall remain in effect until the CAO declares that the water demand management measures are changed or are terminated in whole or in part.
- 4.3 A declaration of water demand management measures by the CAO may apply to the entire City, to identified zones or geographic areas of the City, or to other locations as specified by the CAO. The CAO may apply different water demand management measures in different parts of the City.
- 4.4 If the CAO makes a declaration under section 4.1 to implement water demand measures, the CAO shall cause public notice to be given indicating the water demand management measures implemented, what residents must do or refrain from doing to comply with the measures, and the date the measures will come into effect if different from the date of the public notice, by any one or more of the following means:

- a. City news release;
 - b. notice on the City's public website;
 - c. advertisement in a newspaper in circulation in the City;
 - d. circulation of flyers; or
 - e. signage.
- 4.5 In addition to section 4.4, the CAO shall cause public notice to be given by any one or more of the means set out in section 4.4 in the event of any of the following types of declarations:
- a. a declaration changing the areas of application of water demand management measures;
 - b. a declaration changing the details of water demand management measures in any areas; and
 - c. a declaration that water demand management measures are terminated in whole or in part.
- 4.6 No Person shall use water in contravention of a water demand management measure for which public notice has been given in a manner authorized by this Bylaw.
- 4.7 Every Person is responsible for determining whether water demand management measures are in effect, and failure to receive notice of a water demand management measure is not a valid defence for contravention of the water demand management measure.

(BL 10/2023)

Exemptions

5. The following circumstances are exempt from the restrictions noted under Section 4 of this Bylaw:
- a. watering of lawns, gardens, flower beds, shrubs, and trees by watering can or Hose Nozzle is permitted at any time;
 - b. watering by drip irrigation is permitted at any time;
 - c. the recreational use of sprinklers and water toys is permitted at any time;
 - d. newly laid sod and seeding lawns may be watered in any manner until the first cut only, or as would be deemed reasonable by a Peace Officer; and

- e. other landscaping may be watered in any manner, to the extent that there is a risk that a new tree, shrub, or other vegetation will perish, as deemed reasonable by a Peace Officer.

Water Efficient Fixtures

- 6. **DELETED (BL 10/2023)**
- 7. **DELETED (BL 10/2023)**
- 8. **DELETED (BL 10/2023)**

Offence

- 9. Any Person who contravenes this Bylaw is guilty of an offence.
- 9.1 A contravention of a water demand management measure declared by the CAO in respect of which public notice has been given in a manner authorized by this Bylaw, is a contravention of this Bylaw. **(BL 10/2023)**
- 10. Every day during which a contravention continues is deemed to be a separate offence.

Fines and Penalties

- 11. A Person who commits an offence under this Bylaw is liable:
 - (a) to a fine of \$100.00; or **(BL 10/2023)**
 - (b) on summary conviction, to a fine not exceeding \$10,000.00 or to an order of imprisonment for not more than 1 year, or both.

Municipal Violation Tag

- 12. A Peace Officer may issue, with respect to an offence under this Bylaw, a Municipal Violation Tag specifying the fine amount (including any early payment fine amount) established by this Bylaw.
- 13. Where a Municipal Violation Tag is issued, the fine amount indicated thereon may be paid as directed in lieu of prosecution.

Violation Ticket

- 14. A Peace Officer may issue, with respect to an offence under this Bylaw, a Violation Ticket:

- (a) specifying the fine amount established by this Bylaw; or
 - (b) requiring an appearance in court without the option of making a voluntary payment.
15. Where a Violation Ticket specifies a fine amount, a voluntary payment equal to the specified fine amount may be made as directed.

Effective Date of Bylaw

16. This bylaw comes into full force and effect on January 1, 2018.