

BYLAW NO. 2009/22 (Waterworks Bylaw)

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

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

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

NOW THEREFORE the Council of Red Deer County, in the Province of Alberta, duly assembled, hereby enacts as follows:

SECTION 1 - TITLE

This Bylaw may be referred to as the "Waterworks Bylaw."

SECTION 2 - DEFINITIONS

In this bylaw, unless the content otherwise requires:

- 2.1 *Account* means an agreement between a customer and Red Deer County for the supply of water.
- 2.2 *Applicant* means an owner or authorized agent who applies to the County for the installation of a service to a property.
- 2.3 *Approved* means, unless otherwise provided, approved by Red Deer County through its authorized representatives.
- 2.4 *Bypass Valve* means the valve on the piping that bypasses around the water meter.
- 2.5 *C.C.* refers to a service control cock or a service corporation cock or a service control valve.
- 2.6 *Combined Domestic* means the service which provides both domestic water and water for fire protection purposes.
- 2.7 *Combined Service Pipe* means a waterline constructed for providing potable water and water for fire protection.
- 2.8 *Commercial* means property used principally for the retail and sale of goods and services.

- 2.9 *Construction Water* means the availability of unmetered potable water through the building construction phase (building permit through occupancy).
- 2.10 *Control Valve* means the privately owned valve required as part of the plumbing code, installed on the water service line inside the landlord's building prior to the meter.
- 2.11 *Council* means the Council of Red Deer County.
- 2.12 *County* means Red Deer County.
- 2.13 *County Manager* means that person appointed as the County's Chief Administrative Officer or his designated delegate.
- 2.14 *Customer* means a person(s) who has opened an account with the County and is occupying or exercising control over the land, and in all cases, includes the owner.
- 2.15 *Cross Connection* means actual or potential connections between a potable and a non-potable water supply.
- 2.16 *Domestic Take Off* means the point at which water is delivered to the customers for domestic purposes. Water is generally metered off at this point to the customer.
- 2.17 *Fee Bylaw* means the County's Fee Bylaw as adopted, amended or replaced from time to time.
- 2.18 *Fire Line* means a pipe that is intended solely for the purpose of providing a standby supply of water for fire protection purposes.
- 2.19 *Fire Service Pipe* means that portion of the fire line that is a service pipe.
- 2.20 *Industrial* means property used principally for the processing, manufacturing, storage or warehousing of materials.
- 2.21 *Owner* means any person who is registered under the Land Titles Act as the owner of the land.
- 2.22 *Peace Officer* means a member of the Royal Canadian Mounted Police or a member of the Red Deer County Patrol who is appointed by the Province of Alberta as a peace officer with authority within Red Deer County.
- 2.23 *Person* means any individual, firm, company, association, society, corporation or group and the heirs, executors, administrators or legal representatives of a person.
- 2.24 *Private Service* means the section of the service line located on private property.
- 2.25 *Public Health Inspector* means the medical health officer of Alberta Health Services or his authorized representative.
- 2.26 *Remote Meter Reading Device* means equipment installed to remotely read the water meter without obtaining access into the premises.
- 2.27 *Residential* means property used principally for residential purposes.

- 2.28 *Road* includes every street, roadway, avenue, boulevard, sidewalk, thoroughfare, bridge and highway under the County's direction, management and control.
- 2.29 *Seal* means a metallic wire attached to the water meter register and the water meter base or a bypass valve in such a manner as to seal and prevent tampering with the meter register or the valve.
- 2.30 *Self-Contained Unit* means a unit having separate plumbing, heating and entrance.
- 2.31 *Service Pipe* means pipe that carries water from the County main on to or across private property.
- 2.32 *Street* includes every road, roadway, avenue, boulevard, sidewalk, thoroughfare, bridge and highway under the County's direction, management and control.
- 2.33 *Subsidiary Meter* means a privately owned water meter installed at the owner's expense and utilized strictly for the owner's purposes.
- 2.34 *Turn On* means the commencement and turning on of water service for a building or a property and may include initial water meter reading.
- 2.35 *Turn Off* means the cessation or turning off of water service for a building or a property and may include a final meter reading.
- 2.36 *Utility Bill* means a County utility service bill that sets out the fees, rates and charges levied by the County on a monthly or bi-monthly basis for water service used by a consumer.
- 2.37 *Water Meter* means a meter installed as part of the plumbing to register the quantity of water entering the premises.
- 2.38 *Water Service* means provision of water.
- 2.39 *Water Service Contract* means a contract between a Customer and Red Deer County for the supply of water.

SECTION 3 - AUTHORITY

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

SECTION 4 - WATER SERVICE

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

- 4.6 If the owner of a property or building, for which a water service connection is required pursuant to Sections 4.4 and 4.5 of this bylaw, neglects or refuses to comply with the notice within sixty (60) days of receipt thereof, the County may make or repair or cause to be made or repaired the said service connection at the expense of the said owner.
- 4.7 When a service pipe becomes inadequate to supply the volume of water required at any building or premise, and the owner desires a larger service pipe, the said owner shall apply in writing to that effect. Subject to the availability of water, a larger service pipe shall be installed, provided that the owner pays, in advance, the cost of the new service pipe plus the cost of abandoning the older service pipe.
- 4.8 Upon notice to any owner that an existing private service fails to meet the requirements of this bylaw, or for any reason is unsatisfactory to the County, the owner shall effect the changes required in the notice by the date specified in the notice.
- 4.9 Owner Responsible to Thaw Frozen Piping
- (a) The owner shall be responsible to thaw out frozen private service.
 - (b) Use of electrical thawing equipment shall be prohibited.
- 4.10 County Not Responsible for Damage Due to Settling
- (a) When a service pipe passes through an excavation or backfill, or through a basement wall, finished or unfinished, or through a retaining wall, the County shall not be responsible for any damage due to displacement, settlement, or any cause due to the owner's or occupant's operations, whether damage occurs during building operations or afterwards.
 - (b) Additional construction costs are the responsibility of the owner. All additional costs of construction due to development on private property, including additional costs required for bridging or repairing of disturbed streets, shall be borne by the owner on whose property development is occurring.

SECTION 5 – SERVICE PIPING FOR FIRE PROTECTION

- 5.1 When an owner wishes to provide fire protection by means of sprinkler heads, fire hydrants or outlets for hose lines, or in some other manner, application for a special service pipe shall be made in accordance with Section 4.1 and be consistent with County policy.
- 5.2 Separate Special Service Pipe for Fire Protection Only
- (a) When an application, pursuant to Section 5.1, is approved by the County, a separate special service pipe to be utilized for fire protection only may be constructed by an approved contractor at the owner's expense.
 - (b) The County may maintain, at its expense, that portion of the special service pipe between the main and property line where a tapping valve and sleeve form the connection to the main or between the main and valve when the control valve is located within 1200 mm of County property.

- (c) Portions of the service pipe constructed on the County lands become the property of the County.
- 5.3 For properties with water services for the purposes of fire protection, with or without a water meter on the main service line, but with a water meter or meters for the recording of normal consumption on a secondary service line (off the main service line), the monthly fixed charge shall be based on the size of the main service line.
- 5.4 On all combined domestic and fire services, a control valve shall be installed before the domestic take off. No control valve shall be permitted between the control valve and the fire valve.
- 5.5 Services constructed pursuant to this part shall not be tapped in any place, on either the County's portion or the private property portion, without the permission of the County.
- 5.6 Fire hose valves may be sealed by the County. No person, other than authorized employees or agents of the County shall break such a seal except in case of emergency. In such case, the owner or occupant shall immediately notify the County that the seal has been broken.

SECTION 6 – INSTRUCTION FOR GUIDANCE OF PLUMBERS AND FOR PLUMBING AND MECHANICAL CONTRACTORS

- 6.1 Section 6 refers to that portion of a service from the County's C.C. through to the water meter position and applies to both new construction and to renewal, alteration or change in old construction. In addition, plumbers and constructors shall comply with the provisions of the *Safety Codes Act*, as amended, or replaced from time to time, and its regulations and with the following, when acting upon instructions on behalf of the owner.
- 6.2 The size of service piping on both the County portion and private portion shall not be less than 20 mm inside diameter for residential and 25 mm inside diameter for industrial and commercial for both new construction and renewal of old piping.
- 6.3 Point of entrance to private property as agreed to at the time of application for a service shall be strictly adhered to. Any additional costs arising from the non-adherence to the agreed upon point of entrance shall be borne by the owner.
- 6.4 Connection of Private Portion of Service to County Portion of Service
 - (a) If the County portion is in place, the owner shall connect his portion of the service to the County's portion of the service.
 - (b) If the private portion of a service is installed before the installation of the County portion of the service, the owner shall commence the private portion of the service 300 mm on the County side of the private property line. In this case, the owner shall be responsible for adequate protection of the open end of his service pipe to prevent the blockage through the entry of foreign material.
 - (c) The owner shall be responsible to provide an adapter if required by the County, regardless of which portion of a service has been installed first.
 - (d) The private portion of the service shall be of the same material and size as the County portion unless authorization for a change in material or size is obtained from

the County. If such authorization is given, the owner shall pay any additional costs which will be incurred by the County by reason of such difference.

6.5 Provision of Water Meter Setting

- (a) In the private portion of all services, regardless of the size of the service, the owner shall provide a water meter setting by ensuring that the private service pipe extends not less than 300 mm beyond the wall or floor of the building immediately preceding the water meter position.
- (b) The water meter setting and control valve shall be positioned as close as is reasonably possible to the point where the private service enters the building.
- (c) The owner shall install a control valve in the service pipe ahead of the water meter setting.
- (d) In addition to the control valve mentioned in 6.5 (c), in cases where the water meter size or service pipe size is 25 mm or greater, the owner shall also install a control valve after the water meter setting.
- (e) Water meters shall be installed and water meter bypasses constructed in accordance with Section 8.

6.6 At all times, the owner shall maintain the control valves mentioned in Section 6.5 in sound working order and protect them against frost or other damage.

6.7 A request shall be made to the County for the closing and opening of C.C.s

- (a) To accommodate the testing of the owner's service pipe in the case of new installations.
- (b) For the replacing or renewing of a control valve.
- (c) For repairing or renewing the service pipe between the County's C.C. and the control valve.

SECTION 7 - WATER RATES, OPENING AND CLOSING ACCOUNTS

7.1 Opening of Accounts

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

7.2 All consumers are required to pay the fees, rates and charges levied on all lands served by or connected to the water system of the County (hereinafter referred to as "Water Service Charges"), which are set out in the Fee Bylaw.

7.3 Access to Property for Meter Reading

- (a) No person shall do, or shall cause to be done, or shall permit to be done, any act which may obstruct, interfere with or impede direct safe and convenient access to a water meter for the purpose of installation, inspection, removal, repair, replacement, reading or the like at all times.
- (b) If access to a water meter cannot be obtained, the County will send estimated bills. If after six (6) successive attempts, access is still not afforded, a special water meter reading fee, as provided in the Fee Bylaw may be levied and applied to the utility bill.
- (c) Upon entry to a customer's premises, County employees or contractors shall provide an identification card upon request.

7.4 Consumers wishing to close their accounts must provide written notice to the County of their intent to disconnect utility service at least five (5) working days prior to closure of their account.

- (a) The County may continue to levy charges in accordance with the rates and charges established by Council until an account is closed.

7.5 Discontinuance of Service

- (a) The County may discontinue service for any of the following reasons:
 - (i) Failure to open an account.
 - (ii) Non-payment of charges levied pursuant to the Fee Bylaw.
 - (iii) Failure to perform any term of a water service contract.
 - (iv) Failure to provide access as required by this bylaw.
 - (v) Contravention of any other section in this bylaw.
 - (vi) Failure to comply with notice to discontinue waste.
- (b) If a service to a customer has been disconnected for non-payment of an account at one location, the County may discontinue service to the same customer at another location.
- (c) A reconnect fee as specified in the Fee Bylaw may be levied upon reconnection of a service and the fee shall be paid prior to reconnection of the service.

SECTION 8 – WATER METERS

8.1 Except as provided in Section 8.2, the County shall supply, own and maintain all water meters. Installation of the water meter is the responsibility of the owner.

8.2 Notwithstanding Section 8.1, for his own purposes, the owner of any building may install a subsidiary meter on his property. The County will not read or maintain a subsidiary meter.

- 8.3 As provided in Section 6.5, at the owner's expense, the owner of any building to which service is provided shall ensure that:
- (a) Every service pipe entering the building has a horizontal water meter setting.
 - (b) The water meter setting is constructed in accordance with specifications as provided by the County.
 - (c) For water meters having a pipe size of 50 mm or larger, there is an adequately constructed bypass valve in accordance with specifications provided by the County.
 - (d) Bypass valves and water meters shall be sealed by the County.
 - (e) No one shall break the bypass valve or water meter seal.
- 8.4 For any building in which the owner wishes to meter water separately for the purposes of determining the amount of water used that does not enter the sewer and the amount of water that does enter the sewer, the owner, at the owner's expense, shall:
- (a) Install two (2) water meters in parallel directly following the control valve at the service entrance to the building such that one meter will determine the volume of water used but not entering the sewer and the second meter will determine the volume of water for all water entering the sewer.
 - (b) Each water meter shall have a separate account and a separate monthly utility bill will be issued in accordance with the Fee Bylaw.
 - (c) Carry out all necessary piping changes to effect the water meter sets as per 8.4 (a).
- 8.5 Water Meter Chambers
- (a) Should the County determine that a water meter setting should not be positioned inside a building to which service is provided, at the owner's expense, the owner shall construct a chamber to hold the water meter.
 - (b) Water meter chambers shall be positioned at a location satisfactory to the County and be constructed in accordance with the specifications approved by the County.
- 8.6 Metering Requirements
- (a) Unless otherwise determined by the County, for single family dwellings and for single unit commercial or industrial buildings, a single water meter shall be installed in the water meter setting provided.
 - (b) Unless otherwise determined by the County, for industrial and commercial buildings, the owner shall, at the owner's expense, provide the following water meters:
 - (i) Subject to Section 8.6 (b)(ii), multiple side-by-side units, one water meter per unit, with all water meters banked at a location where the service enters the building.
 - (ii) Water meters may be installed for industrial units, provided a main header line is located outside the building and each unit has its own C.C.

- 8.7 The owner of a building in which a water meter is located shall:
- (a) Comply with the directions of the County to prevent water meter damage due to frost, heat or other causes.
 - (b) Refrain from taking any action that causes water meter damage due to frost, heat or other causes.
 - (c) Promptly notify the County of any condition or event that may cause water meter damage due to frost, heat or other causes.
- 8.8 If a water meter is lost, damaged or destroyed, the owner of the building in which the water meter is located shall pay for the entire cost of the water meter removal, repair and reinstallation or for the cost of replacing the water meter.
- 8.9 Testing of Water Meters
- (a) In the event of a discrepancy between the remote water meter reading device readout and the water meter, the water meter register shall be deemed correct.
 - (b) If a customer doubts the accuracy of a water meter installed in a building he owns or occupies, the County, upon written request, shall test it either by removal and testing on a recognized water meter test bench or provide a calibration series water meter testing device.
 - (i) If the test shows the water meter is recording between 98 percent and 102 percent of true consumption, the customer shall pay the entire cost of the testing.
 - (ii) The customer may witness the water meter bench testing.
 - (iii) A water meter handling fee shall be charged to any customer following a written request to test a water meter. The fee shall be paid at the time of request in accordance with the Fee Bylaw.
 - (iv) If the water meter test shows the water meter is not accurate, then the water meter handling fee and all water meter testing fees paid by the customer shall be refunded to the customer and a new water meter installed.
- 8.10 Remote Meter Reading Device
- (a) Upon installation of a meter, the County may install on the building a remote meter reading device.
 - (b) The remote meter reading device shall be owned and maintained by the County.
 - (c) For new construction, the County may require a developer to install wiring for a remote meter reading device for each meter to be installed. In this case, the owner will be responsible for the cost of the wire and its installation.
 - (d) Where wiring for a remote meter reading device is installed as provided in Section 8.10 (c), the wire shall be minimum 19-gauge, stranded, 3-conductor wire. The wiring shall be installed on the exterior of a perimeter wall in the closest possible proximity to the water meter and 1.5 metres above finished grade.

SECTION 9 – AUTHORITY TO SHUT OFF OR RESTRICT SUPPLY

- 9.1 The County may, without notice, shut off the water supply to all or any part of the County should the County decide an emergency makes such action necessary.
- 9.2 The County may in a non-emergency situation shut off water supply to all or any part of the County provided reasonable notice of such intended shut off is given to all affected customers. Reasonable notice shall normally be one calendar week.
- 9.3 When the County, pursuant to Section 10.4, determines that water is being wasted and there has been a failure to comply with notice to discontinue waste, the County may shut off the water supply to the property where water is being wasted.
- 9.4 The County may:
 - (a) Restrict and regulate the hours or time during which water may be used for any purpose other than for fire fighting.
 - ¹(b) Cause notices to be published on the County website declaring restrictions upon the use of water.
- 9.5 After publication of notices, pursuant to Section 9.4, it shall be an offence for anyone to use water except in conformity with the declared restrictions.
- 9.6 In addition to the powers given in this part to the County to shut off, restrict or regulate water supply, the County may discontinue water service pursuant to Section 7.5.
- 9.7 The County shall not be liable for damages, including building losses:
 - (a) Caused by the break of any water main, service pipe or from the breaking of any ditch, or
 - (b) Caused by the interference or cessation of water supply necessary in connection with the repair or proper maintenance of the County water works system, or
 - (c) Generally for any accident due to the operation of the County water distribution system, unless such action has been shown to be directly due to the negligence of the County or its employees.

SECTION 10 – UNAUTHORIZED USE, OBSTRUCTION OR WASTAGE

- 10.1 No person, other than County employees or agents shall operate, handle or interfere with the County's provision of service including the County's C.C.s, valves, pipes and fire hydrants, nor shall any unauthorized person operate, handle or interfere with a County water meter.
- 10.2 No person, other than County employees or agents authorized by the County shall make, keep, use or dispose of any key or wrench, the purpose of which is to operate any valve, C.C., fire hydrant, chamber or any other appurtenances on the County's water systems.

¹ Amended by Bylaw No. 2024/24, April 9, 2024

- 10.3 No person shall obstruct or impede direct and free access to any water main, valve, C.C., fire hydrant or other appurtenance on the County's water systems. Costs of removing obstructions or impediments shall be borne by the offending party and may be added to a monthly utility bill.
- 10.4 No Wasting
- (a) No person shall allow water to run to waste for any reason. If the County determines that water is being wasted, the County shall give written notice to the owner of the County's intent to discontinue service.
 - (b) In giving notice to discontinue service, the County shall bear in mind all the circumstances of the particular case including, but not limited to, the estimated rate of wastage, the age of piping, the possibility of damage to adjacent property and the season of the year. The time allowed for the wastage to cease shall be reasonable but at the discretion of the County.
- 10.5 No persons shall draw water from an unmetered sprinkler system other than for the purposes of normal maintenance and testing or for fire flows. Persons found to be drawing water from an unmetered sprinkler system for purposes other than normal maintenance, testing or fire flows shall be subject to a charge as specified in the Fee Bylaw and such charges shall be added to the utility bill.

SECTION 11 – CROSS CONNECTIONS

- 11.1 No persons shall install or allow to exist any connection or cross connection that could, under any condition, cause or allow drinking water, the service pipe or private service to become contaminated or polluted in any way.
- 11.2 (a) Where the County determines that there exists a connection or cross connection prohibited by Section 11.1, the County shall give notice to the customer, at that location, to correct the connection or cross connection at the expense of the customer within the time specified in the notice.
- (b) Where the customer fails to correct the connection or cross connection, in addition to any other penalty, the County may shut off the supply of water for such time as the prohibited connection or cross connection continues.

SECTION 12 – MISCELLANEOUS MATTERS

- 12.1 The County shall not carry out any work pertaining to the construction, repair or renewal of service pipe on private property, except with authority of the County, and, then, only after satisfactory arrangements have been made with the owner for payment for the completion of such work.
- 12.2 Investigation of Water Service
- (a) An owner requiring an investigation into a failure or interference of water supply to his building that involves an excavation on County property may be required to deposit with the County the estimated cost of such investigation.

- (b) The County shall undertake the investigation and excavation, and, if the County's investigation reveals that the County is the cause of the interruption or failure of the water supply, the deposit shall be returned.
- 12.3 If the owner of a remotely situated property makes application for a service pipe, the County may enter into a Water Service Contract provided the contract includes, among other things, the following conditions:
- (a) The owner shall pay all costs of construction, operation and maintenance of the extended service.
 - (b) The service provided shall meet specifications determined by the County.
 - (c) The owner shall indemnify the County for damages that the County may incur through the provision of this service.

SECTION 13 – APPLICATION OF BYLAW TO WATER SERVICE CONTRACT

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

SECTION 14 – OFFENCES AND PENALTIES

- 14.1 Any person who contravenes any provision of this bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding Two Thousand Five Hundred (\$2,500.00) Dollars exclusive of costs and in the case of non-payment of the fine and costs imposed for any such contravention, to punishment by imprisonment for any period not exceeding six (6) months.
- ²14.2 When the County implements a restriction/ regulation on water use pursuant to Section 9.4, any person found to be in contravention of this restriction/ regulation is guilty of an offence and is liable for a fine of:
- (a) \$250 for the first offence,
 - (b) \$1,000 for the second offence, and
 - (c) \$2,500 for the third and any subsequent offences.
- 14.3 When a Peace Officer reasonably believes a person has contravened Section 9.4 of this bylaw, the Peace Officer may serve upon the person a violation ticket, issued pursuant to the *Provincial Offences Procedure Act*, allowing payment of the specified penalty set out in Section 14.2 for the offence and the recording of such payment by the Court shall constitute the acceptance of a guilty plea and the imposition of a fine in the amount of the specified penalty.
- 14.4 Any person not complying with the provisions of this bylaw shall be responsible for all fines, penalties and costs resulting from such act or omission, which shall include any penalties that might be imposed by Provincial or Federal authorities and any loss, damage or injury to the water system affected.

² Amended by Bylaw No. 2024/24, April 9, 2024

- 14.5 Cost of removing obstructions or impediments shall be borne by the owner of the property where the obstruction or impediment is located and may be added to a monthly utility bill.
- 14.6 All persons who by themselves, their servants or agents, by act, default, neglect or omission, occasion any loss, damage or injury to the County water system are liable to the County for or in respect thereof.
- 14.7 The expense incidental to the laying, connecting, disconnecting or repairing herein provided of service connections when the work is done by the County on private property is payable by the owner on demand by the County.

SECTION 15 – SEVERABILITY

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

SECTION 16 - RESCIND OLD BYLAW

- 16.1 Bylaw No. 31/80 is hereby repealed on the date of final passing of this Bylaw.
- 16.2 This Bylaw shall come into full force and effect on the date of final passing thereof.

FIRST READING:	NOVEMBER 10, 2009
SECOND READING:	NOVEMBER 24, 2009
THIRD READING:	NOVEMBER 24, 2009

MAYOR
Date Signed

COUNTY MANAGER
Date Signed