

## VILLAGE OF ST. LOUIS

### BYLAW NUMBER FIVE, 2008

#### **A BYLAW OF THE VILLAGE OF ST. LOUIS RESPECTING THE CONNECTION OF PROPERTY WITH WATER AND SEWER SERVICES**

**WHEREAS** Council has established certain public utility services including a Sewage works System and a Waterworks System;

**AND WHEREAS** Council deems it desirable that property with certain developments thereon be connected with the Village's public utility services when it adjoins or is adjacent to a street or place along which a public utility service pipe has been laid or may be extended from time to time;

**NOW, THEREFORE**, the Council of the Village of St. Louis, in the Province of Saskatchewan enacts as follows:

1. **DEFINITIONS:**

In this Bylaw:

- (a) "Act" means The Municipalities Act.
- (b) "Applicant" means a person executing an application for a sewer and/or water service connection.
- (c) "Assessed owner" means the person listed as an assessed owner on the assessment roll of the Village.
- (d) "Backwater valve" means a valve that permits flow in one direction but prevents a return flow designed for use in a building drain if installed in a building drain.
- (e) "Building drain" means that part of the lowest horizontal piping of a drainage system which receives the discharge from the soil and drainage pipes inside the walls of the building except storm sewer and conveys such discharge to the sanitary sewer connection.
- (f) "Village" means the Village of St. Louis.
- (g) "Village Engineer" means the Engineer for the Village and anyone acting or authorized by the Village Administrator or Village Engineer to act on behalf of the Village Engineer in the administration of the responsibilities under this Bylaw.
- (h) "Council" means the Council of the Village of St. Louis.
- (i) "Curb stop" means a device for the control of water flow from the water service connection to land or a building or other structure where water is supplied.
- (j) "Premises" means any real property or building.
- (k) "Regulations" means the Regulations governing plumbing and drainage under The Public Health Act, 1994 or such other provincial regulations as may be promulgated under a provincial act replacing The Public Health Act, 1994 which govern plumbing and drainage.
- (l) "Sanitary sewer connection" means a pipe which conveys sewage, ground water or other waste from the building drain of premises to the sewage works system, private sewage disposal system or private sewage works.
- (m) "Sewage" or "effluent" means liquid waste other than storm water and not containing any substances referred to in Subsection 4(c).
- (n) "Service connection" means sanitary sewer connection, water service connection or any of them as the context may require.
- (o) "Sewage works system" means the whole or any part of the equipment by which or through which the Village collects and disposes of sewage, whether or not same is owned or under the control of the Village and the improvement, extension and replacement of such equipment, the sewer mains, manholes, sewage lift stations (if applicable), force mains, all other related appliances and appurtenances as are designed to form a part

thereof and the treatment processes by which sewage is treated by or on behalf of the Village before discharge into the environment.

- (p) “Water service connection” means the pipes and all related appurtenances for the conveyance of water from the waterworks system to provide water services to premises.
- (q) “Waterworks system” means the whole or any part of the equipment by which or through which the Village conveys water, its improvement, extension or replacement and not to limit the generality of the foregoing, includes pumps, reservoirs, water mains, pipe valve connections, corporation stops, hydrants, valves and other related works, curb stops, meters and related appliances, all other appurtenances as are designed to form a part thereof.

## 2. INTERPRETATION:

- (a) Unless the context otherwise requires, subject to Subsection 2(b), terms and expressions used in this Bylaw shall have the same meaning as in the Act and Regulations and in the event of conflict, the Act shall apply.
- (b) All words, either in this Bylaw or in the Schedules hereto, shall be interpreted to include a corporation, firm or partnership or such number and gender as the context may require.

## 3. SERVICE CONNECTIONS:

- (a) Except as otherwise provided in the Regulations, a separate and independent water service connection shall be provided to serve every building or structure upon land abutting a water main and a separate and independent sanitary sewer connection shall be provided to serve every building or structure upon land abutting a sewer main, excepting:
  - i) where there is more than one unit within the building to be provided with water services or sewer services, the number of each type of service connection shall be determined by the Village Engineer; or
  - ii) where one building stands at the rear of another on an interior lot and no private water service connection or sanitary sewer connection is available or can be constructed to the rear building through any adjoining alley, court or place, the water service connection or sanitary sewer connection from the front building may be extended to the rear building, provided that the owner has complied with all applicable laws, and the whole of the service connection shall be administered, billed and dealt with as one water service connection or sanitary sewer connection as the case may be.
- (b) Where land is not abutting a water main or sewer main and the owner desires to obtain services for the land, the owner and the Village may mutually agree upon terms and conditions under which such services may be supplied, provided such agreement shall run with the land, be binding upon subsequent owners and protected by an encumbrance against the land registered with the Land Titles Office.
- (c) For Village owned property that is pre-serviced, the cost of the connections from the main lines to the property line is included in the price of the lot.
- (d) On un-serviced property the service connections are the owners’ responsibility from the main line to the owner’s building.
- (e) A qualified plumber must be used for the installation of water & sewer connections.
- (f) Except as otherwise provided, an owner shall forthwith make application for a sewer and/or water service connection in the form marked as Schedule “A”:
  - (i) when, in the opinion of the Village Engineer, whether by reason of a need for increased capacity or any other reason

whatsoever, an existing service connection requires replacement;

- (ii) when the waterworks system or sewage works system is extended so as to become available to premises not previously supplied with similar service; or
  - (iii) where a building has been demolished and a new construction at that location is to be supplied with water services or sewer services or a new structure is set upon land to which any service connection is provided and the existing service connection, in the opinion of the Village Engineer pursuant to subsection 3(f)(i), requires replacement.
- (g) Whether work in relation to laying, removing, introducing or terminating a service connection is undertaken by the owner or on behalf of the owner by the Village, all costs in relation thereto including reconstruction and repair of any public roadway or other surfaces disturbed, the valves and appurtenances to the service connection including those necessary to tap the water main, sewer main or other parts of the water or sewer services system shall be borne by the owner.
- (h) Every applicant for a service connection, that requires the Village Engineer to complete the installation, shall pay a deposit to the Village equal to the cost of the installation to the property line of the land and all surface repairs as estimated by the Village Engineer. Upon completion of the installation, the actual cost thereof shall be calculated by the Village and the deposit shall be applied. Any balance owing to the Village shall be payable by the owner forthwith upon an account being rendered therefore and any balance remaining shall be refunded without interest. If the owner defaults in making payment to the Village and the charge is in arrears after December 31 of the year in which it becomes payable, the amount shall be added to and thereby form part of taxes on the land to which the service or work was provided.
- (i) A person whose application for a service connection has not been approved in writing by the Village Administrator shall not be entitled to have the service connection installed or to obtain the service at the location to which the application pertains. The Village may refuse to approve any application where there is no main conveniently accessible to which the service connection may be attached or where the Village is of the opinion that such service connection may over burden or otherwise deleteriously affect the system to which it is attached.
- (j) The tapping of water mains, sewer mains or other parts of the water or sewer system and the making of any other connection from the portion of the service connection between the main and the property line of the street abutting the land to be serviced shall be undertaken by the Village Engineer unless specific authorization for any other person to undertake such work has been provided by the Village and all such work shall be undertaken at the cost of the owner.
- (k) A water service connection for a single family residential use shall not be less than 25 mm (1 inch) in diameter and shall be of copper with brass fittings or such other material approved by the Village Engineer. The size, material and specifications of the water service connection for any other use shall be specified by the owner and shall comply with the requirements of the Regulations and other applicable provincial and federal law. Sizes, materials and specifications not governed by the Regulations or other provincial or federal law shall be to such specifications as may be approved by the Village Engineer.
- (l) Each water service connection shall have a curb stop valve placed at the property line for the purposes of supplying water and interrupting the supply of water. This is done at the expense of the owner on un-serviced property and is included in the cost of a serviced lot.
- (m) Excepting as hereinafter provided, every applicant for a sanitary sewer connection shall install a backwater valve on a building drain for a single family use or on all lateral pipes connected to the building drain for multi-

unit use. On installation of a backwater valve that is designed to operate in the “normally closed” position, a vent pipe of no less than 38 mm (1 ½ inch) in diameter shall be installed in the building drain within the interior wall through which the building drain exits the building. In the case of a backwater valve that is designed to operate in the “normally open” position, no vent pipe is required.

- (n) A sanitary sewer connection for a single family residential use shall not be less than 10.16 cm (4 inches) in diameter. Unless otherwise required by the Village Engineer, the size, material and specifications of a sanitary sewer connection for any other use shall be specified by the owner on his application and shall comply with the requirements of the Regulations and other applicable provincial and federal law. Sizes, materials and specifications not governed by the Regulations or other provincial or federal law shall be to such specifications as may be approved by the Village Engineer. No sanitary sewer connection shall be laid at a slope of less than 2 percent except by written consent of the Village Engineer.
- (o) Before constructing, reconstructing, renewing, adding to, altering or extending any sanitary sewer connection or any part thereof in any building or structure upon land served or to be served by a sanitary sewer connection or water service connection, the owner or authorized agent shall apply to the Plumbing Inspector for a permit. Such application shall be made in writing and shall include all particulars required under The Public Health Act, 1994 and Regulations.
- (p) Every applicant for a permit for plumbing inspection shall pay the fee in accordance with the rates set forward in the Regulations.
- (q) Sewer services and water services may be supplied only after the owner establishes to the satisfaction of the Village engineer that the service connections and all pipes, fixtures and appurtenances thereto have been approved under the Regulations.
- (r) Any private water well, designed for the purpose of providing a water supply to any premises, is strictly prohibited within the Village, unless specifically authorized by Village Council with the consent of Sask Water Corporation.

#### 4. MAINTENANCE:

- (a) Excepting as otherwise provided for in an Agreement between the Village and an owner whose premises is served by the waterworks system or sewage works system, the owner shall be responsible to make any and all repairs of each service connection from the point of connection at the property line. Faulty or defective water meters will be replaced by the Village.
- (b) In the case of frozen water lines, the Village will determine responsibility, i.e. on private property or Village property. Village will advise owner of responsibility. If it is owners’ responsibility, the Village will thaw first time free, then charge \$80.00 an hour for each thaw thereafter. If frozen lines are Village responsibility, thawing is done at Village expense.
- (c) No person shall place, deposit, discharge or suffer or permit or cause to be placed, deposited or discharged into a fixture, building drain, sanitary sewer connection or the sewage works system any of the following:
  - (i) liquid or vapour having a temperature greater than 65 Centigrade;
  - (ii) gasoline, benzene, fuel, oil, paint, solvent or any other flammable or explosive liquid, solid or gas;
  - (iii) garbage;
  - (iv) ashes, cinders, grit, sand, stone, cloth, clothing, plastic bags or plastic sheeting or any other solid substance;
  - (v) any noxious or malodorous substances capable of creating a public nuisance in or damage to the sewage works system or hazard to the health of personnel carrying out the duties in relation to the sewage works system;
  - (vi) wastes having a pH lower than 5.5 or higher than 9.5

- (vii) radioactive waste;
  - (viii) wastes containing any of the exotic communicable diseases listed by Health Canada as requiring special handling; or
  - (ix) wastes containing microbiology laboratory waste consisting of: laboratory cultures, stocks or specimens of microorganisms, live or attenuated vaccines, human or animal cell cultures used in research and laboratory material that has come into contact with any of the same.
- (d) Every person who has knowledge that a substance has been discharged contrary to Subsection 4(c) shall forthwith report to the Village Administrator unless he has reasonable grounds to believe that it has been reported to the Village Administrator by another person.
- (e) Calls received for blocked / back-up of the Sanitary Sewer will be investigated by the Village Foreman, to check if the Village sewer main is clear and to ensure it is running. If the main is clear, the owner is informed and is advised to contact a plumber to clear the sewer connection on the owners' end. If plumber finds a problem with the sewer connections on the Village portion, he is to contact the Village to verify blockage on site. Village will determine if connection should be repaired on Village portion and when.
- (f) If tree roots are the cause of the blockage / back-up, owner will be reimbursed the cost, if tree is on Village property. If trees exist on private property, the owner of the property is responsible for the expense of clearing the blockage. If trees exist on private / Village property, the distance of the blockage is used to determine which trees caused the problem. If cause cannot be determined use 50 / 50 cost share formula for clearing of the line. Owner must apply at Village Office for reimbursement for plumbers charge for tree roots problem with a copy of the invoice incurred for services. The Village will then determine the level of responsibility.
- (g) Any other blockage on Village property, provided it was not caused by reason of any person upon the premises served with a service connection failing to comply with the provisions of any applicable act, regulation code or bylaw, will be cleared at the expense of the Village.
- (h) Any blockage on Village property that causes back-up into a residence will be reviewed on an individual basis to attempt to determine cause. If no cause can be found property owner may make a claim to the Village to recover insurance premium costs, for losses and damages, up to a maximum of \$250.00.

5. OFFENCES:

- (a) Any person is guilty of an offence punishable on summary conviction, who:
- (i) establishes a new or replacement service connection in any manner other than that prescribed by this Bylaw;
  - (ii) connects or causes the connection of any pipe or fixture to obtain water services or sewer services except in accordance with this Bylaw;
  - (iii) connect with, terminates or attempts to connect with or terminate a service connection to the waterworks system or sewer works system except in accordance with this Bylaw; or
  - (iv) breaches any provision of this Bylaw.
- (b) Any person in violation of a provision of this Bylaw shall be guilty of an offence and shall be liable upon summary conviction to a fine not exceeding:
- (i) \$2,000.00 in the case of an individual; or
  - (ii) \$5,000.00 in the case of a corporation.

6. REPEAL:

(a) Bylaw Number One of 1995 is hereby repealed.

This Bylaw shall come into force and take effect on, from and after the final passing thereof .

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Mayor

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Administrator

Certified a true copy of  
Bylaw No. 5/2008 adopted  
by Resolution of Council  
on the      day of

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Mayor/Administrator/Clerk

**Schedule "A" Bylaw Number Five of 2008  
Village of St. Louis, Saskatchewan  
Water / Sewer Service Connection Application**

**Owner Information**

Assessed Owner Name: \_\_\_\_\_

Owner Address: \_\_\_\_\_

Owner Phone Number: \_\_\_\_\_

**Legal Description Information**

Lot: \_\_\_\_\_ Block: \_\_\_\_\_ Plan: \_\_\_\_\_

**Services Required**

Water, Size: \_\_\_\_\_

Sanitary Sewer, Size: \_\_\_\_\_

I will have my own contractor install the services, pursuant to the Service Connection Bylaw of the Village of St. Louis and will provide the Village with all design plans, including locations, materials and sizes. Yes \_\_\_\_\_ No \_\_\_\_\_

I hereby request the Village of St. Louis to construct the above described service connections and agree to pay the actual cost as determined by the Village Engineer. I hereby deposit \$ \_\_\_\_\_, being the estimated cost only. I agree to comply with the Bylaws of the Village, in force, to pay such water and sewer rates as thereby specified.

I hereby agree that upon completion of said connections and on the rendering to me by the Village of a statement of the cost thereof, I will make payment of any unpaid balance in full to the Village.

\_\_\_\_\_  
Date of Application

\_\_\_\_\_  
Signature of Applicant

**For Office Use:**

**Application No:** \_\_\_\_\_

\_\_\_\_\_ Approved

Restrictions (if any):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Not Approved

Reason(s):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Village Administrator

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date