

## TOWN OF MOSSBANK

## BYLAW NO. 06/17

A bylaw for the maintenance and management of the water works system and the sanitary sewer system.

The Council of the Town of Mossbank, in the Province of Saskatchewan, enacts as follows:

**1. Title**

This bylaw shall be known as the "Water and Sewer Maintenance Bylaw".

**2. Definitions:**

In this bylaw, the words person, persons, consumer, consumers, customer, customers, his, her, owner, owners, resident, residents, tenant, tenants, and the like are all synonyms and mean the person(s), organization(s), corporation(s), or any other entity responsible for the payment of charges for water and sewer services.

"Administrator" means the Chief Administrative Officer of the Town of Mossbank

"Council" means the municipal council of the Town of Mossbank.

"Town" means the Town of Mossbank and any of its employees or agents required to undertake certain works under this or any bylaw of the Town of Mossbank.

**3. Waterworks System:**

- (1) Every person desiring to have a building connected to the waterworks system shall apply at the municipal office of the Town for service.
- (2) Service charges shall commence upon the calendar day on which the water service is connected.
- (3) Persons receiving water service shall pay for such services in the amount specified by the Water and Sewer Rates Bylaw to the municipal office of the Town.
- (4) All records related to the water service in regard to usage, deposits, disconnections, etc. shall be maintained by the Administrator.
- (5) The Town may enter the premises of any customer, at any reasonable time, for the purpose of installing meters, examining pipes and fixtures, repairing same or ascertaining the quantity of water used and the manner of its use.
- (6) With the exception of persons authorized by the Administrator or members of the Fire Department in the regular course of duty, no person shall:
  - a. open, close or interfere with any hydrant, curb stop, gate or valve connected with the waterworks system;
  - b. interfere with any stop cock, pipe or other waterworks appliance outside of his premises; nor

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- c. interfere with any meter, whether inside or outside of his premises.
- (7) When water has been turned off for non-payment of rates or for failure to protect meters or pipes to the satisfaction of the Town or for any other reason, no person shall turn it on again who is not duly authorized by the Administrator to do so.
- (8) The Town shall not be liable for damages caused by the breaking of a service pipe or attachment or for the shutting off of water to repair mains or connections.
- (9) Provided that whenever it is intended to perform a localized or general shut-off of water service for more than one (1) hour at any one time, which does not include a disconnection resulting from non-payment or any other violation of the terms of service outlined in this bylaw, reasonable notice of intention shall be given to customers with water service in accordance with the standard procedures of the Town.
- (10) In any case, the Town shall have the right to limit the amount of water supplied to any or all consumers, for the purposes of responding to an emergency or maintenance issue, provided that reasonable measures are taken to ensure consumers have access to reasonable amounts of water as may be required for drinking and basic hygiene.
- (11) Every customer intending to vacate a premises supplied with water from the waterworks system, or who intends to discontinue the use of such water, shall give notice of the same to the Town and shall shut off the water valve below the meter on the inside of the building before leaving.
- (12) The Town may require any or all consumers to take any reasonable additional measures to prevent the freezing of water service lines, including but not limited to requiring the consumer to allow water to run.
- a. Any additional water usage as a result of such instruction resulting in overage charges shall be estimated at the sole discretion of the Town and the billing for said amount shall be deducted from overage fees.
- (13) Private wells are not permitted within the municipal limits of the Town of Mossbank.
- (14) The Town may, in order to measure the amount of water being supplied, install within any building connected to the waterworks system, a meter to be placed upon any service pipe or connection that the Town deems appropriate.
- (15) The Town may install, on the exterior of any building with a water meter within, a device used to read the meter from outside the building and this shall be placed on the exterior of the building at any location the Town deems appropriate.
- a. If required for building maintenance or any other reason, the owner may apply to the Town for the temporary removal of said device but shall not undertake to remove it on his own.
- b. Should the owner or any person acting on his behalf act in violation of subsection 3(15)(a), any reasonable costs incurred by the Town resulting from damage to the device, including but not limited to the full cost of replacement of the device, shall be billed to the owner or may be added to the owner's utility account balance. Any such uncollected costs remaining upon disconnection of the water service may be recovered by withholding all or a portion of the meter deposit at the discretion of the Town.



- (16) Every person shall, prior to receiving water service, pay a meter deposit in the amount specified by the Water and Sewer Rates Bylaw of the Town of Mossbank. This amount shall be refunded to the customer upon final billing, unless otherwise directed by the customer, or may otherwise be withheld by the Town for any reason for which this bylaw authorizes the deposit to be withheld.
- (17) In the event that service was activated prior to payment of the meter deposit, for whatever reason, water service may be disconnected by the Town until such time as the meter deposit is paid.
- (18) Where more than one meter is required to measure the amount of water being supplied, for whatever reason, an additional meter deposit shall be paid by the consumer for each additional meter installed.
- (19) Every consumer shall take all measures to protect the water meter from damage, including but not limited to that caused by freezing or tampering, and any failure to do so may, at the discretion of the Town, result in the meter deposit being forfeit and service being disconnected without notice.
- a. Where damage to the water meter results, repairs shall be made by the Town and all reasonable costs will be billed to the consumer or added to the consumer's utility account. Any such uncollected costs remaining upon disconnection of the water service may be recovered by withholding all or a portion of the meter deposit at the discretion of the Town.
- (20) In the event the Town considers any meter to be insufficiently protected from damage, the water service may be disconnected until measures have been taken for its protection to the satisfaction of the Town.
- (21) The Town may remove any water meter suspected of being inaccurate and have the meter tested.
- a. If the meter is found to register up to or in between five percent over or under the actual quantity, it shall be deemed to be correct.
- b. Any consumer requesting the testing of his meter shall submit payment of \$100 and this amount will be refunded to the consumer only if it is found that the meter reading is incorrect as defined by subsection 3(21)(a).
- c. In the event that a meter has been found to have been giving incorrect readings, there shall be no refund for any prior periods beyond the most recent billing period, and the most recent billing shall be adjusted only to the extent that the meter has been shown to be inaccurate or any lesser amount at the discretion of the Town.

**4. Sewer System:**

- (1) All persons with or desiring sewer service shall be connected to the municipal sewer system via a service line to a sewer main.
- (2) Persons who own or occupy premises drained or required by bylaw, act, or other legislation to be drained into a sewer system shall pay for such services in the amount specified by the Water and Sewer Rates Bylaw to the municipal office of the Town.

- (3) Rental rates or service charges shall commence upon the calendar day the water service is connected, as it is assumed that sewer services commenced on the same day as water services.
- (4) A backflow prevention device shall be installed along the service line to the municipal sewer main.

**5. Water and Sewer Connection:**

- (1) Upon written application of the owners of lots abutting a water or sewer main, sewer and water connections may be constructed extending from the sewer and water main to the property line or within three (3) feet of the foundation of any building or buildings on the lots. The full cost of construction shall be assessed against the property receiving the service.
- (2) The assessment of costs for each connection shall be payable in a lump sum by the owner on demand to the municipality, or if not paid, may be collected forthwith in the same manner as water rates or added to the taxes of the owner.
- (3) All expenses for the replacement, cleaning or clearing of damaged or blocked sewer or water service lines shall be the responsibility of the property owner receiving the service, regardless of whether the problem occurs on municipal or private property. The Town only assumes responsibility for the main lines.

**6. General:**

- (1) Billing periods for services shall be set by the Water and Sewer Rates Bylaw.
- (2) The payment by a consumer of any rates or levies charged hereunder, shall constitute an acceptance of a contract for the supply of such services between the Town and said consumer and this bylaw and any subsequent amendments to it, as may occur from time to time, shall form the entirety of the conditions of said contract excepting any other conditions imposed by any applicable act or other legislation. Any contradictions between this bylaw and any act or other legislation as described shall affect only the contradicting clause and all other parts of the bylaw shall remain in effect.
- (3) Any person found guilty of a breach of any provision of this bylaw or any person interfering with or obstruction a duly authorized official of the Town in their work, shall be guilty of an offense and liable upon summary conviction to the penalties imposed by the General Penalty Bylaw of the Town of Mossbank.
- (4) Bylaw 181/87 is hereby repealed.
- (5) This bylaw shall come into force and take effect on the final date of passing hereof.



*[Signature]*  
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 Mayor

*[Signature]*  
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 Administrator

Read a third time and adopted  
 this 11<sup>th</sup> day of December, 2017.

