



Water and Wastewater Utility Bylaw

BYLAW NO. 17 – 2001

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available from the Office of the City Clerk and must be consulted for purposes of Interpretation and application of the law.

Consolidation includes the following Amendments:

| <u>Amendments</u> | <u>Date Passed</u> |
|--------------------------|-----------------------------------|
| Bylaw No. 1 – 2004 | January 20 th , 2004 |
| Bylaw No. 34 – 2004 | November 1 st , 2004 |
| Bylaw No. 17 – 2005 | November 28 th , 2005 |
| Bylaw No. 3 – 2007 | February 13 th , 2007 |
| Bylaw No. 22 – 2010 | September 20 th , 2010 |
| Bylaw No. 11 - 2013 | June 24 th , 2013 |
| Bylaw No. 11 – 2014 | March 31 st , 2014 |
| Bylaw No. 16 – 2017 | December 4 th , 2017 |

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Bylaw 17 - 2001

A BYLAW of the City of Swift Current, Saskatchewan to provide:

- a) works for the: supply, collection, treatment, storage and distribution of water,
- b) works for the: collection, transmission, treatment and disposal of storm drainage or wastewater,

and

- c) for: levying, collection, enforcing the collection of fees for provision of the water and wastewater utility

WHEREAS, the Council of the City of Swift Current has established and operates a System of Water and Wastewater Collection System Works, hereinafter called the Water and Wastewater Collection System;

AND WHEREAS under the authority of Section IX of the Urban Municipality Act, 1984, the Council of the City of Swift Current deems it expedient to regulate the supply of water, disposal of wastewater and to levy and collect a Water and Wastewater Service Charge;

THE COUNCIL OF THE CITY OF SWIFT CURRENT, IN COUNCIL ASSEMBLED ENACTS AS FOLLOWS:

1.0 SHORT TITLE

This Bylaw may be cited as "The Water and Wastewater Utility Bylaw".

2.0 DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in this Bylaw shall be as follows:

- 2.1 "**Adverse effect**" means impairment of or damage to the environment, human health or safety or property;
- 2.2 "**Authority Having Jurisdiction**" means the City Engineer, and shall include any person authorized to act on his behalf during his absence;
- 2.3 "**Backflow**" means the reversal of the direction of water flow in either the water system or the consumer's water system;
- 2.4 "**Biochemical Oxygen Demand**" (abbreviated B.O.D.) shall mean the quantity of oxygen expressed in milligrams per litre utilized in the biochemical oxidation of organic matter contained in wastewater as set forth in the section entitled "Examination of Polluted Waters" in "Standard Methods for the Examination of Water and Waste Water" published by the American Public Health Association.
- 2.5 "**Biological waste**" means waste from a hospital, medical clinic, medical laboratory, dental laboratory, dental clinic, health care facility, necropsy facility, research laboratory, biological research facility which contains or may contain one or more of the following:
 - 2.5.1 pathogenic materials, substances or agents which will not or cannot be treated to acceptable levels by the wastewater treatment process, or
 - 2.5.2 experimental biological materials, substances or agents which will not or cannot be treated to acceptable levels by the wastewater treatment process and may be hazardous to human health, or cause an adverse effect;

- 2.6 “**BTEX**” means the total of benzene, toluene, ethyl benzene, and xylenes;
- 2.7 “**City**” means the Municipal Corporation of the City of Swift Current or where the context requires means the area contained within the boundaries of the City of Swift Current;
- 2.8 “**Chemical oxygen demand**” means a measure of the oxygen equivalent of the organic content of a sample susceptible to oxidation by a chemical oxidant as set forth in the Standard methods;
- 2.9 “**City Engineer**” means that person so designated by Council and includes, where applicable, an employee or employee of the City employed in the Engineering Department performing a function under the direction of the City Engineer;
- 2.10 “**City watermain**” means a water pipe in the street, public thoroughfare or easement area granted to the City, which forms part of the City water distribution network and delivers the water supply to the water service connections;
- 2.11 “**Combined water service connection**” means a water service connection which supplies water for the domestic use of a consumer and also for a fire protection system in the same premises;
- 2.12 “**Commercial User**” shall mean any user other than industrial or residential and includes smaller industries, shopping centres, stores, schools and multiple family dwellings.
- 2.13 “**Common wastewater service**” means a wastewater service connected to 2 or more premises and draining to the waste water collection system or the storm drainage collection system;
- 2.14 “**Connection**” means a pipe or conduit installed between the premises and the storm drainage collection system or wastewater collection system for the purpose of draining storm drainage or waste water from a premises;
- 2.15 “**Consumer**” means any person or persons, Corporation, any other Municipal Corporation, the Government of Saskatchewan or the Government of Canada whose property is connected to the water system or any lessee or occupant of such property or any person who obtains water from any City owned hydrant, stand pipe or Fire Station;
- 2.16 “**Consumer’s water system**” means the system of pipes, fittings, valves and appurtenances that conveys water between the water service connection and the water supply outlets;
- 2.17 “**Council**” means the municipal council of the City;
- 2.18 “**Cross connection**” means any temporary, permanent or potential water connection that may allow backflow from internal water systems as well as alternate water supplies such as wells, to occur and includes swivel or changeover devices, removable sections, jumper connections and bypass arrangements;
- 2.19 “**Cross connection control device**” means a device approved by the City Engineer that prevents backflow;
- 2.20 “**Curb cock**” means the water valve on the City owned portion of the water service connection, located between the City water main and the street property line, installed for the purpose of enabling the City to turn on or off the water supply to a consumer’s premises;
- 2.21 “**Discrete wastewater stream**” means wastewater from an individual process or part thereof which, except by dilution upon mixing with other wastewater prior to entering the wastewater collection system, would not meet the concentration limits stated or otherwise implied in Section 7 of this Bylaw;

Bylaw No. 3 – 2007
February 13, 2007

- 2.22 **“Domestic waste water”** means the wastewater that is the composite of liquid and water carried wastes associated with the use of water for drinking, cooking, cleaning, washing, hygiene, sanitation or other domestic purposes, together with an infiltration and inflow wastewater, that is released into a wastewater collection system;
- 2.23 **“Flammable liquid”** means a substance that is a liquid, a mixture of liquids or a liquid containing solids in solution or suspension that has a flash point not greater than 61° C as determined by American Society for Testing Materials (A.S.T.M.) method D93-48 for flash point by Pensky Martens closed cup tester;
- 2.24 **“Grab sample”** means a sample collected at a particular time and place used for the analysis of storm drainage or wastewater;
- 2.25 **“Grease”** shall mean the quantity of fats, oils and grease in the waste water as measured by the test method for “Grease-Soxlet Extraction Method” in the Section entitled “Examination of Polluted Waters” in “Standard Methods for the Examination of Water and Waste Water” published by the American Public Health Association.
- 2.26 **“Gross Building Area”** means the sum of the total floor areas of the dwelling unit including basement, main and upper floors, but excluding garage floor areas, swimming pool areas and green house areas.
- 2.27 **“Hauled wastewater”** means wastewater other than septage for which a permit has been obtained, and which is transported to a designated site for disposal to the wastewater collection system;
- 2.28 **“Hazardous waste”** means waste defined as hazardous waste under the Environmental Management and Protection Act.
- 2.29 **“Hydrocarbons”** means solvent extractable matter as set forth in the Standard Methods;
- 2.30 **“Industrial wastewater”** means wastewater that is the composite of liquid and water carried wastes from a plant;
- 2.31 **“Industrial User”** shall mean a user whose wastewater flow into the wastewater collection system is in such quantities or strengths as to warrant measuring as designated by the City Engineer.
- 2.32 **“Interceptor”** means a receptacle approved by the City Engineer and designed to prevent oil, grease, sand or other matter from passing from the source thereof into the wastewater collection system;
- 2.33 **“Manifest”** means documentation accompanying deliveries of hauled wastewater by hauled wastewater permit holders;
- 2.34 **“Meter spacer”** means a length of pipe which can be removed from a water pipe for the purpose of installing a water meter;
- 2.35 **“Municipal contractors”** means private companies and or their employees, approved by the City Engineer, contracted to perform work on the City of Swift Current’s Water and Wastewater Collection System.
- 2.36 **“Municipal Official”** means the City Engineer appointed by Resolution or Bylaw of Council;
- 2.37 **“Occupant”** means the owner of any premises who resides or carries on any kind of business therein or any person or Corporation residing therein or carrying on business therein as a lessee of the owner or pursuant to the Licence of Occupation granted by the owner or the owner of any vacant premises connected to the water system;
- 2.38 **“Oil and grease”** means solvent extractable matter as set forth in the Standard Methods;

- 2.39 **“Owner”** means the registered owner of a real property as designated on the Certificate of Title for the property;
- 2.40 **“Overstrength wastewater”** means wastewater which has concentrations in excess of one or more of the following 300 mg/L of biochemical oxygen demand, 600 mg/L of chemical oxygen demand, 300 mg/L or total suspended solids, 100 mg/L or oil and grease;
- 2.41 **“Permitted discharge”** means wastewater or storm drainage which exceeds one or more of the concentration limits in this Bylaw which has been accepted for discharge to the wastewater collection system or storm drainage collection system by the City Engineer and for which a permit has been issued;
- 2.42 **“Permit”** means a permit issued by the City Engineer;
- 2.43 **“Person”** shall mean an individual, firm, company, association, society, corporation or group.
- 2.44 **“pH”** shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution and denotes alkalinity or acidity.
- 2.45 **“Point-of-delivery”** means the point of physical connection to a consumer’s water system at the property line of the street or boundary of an Easement granted to the City for its water system;
- 2.46 **“Premises”** means land or buildings or both or a part thereof;
- 2.47 **“Public Works”** means that Division of the City Engineer’s Department charged with the responsibility of constructing, operating and maintaining the water and waste water system.
- 2.48 **“Radioactive substance”** means substances defined in the Atomic Energy Control Act and the regulations passed thereunder, as amended from time to time;
- 2.49 **“Residential User”** shall mean any user whose wastewater comes from a residential unit limited to a single family residence, duplexes and residences with a single separate suite.
- 2.50 **“Septage”** means wastewater removed from a cesspool, septic tank system, privy vault or privy pit, chemical toilet, portable toilet, or wastewater holding structure or wastewater which otherwise meets the requirements of Section 7(1) of this Bylaw;
- 2.51 **“Sewage”** means domestic wastewater and may include industrial wastewater.
- 2.52 **“Sewer”** shall mean a pipe or conduit for carrying sewage.
- 2.53 **“Sewerage System”** means a system of piping, valves, fittings, plumbing stations and appurtenances used to collect wastewater but does not include plumbing or service connections in buildings.
- 2.54 **“Sewer service surcharge”** means the additional charge levied on wastewater in accordance with this Bylaw;
- 2.55 **“Single-family residence”** means a single detached residential building containing one dwelling unit only but does not include any dwelling unit forming part of a multiple unit residential development or which forms part of a building in which any commercial activity or business is carried on;
- 2.56 **“Special Constable”** means a Special Constable appointed by the City of Swift Current pursuant to Section 94 of The Urban Municipalities Act, 1984.
- 2.57 **“Standard Methods”** means the analytical and examination procedures

2.57.1 set out in the current edition of “Standard Methods for the Examination of Water and Wastewater” published jointly, from time to time, by the American Public Health Association and the American Water Works Association and the Water Environment Federation.

- 2.58 **“Storm drainage”** means storm drainage resulting from precipitation;
- 2.59 **“Storm drainage collection system”** means the system of sewers, valves, fittings, pumping stations and appurtenances owned by the City and used to collect storm drainage, but does not include plumbing or service connections in buildings;
- 2.60 **“Storm drainage treatment facility”** means any structure or thing used for the physical, chemical or biological treatment of storm drainage, and includes any of the storage or management facilities which buffer the effects of the peak runoff;
- 2.61 **“Sump”** means a facility on the connection to the wastewater collection system or the storm drainage collection system for trapping large, heavy solids before discharge to the wastewater collection system or storm drainage collection system;
- 2.62 **“Suspended Solids”** (Abbreviated S.S.) shall mean the quantity of solids that are contained in the wastewater as measured by test method for total suspended matter as set out in “Standard Methods for the Examination of Water and Waste Water” published by the American Public Health Association.
- 2.63 **“Test manhole”** means a manhole or other facility suitable to the City Engineer for obtaining flow measurement and wastewater samples of any and all discharges to the wastewater collection system or the storm drainage collection system;
- 2.64 **“Townhouse”** means a single building comprised of three or more dwelling units separated one from another by party-walls extending from foundation to roof, with each dwelling unit having a separate, direct entrance from grade and includes all row, linked, patio, garden court or other housing which meet such criteria;
- 2.65 **“Two family residence”** means a single detached residential building containing two separate and distinct dwelling units, one above the other or the one immediately adjacent to the other, but each having a separate entrance but does not include any dwelling unit forming part of a multiple unit residential development or which forms part of a building in which any commercial activity or business is carried on;
- 2.66 **“User”** shall mean any connection from which flow occurs into the Wastewater Collection System including residential, commercial and industrial connections.
- 2.67 **“Volume”** shall mean the quantity of wastewater discharged by a user into the Wastewater Collection System in a given period as measured by the quantity of water consumed by the user during the same period.
- 2.68 **“Waste”** means an unwanted substance or mixture of substances and includes refuse and garbage;
- 2.69 **“Wastewater”** means domestic wastewater and may include industrial wastewater;
- 2.70 **“Wastewater collection system”** means a system of sewers, valves, fittings, plumping stations and appurtenances used to collect wastewater but does not include plumbing or service connections in buildings.

- 2.71 **“Water meter”** or **“meter”** means any device approved by the City Engineer and installed by the City which is designed to measure the quantity of water used by a consumer. A water meter may have attached to it a remote-reading device as a component of the meter;
- 2.72 **“Water service connection”** means that lateral water pipe which connects a consumer’s premises to the City water main with the consumer owning that portion of the pipe lying within the boundaries of the consumer’s premises excluding any pipe lying within the boundaries of any easement area granted to the City for its water system;
- 2.73 **“Water shut off valve”** means the water valve within a building on a consumer’s premises, usually located near the water meter or point of entry of the water service connection, which, when closed, does not allow the flow of any water into the building or premises;
- 2.74 **“Water system”** or **“water utility”** means that system of water reservoirs, treatment plants, pumping stations, feeder mains, distribution mains, service connections, valves, fittings, hydrants, meters, cross connection control devices and all other equipment and machinery of whatever kind owned by the City and which is required to supply and distribute water to all consumers and which is deemed to be a public utility within the meaning of the Urban Municipality Act;

SECTION A

WATER SYSTEM

1.0 ADMINISTRATION

The City Engineer and such other person or persons coming within the definition of the authority having jurisdiction shall be responsible for administering this Bylaw.

2.0 FINANCIAL CONTROL

The Collection of the revenue derived from the waterworks and the payment of all disbursements connected therewith and the supervision and control of all records and accounts shall be under the direction and control of the Director of Finance.

3.0 ACCOUNTS

- 3.1.1 All monies collected under the provisions of this Bylaw for combined water and wastewater rates and charges shall be recorded as revenue for the water and wastewater utility and shall be used solely for payment of capital and operational costs for the water and wastewater utility.
- 3.2.1 All monies collected for meter deposits under the provisions of this bylaw shall be credited to the "Utilities Deposit Trust Account."
- 3.2.2 Subject to paragraph 3.2.3 hereunder, when a consumer discontinues use of the City's water service and all water and wastewater rates and charges are paid in full, the total amount of the meter deposit shall be refunded to the consumer.
- 3.2.3 In case a consumer discontinues use of the City's water service and any rates and charges levied under the provisions of this Bylaw remain unpaid, the City has the right, and is hereby granted the right, to apply the amount of the meter deposit against the unpaid account and the remaining balance, if any, shall be refunded to the consumer.

4.0 RATES

The charges (administration charge and water consumption charge) for water consumed by any customer shall be in accordance with the rates set out in Section C, Schedule "A" hereto attached and forming part of this Bylaw.

5.0 PAYMENT

The general rates and charges as determined in accordance with Section 4 above are hereby imposed for water consumed and all such rates and charges, shall be payable at the office of the Director of Finance or at certain specified financial institutions within ten (10) days from the date of mailing of the bill or account to the consumer.

6.0 INTERFERENCE

- 6.1 No person except the authority having jurisdiction or those acting with his permission or members of the Swift Current Fire Department in the event of fire, shall open, close, or interfere with any hydrant, or valve connected with the waterworks, or place any obstruction or obstructions in the vicinity of any hydrant, or valve connected with the waterworks.
- 6.2 No person except the City or its employees shall tap or make any connection or disconnection, tamper or interfere with any of the public or private pipes or mains in the streets or lanes.

- 6.3 No person shall damage, deface, tamper or interfere with, any structure, building, equipment or any other part of the City's waterworks.

7.0 APPLICATION FOR UTILITY

- 7.1 Every person desiring water supply from the City's Water System shall file at the City Engineer's office an application in a form prescribed by the City and request that water be introduced or supplied to his lands, premises or buildings.
- 7.2 The application shall describe the premises to be supplied with water, enumerate the plumbing fixtures therein and provide such other pertinent information as may be deemed necessary by the authority having jurisdiction.
- 7.3 The applicant or his authorized agent shall, at the time of filing the application, pay to the City in advance, a deposit fee, with the balance of the entire cost of construction to be paid upon completion of the work or pay the fixed fee for new subdivisions or such flat rate designated.
- 7.4 Upon approval of an application, the City or any person or firm authorized by the City, will construct the water service line from the City water supply in the street to within one meter of the front building line of the building or premises.

8.0 PLUMBER

The plumber employed and designated by the owner of the premises in his application will be considered as the agent of the said owner while employed in prosecution of the work of introducing water into the said premises, and will not be recognized as in any sense the agent of the City, nor will the City nor its employees be responsible for the acts of the said plumber.

9.0 WATER TAP AT MAIN

The tap or main stop shall be of heavy brass properly threaded, with cock for shutting off water at the main. The authority having jurisdiction will determine the size of the tap to be inserted in the water main under any application and permit, and also the position in the street in which any service pipe is to be laid.

10.0 SERVICE PIPE

The service pipe from the main to the premises shall be of copper or approved plastic connected by fittings approved by the authority having jurisdiction and shall be laid at least 2.2 meters below the surface of the ground.

11.0 WATER TAP OR SERVICE PIPE

- 11.1 For the purpose of turning on the water supply or for shutting it off, the City shall install on each service pipe a brass curb cock between the curb line and the property line.
- 11.2 Over the top of the curb cock the City shall place a metallic curb cock box of an approved type, the top of the said box to be placed at the grade of the abutting sidewalk or street, or at such other grade as the authority having jurisdiction may direct.

12.0 CUT OFF WITHIN BUILDING

Every service pipe shall be provided by the owner or occupant, with a brass cut off or "water shut off valve (as defined)" of a type approved by the authority having jurisdiction, installed in a convenient location upstream of the water meter within the building or

premises for the use of the owner or occupant of the premises for the purpose of shutting off the water in case of leaky or defective pipes or fixtures or when the premises is vacated.

13.0 MATERIALS

All materials and fittings used by the owner or occupant in the construction and maintenance of his portion of the water service line, including connections to the water meter shall be of a type approved by the authority having jurisdiction.

14.0 CONNECTION

Water shall not be supplied to any premises until:

- 14.1 in the case of new installations and, where deemed necessary, in case of old installations, the work has been fully completed and inspected and approved by an official of the Department of Public Health; and
- 14.2 a water service deposit as may be determined by resolution of Council has been paid.

15.0 MAINTENANCE

Each owner shall keep and maintain the service line connection, meters, water shut off valve and other fixtures on his own premises, and between such premises and the water-main, in good order and repair and protected from frost at his own risk and expense.

16.0 BUILDING VACATED OR DISCONTINUANCE

- 16.1 Whenever any building or premises supplied by water is vacated, the owner or occupant thereof shall apply to the city to turn off the curb cock on the outside of the building and shall also give proper notice to the Customer Service Clerk of his intention to vacate.
- 16.2 In case said service pipe and fixtures are not so protected, the authority having jurisdiction may turn off the supply of water thereto without notice and collect the expenses incurred from the owner, such amount to be collected with the first bill for the supply of water that shall become due against the said building or premises.
- 16.3 Any property owner or consumer who fails or neglects to give notice of his intention in accordance with subsection 16.1 above, shall be liable and responsible for payment of all water rates and other charges up to and including the date on which the said notice has been filed at the office of the Director of Finance.

17.0 WATER METER

- 17.1 All water services are required to have a meter installed thereon.
- 17.2 No occupant of any house, building or premises shall obtain water from the City's waterworks system by any means other than through a water meter approved by the authority having jurisdiction.
- 17.3 Where only a temporary water service is required and it is not practicable to have a meter installed, then such temporary service may be provided upon approval of the authority having jurisdiction, but such service shall not be turned on until the applicant has first paid the amount required therefore as deposit.
- 17.4 No person shall in any way interfere with or break the seal on or attached to any water meter installed in any house, building or premises.

18.0 SUITABLE FACILITY FOR METER

- 18.1 It shall be the duty and responsibility of every water user to:
 - 18.1.1 provide a suitable facility for the horizontal and upright installation of a water meter;
 - 18.1.2 protect the water meter from frost or other damage;
 - 18.1.3 provide unobstructed and easy access to said meter so that the same may be frequently examined and read by the meter reader;
 - 18.1.4 properly and efficiently protect the service line and fixtures leading to or connected with said meter from frost or other damage.
- 18.2 In the event of the said meter being damaged through improper protection by the owner, tenant or occupant, or any other cause whatsoever, then in such event the said meter shall be repaired or replaced by the City at the expense of such owner, tenant or occupant.
- 18.3 Where the City agrees to supply and install two or more water meters for a single water service connection, all meters shall be installed adjacent to each other as close as possible to the place where the water service connection enters the building.
- 18.4 All meters supplied by the City shall remain the property of the City.

19.0 INSPECTION

- 19.1 For the purpose of conducting water use surveys; or sampling, leakage, flow and pressure tests; or reading water meters; or installing, inspecting, repairing, replacing and removing water meters, cross connection control devices and related equipment upon any water service connection within or without any house or building as may be required, employees of the City employed for that purpose shall have free access at proper hours of the day and upon reasonable notice given and request made, or, in the case of the written authority of the City Engineer given in respect of the special case, without notice, to all parts of every building or other premises in which water is delivered and consumed.
- 19.2 For the purposes set out in Section 20 of this Bylaw or for the purpose of protecting, testing, or regulation the use of any water meter, cross connection control device, or other equipment forming part of the water system, employees of the City employed for that purpose may set or alter the position of the water meter, cross connection control device, or of any pipe, valve or fitting forming part of the water system.
- 19.3 The City may charge for and recover from the owner the cost of supplying, installing, altering, repairing, relocating or removing a water meter. Any such charges may be collected in the same manner as water rates.
- 19.4 No person shall prevent, hinder or delay the authority having jurisdiction, the Meter Readers, and/or person duly authorized by the authority having jurisdiction, entry into the premises of any water consumer for the purpose of conducting the aforesaid inspection and examination.

20.0 METER READING

- 20.1 Meter readings shall be taken at least once every three months, however every utility account shall be billed monthly based the rates as set out in Section C, Schedule "A" of this Bylaw, and shall be mailed within fourteen (14) days thereafter.
- 20.2 Where for any reason whatsoever the Meter Reader is unable to read a meter on his regular visit, he shall leave on the premises a self reading meter card in a form to be approved by the Director of Finance.
 - 20.2.1 The consumer shall complete the self reading card and return same to the Finance Department, City Hall, with as little delay as possible.

- 20.3 Meter readings may be verified for any reason whatsoever, as deemed necessary by the authority having jurisdiction.

CROSS CONNECTIONS AND BACKFLOW PREVENTION

21.0

- 21.1 No person shall connect, cause to be connected or permit to remain connected to the water system a cross connection that has not been approved in writing by the City Engineer.
- 21.2 Where the City Engineer believes that a cross connection exists in contravention of Section 21.1 the City Engineer may carry out an inspection:
- 21.2.1 upon reasonable notice to the consumer, or
- 21.2.2 without notice to the consumer where the City Engineer has determined, at his sole discretion, that an immediate threat of contamination to the water system exists that may endanger public safety or property.
- 21.3 If it is determined that Section 21.1 has been contravened, the City Engineer may issue such written order or orders to the owner, consumer or other person as the case may be, as may be required to remedy the contravention.
- 21.4 Where a person fails to comply with an order issued under subsection 21.3, the City Engineer may
- 21.4.1 upon reasonable notice to the consumer, shut off water service; or
- 21.4.2 without notice to the consumer, shut off water service, where the City Engineer has determined, at his sole discretion, that an immediate threat of contamination to the water system exists that may endanger public safety or health.
- 21.5 Notwithstanding Sections 21.1 and 21.2, where, in the opinion of the City Engineer, a situation exists which creates a risk of contamination of the water system, the City engineer may require a cross connection control device, in addition to any existing cross connection control devices, to be installed on the consumer's water service connection by the consumer, and at the consumer's sole expense, in a location to be determined by the City Engineer.
- 21.6 Where a cross connection control device has been installed, the consumer shall:
- 21.6.1 upon the written request of the City Engineer, have all cross connection control devices inspected and tested by personnel approved by the City Engineer to determine whether such devices are in good working condition, at the time of installation and thereafter annually, or as required by the City Engineer, at the sole expense of the consumer;
- 21.6.2 submit a report in a form approved by the City engineer within 30 days of the testing date, containing the results of any and all tests performed;
- 21.6.3 display a record card issued by the City Engineer on or adjacent to the cross connection control device containing the following information:
- 21.6.3.1 the name and address of the owner of the device;

- 21.6.3.2 the location, type, manufacture, serial number and size of the device;
- 21.6.3.3 the test date;
- 21.6.3.4 the tester's initials;
- 21.6.3.5 the tester's name (if self-employed) or the name of the employer; and
- 21.6.3.5 the tester's license number.

21.7 When the results of a test referred to in Section 21.6 of this Bylaw show that a cross connection control device is not in good working condition, the consumer shall when so directed by the City Engineer make repairs or replace the device within ninety-six (96) hours. If the consumer fails to comply with the direction given by the City Engineer, the City Engineer may shut off the water service or water services.

21.8 If a consumer fails to have a cross connection control device tested, the City Engineer may notify the consumer that the cross connection control device must be tested within ninety-six (96) hours of the consumer receiving the notice.

21.9 If a consumer fails to have a cross connection control device tested within ninety-six (96) hours when requested by the City Engineer, the City Engineer may shut off the water service or water services until the cross connection control device has been tested and approved as required by Section 21.6 of this Bylaw.

22.0 CONTRAVENTION

22.1 The authority having jurisdiction may have the water shut off at the premises of any owner or consumer who contravenes any of the provisions of this Bylaw or any regulations made by the City Council and in cases where the water has been shut off for allowing waste or leaks or defects in pipes or cocks, the water shall not be turned on again until the necessary repairs have been made to the satisfaction of the authority having jurisdiction.

22.2 The authority having jurisdiction may terminate the water supply to any consumer without notice in the event that the consumer has unnecessarily wasted water, or in the event of any misrepresentation by the consumer.

22.3 In the event that water has been turned off for any of the reasons stated above, the owner or consumer shall pay to the City the sum of Twenty Dollars (\$20.00) before the water supply is restored.

23.0 RECONNECTION

Whenever a water service has been discontinued or turned off by the City for any reason, such service shall not be re-connected or turned on without prior authorization being first given by the authority having jurisdiction or the Director of Finance as the case may be.

24.0 FROZEN LINE

In case of any water service line becomes frozen between the premises and the water-main, or within the premises of the consumer, then such water service line may be thawed out upon application filed at the City Engineer's office and the actual cost of thawing out such service line or connection shall be paid by the consumer.

25.0 BOILERS

In all premises where hot water boilers are supplied with water from the City's Water System, the owner and/or the consumer shall provide and attached a suitable pressure reducing valve or other approved device to prevent danger from collapse or explosion when the water supply is shut off from the street or the pressure is increased in the mains for fire fighting or other purposes.

26.0 EMERGENCY

- 26.1 In cases of emergency such as making repairs to the street mains, or in constructing new work, or in connecting or repairing service connections, the City shall have the right to shut off water from the consumers and keep it shut off as long as may be necessary.
- 26.2 Wherever possible the consumers affected shall be notified by the authority having jurisdiction or any person appointed by him to do so of the impending shut-off to enable the consumers to draw and store water on the premises for personal use.

27.0 LIABILITY

- 27.1 Neither the City, its servants nor its employees shall be held liable for any damages resulting from suddenly shutting off the supply of water from any premises, building, boiler or manufacturer deriving its supply from the City's Water System either with or without notice.
- 27.2 Wherever practicable, reasonable notice of intention to shut off water supply shall be given to the consumers by the authority having jurisdiction or any person authorized by him to do so.

28.0 WATER RESTRICTIONS

- 28.1 The City shall have the right to restrict the use of water or limit the amount of water to any consumer, should circumstances warrant such action, although no limit may be stated in the application or permit for such use.
- 28.2 In cases of extreme emergency such as shortage of water in the water storage reservoir, breakdown of filtering equipment or other causes, the authority having jurisdiction may, upon approval by either the Council or the Committee of the Whole, entirely shut off the use for any manufacturing purpose or such other uses as may be determined by the City Council or the Committee of the Whole.

29.0 WATER REGULATIONS

- 29.1 The City reserves unto itself and shall have the right to discontinue furnishing water for fountains or jets, hose or sprinklers, or to restrict, limit and regulate the hours for using the same whenever in the discretion of Council the public interests may require, such limitations or restrictions to be imposed by resolution of Council.
- 29.2 In the event the Council does by resolution restrict, limit and regulate the hours during which water from the City's Water System may be used for any purpose whatsoever, the City Clerk shall cause a notice to be published in two consecutive issues of each and every newspaper published and circulating in the City of Swift Current that during the period to be specified in such notice, no person shall use any water from the City's Water Works System for the purpose or purposes set out in the notice and that any person who violates the regulations set out in the notice shall be subject to the penalties hereinafter provided.

30.0 WATER USE

- 30.1 No person to whom the City supplies water through its waterworks system shall:
- 30.1.1 lend or sell water;
 - 30.1.2 give it away or permit it to be taken or carried away;
 - 30.1.3 use or apply it to the use or benefit of others or to any other than his own use and benefit;
 - 30.1.4 wastefully dispose of water;
- 30.2 Subsection 30.1.1 above shall not apply where written permission has been issued by the authority having jurisdiction.
- Bylaw No. 3 – 2007
February 13, 2007
- 30.3 Except with the written permission of the authority having jurisdiction no public or private utility shall supply water within the municipal boundary of the City of Swift Current.

31.0 POLLUTION

No person shall bathe or swim, discharge any sewage or in any other way foul or pollute the City's water supply.

32.0 WATER STORAGE

No person shall place or deposit any injurious or offensive matter within 200 metres from the City's water storage reservoir.

SECTION B

Wastewater System

1.0. COMPLIANCE WITH OTHER LAWS

Nothing in this Bylaw relieves any person from complying with any provision of any Federal or Provincial legislation or any other Bylaw of the City.

2.0. USE OF WASTEWATER COLLECTION SYSTEM

2.1 The owner of every house, building or property used for human occupancy, employment, recreation or other purpose, situated within the City and abutting on any highway or right-of-way in which there is now or hereafter located, a wastewater collection system of the City, is hereby required at his expense to install suitable wastewater collection disposal facilities therein and to connect such facilities directly with the proper wastewater collection system of the City in accordance with the provisions of the City Plumbing Bylaw within 60 days after the date of notification.

2.2 Except as permitted by this Bylaw or the City Plumbing Bylaw no person shall construct or maintain any privy, septic tank, cesspool or other facility intended or used for the disposal of wastewater.

3.0 PRIVATE SEWAGE DISPOSAL

3.1 Where a wastewater collection system is not available under the provisions of Section 2.1 the said wastewater waste disposal system shall be connected to a private sewage disposal system complying with the provisions of this Bylaw, and the City Plumbing Bylaw.

3.2 At such time as a wastewater collection system becomes available to a property served by a private sewage disposal system, the provisions of Section 2.1 shall then apply to the property and a direct connection shall be made to the wastewater collection system in compliance with this Bylaw and any septic tanks, cesspools and similar private sewage disposal facility shall be removed or abandoned and filled with suitable material.

3.3 The owner or person in charge shall operate and maintain the private sewage disposal facility in a sanitary manner at all times at no expense to the City.

3.4 No statement contained in this Bylaw shall be construed to interfere with any additional requirements that may be imposed by the Public Health Act, 1994, Environmental Management and Protection Act or The Water Resources Management Act.

4.0. WASTEWATER COLLECTION SYSTEM AND CONNECTIONS

4.1 No person shall make, alter or remove, or suffer or permit the making, alternation or removal of, any connection to the wastewater collection system or the storm drainage collection system without the written approval of the City Engineer.

4.2 Applications for the installation, alteration or removal of a connection shall be made in writing to the City Engineer.

4.3 All connections, when approved, shall be constructed by municipal forces or municipal contractors from the wastewater collection main to within one meter of the front building line of the wall of the building and the cost thereof shall be paid by the owner.

4.4 The City Engineer may approve the installation, alternation or removal of a connection upon such terms and conditions as the City Engineer considers necessary including but not limited to the payment in advance of the cost or estimated cost of the installation, alteration or removal of the connection.

- 4.5 The cost of replacing a connection from the wastewater collection main in the street to within one meter of the front building line of the wall of the building shall be paid for by the owner of the property.
- 4.6 No person shall re-use a connection without first obtaining the consent in writing of the City Engineer and: after having been inspected by public works employees with video inspection equipment (camera'd) at the owners expense.
- 4.7 The expense incidental to the repairing and maintaining of the wastewater service line from the sewer main to the building shall be the responsibility of the owner of the property serviced by such wastewater service connection.
- 4.8 In case any blockage, either wholly or in part, of the wastewater collection system is caused by reason of failure, omission or neglect to comply strictly with the provisions of this Bylaw, the owner, proprietor or occupier concerned therein shall, in addition to any penalty for infraction of the provisions hereof, be liable to the City for all costs of clearing such blockage and for any other account for which the City may be held legally liable because of such blockage.
- 4.9 When any wastewater connection is abandoned, the owner or his agent shall effectively block up the connection at a suitable location, and have it inspected by public works employees, within his property so as to prevent wastewater backing up into the soil or dirt being washed into the wastewater collection system.
- 4.10 Any person who proposes to carry on, alter or expand any industrial or commercial activity on any premises which is connected or is proposed to be connected to the wastewater collection system shall prior to commencing expanding or altering such activity or making any connection to the wastewater collection system provide to the City Engineer a report certified by a Professional Engineer indicating:
 - 4.10.1 the daily volumes and peak discharges of wastewater from the premises;
 - 4.10.2 a description of the industrial or commercial activity to be carried on within the premises including the particulars of any expansion or addition;
 - 4.10.3 the amount of total suspended solids or oil and grease in the wastewater;
 - 4.10.4 the type of waste to be processed or discharged on or from the premises including information as to whether or not any of the substances described in Section C, Schedule "C" are included in such waste;
 - 4.10.5 the proposed pre-treatment, flow equalization or mixing facilities to be utilized on the premises;
 - 4.10.6 the location of a test manhole for wastewater and storm drainage to be discharged from the premises;
 - 4.10.7 the monitoring equipment to be utilized on the premises, and
 - 4.10.8 such other information as the City Engineer may request.
- 4.11 For the purposes of subsection 4.10 "alter or expand" means "the alteration of expansion of an industrial or commercial activity so that the quantity, biochemical oxygen demand, total suspended solids concentration or oil and grease concentration of wastewater from the premises is increased or contravenes any provision of this Bylaw" and "expanding or altering" has a similar meaning.

- 4.12 Notwithstanding subsection 4.10 the City Engineer may by approval given in writing allow an industrial or commercial activity to be commenced, expanded or altered and a connection to be made without the provision of the report referred to in subsection 4.10 if the City Engineer is satisfied on the basis of the information available that the proposed activity will not adversely impact the wastewater collection system.

5.0. USE OF STORM SEWERS

- 5.1 Except as otherwise provided in this Bylaw, no person shall direct, allow or suffer any storm drainage to be placed in the wastewater collection system.
- 5.2 Where storm drainage on any land is directed into or connected to the wastewater collection system, the owner of that land shall forthwith, upon being so directed by the City Engineer, disconnect the storm drainage from the wastewater collection system and connect it to the storm drainage collection system, if available, or shall dispose of the storm drainage in a manner satisfactory to the City Engineer.
- 5.3 Notwithstanding subsection 5.2, the City Engineer may approve connection or direction of storm drainage to the wastewater collection system

6.0. TEST MANHOLES

- 6.1 A person who carries on an industrial or commercial activity on a premise which is connected, or which is to be connected, to the wastewater collection system or the storm drainage collection system shall provide to the City, if required by the City Engineer, at no cost to the City, test manholes for the testing of wastewater and storm drainage from the premises at a location satisfactory to the City Engineer.
- 6.2 If a test manhole has not been provided for a premises on which an industrial or commercial activity is occurring or if the test manhole provided for such premises is for any reason not accessible to the City Engineer, the City Engineer by notice in writing may require the owner or occupier of the premises to pay to the City that amount of money which the City Engineer deems necessary to cover the cost of constructing and installing a test manhole and upon receipt of such notice, the owner or occupier of the premises as the case may be, shall forthwith pay such amount to the City.

7.0. PROHIBITED MATERIALS

- 7.1 Except as otherwise provided in this Bylaw no person shall release or discharge, or permit the releasing or the discharge, of any waste described in Section C, Schedule "C" into the wastewater collection system.
- 7.2 Except as otherwise provided in subsections 7.3 and 7.4, no person shall cause or allow to be discharged into the wastewater collection system wastewater which:
- 7.2.1 has a chemical oxygen demand greater than 2400 milligrams per litre;
- 7.2.2 contains total suspended solids in excess of 1200 milligrams per litre; or
- 7.2.3 contains more than 450 milligrams per litre of oil and grease.
- 7.3 Subsection 7.2 does not apply to prevent the discharge of human excrement and urine.
- 7.4 Where the City Engineer is satisfied that wastewater which does not meet the requirements of subsections 7.1 or 7.2 will not damage the wastewater collection system the City Engineer may, notwithstanding subsections 7.1 or 7.2, by approval given in writing allow such wastewater to be deposited into the wastewater collection system upon such terms and conditions as the City Engineer may specify including but not limited to periodic testing of

the wastewater and the payment of surcharges in accordance with the requirements of this Bylaw.

- 7.5 No person shall, for the sole purpose of meeting any concentration limits set out in this Bylaw, dilute any wastewater intended to be deposited in the wastewater collection system.

8.0 UNLAWFUL, UNAUTHORIZED AND ACCIDENTIAL RELEASES

- 8.1 Any person who releases or discharges, or causes or permits the release or discharge of, any waste into the wastewater collection system or the storm drainage collection system in contravention of this Bylaw shall immediately notify:

8.1.1 the 9-1-1 emergency telephone number if there is any immediate danger to human health and/or safety; or

8.1.2 if there is no immediate danger:

8.1.3 the City Engineer by contacting the City of Swift Current 24 hour Water & Sewer Trouble Number (778-2789), and

8.1.4 the owner of the premises where the release occurred, and

8.1.5 any other person whom the person reporting knows or ought to know may be directly affected by the release.

- 8.2 The person reporting the release or discharge pursuant to Subsection 8.12 shall supply the City Engineer with the following information:

8.2.1 location where the release occurred,

8.2.2 their name and a telephone number where they may be reached,

8.2.3 time of the release,

8.2.4 type of material released and any known associated hazards,

8.2.5 volume of the material released, and

8.2.6 corrective action being taken, or anticipated to be taken, to control the release.

9.0 TESTING OF WASTEWATER

- 9.1 Should testing of the wastewater being discharged into the wastewater collection system be required for the purpose of determining the wastewater service surcharge, such testing shall be conducted by the City Engineer using automated sampling devices or in accordance with the following manual sampling protocol:

9.1.1 A group of five (5) daily samples shall be collected within a fourteen (14) day period and each daily sample analyzed separately. The arithmetical average of the five (5) samples shall be the sewage strength. Each daily sample shall be a mixture of the separate samples taken hourly during the period during which wastewater is discharged during the day, with the composite sample being composed from the hourly samples with the proportion of each hourly sample being proportionate to the rate of wastewater discharge at that time.

9.1.2 the respective results of these tests shall be averaged to determine the characteristics and concentration of the effluent being discharged into the City wastewater collection system.

- 9.2 Where a common wastewater service pipe connects different industrial and commercial premises served by separate water meters to the wastewater collection system and only one test manhole is maintained pursuant to this Bylaw, the results of tests performed on samples collected from such test

manholes shall be used to determine a wastewater service surcharge which shall be used for all premises connected to the common wastewater service.

- 9.3 Any single grab sample may be used to determine compliance with any provision of this Bylaw.
- 9.4 The City Engineer may from time to time conduct tests at the test manhole, or, where there is not a test manhole located at a place satisfactory to test the wastewater being discharged, the City Engineer may enter upon the premises from which the wastewater originates and conduct the tests as he deems necessary.
- 9.5 For the purpose of determining compliance with Section 7.0, the City Engineer may test discrete wastewater streams within a premises.
- 9.6 Where there is more than one test manhole servicing a site, the City Engineer may estimate proportions of samples collected from each test manhole for the purpose of determining a wastewater service surcharge.

10.0 MONITORING EQUIPMENT

- 10.1 Where in the opinion of the City Engineer any source of wastewater connected to the wastewater collection system may produce wastewater not in compliance with this Bylaw, the City Engineer may order the testing of the characteristics and concentrations of the wastewater being discharged.
- 10.2 Should any testing undertaken pursuant to subsection 10.1 disclose that the wastewater is not in compliance with this Bylaw, the City Engineer may direct the owner of the premises from which the wastewater originates to comply with this Bylaw, and the owner shall forthwith take all action necessary to ensure that the wastewater complies with the requirements of this Bylaw.
- 10.3 In addition, the City Engineer may direct the owner described in subsection 10.1 to install and utilize such monitoring equipment as the City Engineer deems necessary and the owner shall, at the expense of such owner, forthwith install and utilize all such equipment. The results of such monitoring shall be supplied to the City Engineer.

11.0 INTERCEPTORS

- 11.1 An owner or occupier of any premises upon which an industrial or commercial activity is carried on and which discharges into the wastewater collection system wastewater containing oil, grit, grease, sand or inflammable material shall provide an interceptor of a design approved by, and on the premises in the location directed by the City Engineer.
- 11.2 The owner or occupier of the premises described in Subsection 11.1 shall:
 - 11.2.1 keep the interceptor in good working condition at all times; and
 - 11.2.2 service the interceptor often enough so that it does not become overloaded.
- 11.3 No person shall deposit, or cause or allow, any interceptor residue to be deposited into the wastewater collection system.

12.0 PROVISION OF WASTEWATER PRE-TREATMENT

- 12.1 Where wastewater discharged into the wastewater collection system is deleterious to the wastewater collection system, the City Engineer may by notice in writing require the owner or occupier of the premises to construct and maintain such wastewater pre-treatment facilities so as to ensure compliance with this Bylaw, and the owner or occupier shall forthwith comply with such requirements.

- 12.2 Where wastewater is discharged into the wastewater collection system in volumes which in the opinion of the City Engineer are highly variable or unusual, the owner or occupier thereof shall take such steps as are required by the City Engineer to equalize the discharge into the wastewater collection system.
- 12.3 Such pre-treatment or flow equalization equipment shall be maintained continuously by the owner or occupier of such premises in a manner satisfactory to the City Engineer.

13.0 WASTEWATER COLLECTION CHARGE

Every person occupying property connected with the Wastewater Collection System shall pay monthly wastewater charge calculated as follows:

13.1 Residential and Multi-Family Residential Rates

Effective September 1, 1998, the wastewater collection charge shall be combined with the water utility rates and shall be as set out in Section C, Schedule "A" of **Bylaw # 17 – 2001 – The Water & Sewer Bylaw**.

13.2 Industrial/Commercial/Municipal Rates

13.2.1 Effective August 1, 1998, the wastewater collection charge shall be combined with the water utility rates and shall be as set out in Section C, Schedule "A" of **Bylaw #17 – 2001 – The Water & Sewer Bylaw**.

13.2.2 "Standard Wastewater" shall not exceed the following strengths:

- i) Biochemical Oxygen Demand 3000 milligrams per litre
- ii) Suspended Solids 300 milligrams per litre
- iii) Grease 90 milligrams per litre

13.2.3 Base Cost - to be charged for sewage exceeding strengths set out above. If the City has reason to believe that the wastewater discharged exceeds the strength of Standard Wastewater, then the City may, at its own expense, test the wastewater discharged and if the results of the tests indicate a strength in excess of Standard Wastewater, the wastewater collection charge shall be on the basis of Base Costs as may be determined as follows:

- i) Biochemical Oxygen Demand for each Kg discharged 4.0 cents
- ii) Suspended Solids for each Kg discharged 4.0 cents
- iii) Grease for each Kg discharged 4.6 cents
- iv) Volume for each 1,000 litres or 1m³ discharged 0.9cents

When the City of Swift Current makes a monthly charge of the basis of "Base Cost" then the number of kilograms (pounds) of Biochemical Oxygen Demand (BOD), Suspended Solids and Grease, shall, in each case, be calculated by multiplying the wastewater strength by the quantity of water consumed during the billing period.

14.0 WASTEWATER STRENGTHS

The wastewater strength for billing purposes on the basis of "Base Cost" shall be calculated as follows:

- 14.1 The wastewater strength for billing purposes shall be the arithmetical average of the averages of the most recent last three (3) groups of samples that have been taken. If less than three (3) groups of samples have been taken, the arithmetical average shall be the average of the number of groups of samples taken.
- 14.2 Where the testing is required by the City of Swift Current, the cost of testing will be borne by the City of Swift Current. The user shall have the right to request a retest and the cost of the re-testing shall be at the expense of the user unless the results of the retest differ by more than fifteen (15%) percentum below the original test by the City of Swift Current. Re-testing shall be carried out in a similar manner to original testing.
- 14.3 The wastewater strength shall be re-tested at such future intervals as the City Engineer may determine and monthly charges shall continue to be on the basis of Base Costs unless two (2) or more consecutive tests show that the sewage strength is less than that of Standard Wastewater for any of the three (3) measured variables.
- 14.4 In the case of any dispute as to the proper charges to which any person is subject by reason of the provisions herein contained, the matter shall first be referred to the City Commissioner and where the dispute is not settled to the satisfaction of the complainant, such complainant may refer the matter to the appropriate committee of City Council whose decision shall be final.

15.0 WASTEWATER SERVICE CHARGE AND WASTEWATER SERVICE SURCHARGE EXEMPTIONS

Exemptions for Wastewater Surcharge and Wastewater Service Charges on Water Consumed but not Reported in the Drainage collection system

- 15.1 Where metered water is supplied to premises and all of such water is not deposited in the wastewater collection system, the water not deposited shall be exempt from sewer service charges and wastewater surcharges, if the amount not deposited can be measured in a manner satisfactory to the City Engineer.
- 15.2 If the amount of metered water exempted is determined through the use of a wastewater meter the amount of wastewater flow shall be determined by dividing the metered wastewater flow by 0.93.
- 15.3 A person requesting an exemption pursuant to this Section shall be responsible for the cost of supplying, installing and maintaining all metering equipment required for the purposes of determining the exemption.
- 15.4 A person who is responsible for maintaining metering equipment pursuant to subsection 15.3 shall repair any defective metering equipment within thirty (30) days of being required to do so by the City Engineer failing which the exemption granted pursuant to this Section may be terminated by the City Engineer.
- 15.5 Only metering equipment and methods of calculation approved by the City Engineer shall be used in determining an exemption to be granted pursuant to this Section.

16.0 SEPTAGE AND HAULED WASTEWATER

- 16.1 No person shall discharge septage into the wastewater collection system without first obtaining a Septage Disposal Permit to do so from the City Engineer and paying the fee therefor in accordance with Section C, Schedule "D".
- 16.2 No person shall discharge hauled wastewater into the wastewater collection system without first obtaining a Hauled Wastewater Permit to do so from the City Engineer and paying the fee therefor in accordance with Section C, Schedule "D".

- 16.3 No person shall discharge septage or hauled wastewater into the wastewater collection system in contravention to the permit obtained for such discharge.
- 16.4 A permit issued pursuant to this section, shall be maintained in the vehicle for which the permit was issued and shall be surrendered to any employee of the City upon request.
- 16.5 In addition to the permits noted in subsections 16.1 and 16.2, each and every discharge to the wastewater collection system by a permit holder shall be accompanied by a waste manifest duly completed and signed by the permit holder or his representative. Such manifest shall be in a form approved by the City Engineer.
- 16.6 The City Engineer may suspend or revoke a Septage Disposal Permit or a Hauled Wastewater Permit in the event that this Bylaw is not complied with.

17.0 ACCEPTANCE OF OVERSTRENGTH WASTEWATER

Notwithstanding the provisions of this Bylaw, the City Engineer may allow an owner or occupier of premises to discharge into the wastewater collection system over-strength wastewater that will not damage the wastewater collection system and provided that the owner or occupier undertakes to pay to the City such charges as the City Engineer deems necessary to cover the additional cost of treatment or such additional costs as may result from such discharge.

18.0 INSPECTION

A designated officer of the City may inspect, observe, measure, sample and test the wastewater and storm-water on any premises in order to determine whether or not this Bylaw is being complied with.

19.0 DISCONNECTION OF SEWER

19.1 Where wastewater which:

- 19.1.1 is hazardous or creates an immediate danger to any person;
- 19.1.2 endangers or interferes with the operation of the wastewater collection system; or
- 19.1.3 causes or is capable of causing an adverse effect;

is discharged to the wastewater collection system, the City Engineer may, in addition to any other remedy available, disconnect, plug or seal off the sewer line discharging the unacceptable wastewater into the wastewater collection system or take such other action as is necessary to prevent such wastewater from entering the wastewater collection system.

- 19.2 The wastewater may be prevented from being discharged into the wastewater collection system until evidence satisfactory to the City Engineer has been produced to assure that no further discharge of hazardous wastewater will be made to the wastewater collection system.
- 19.3 Where the City Engineer takes action pursuant to subsection 19.1, the City Engineer may by notice in writing advise the owner or occupier of the premises from which the wastewater was being discharged, of the cost of taking such action and the owner or occupier, as the case may be, shall forthwith reimburse the City for all such costs which were incurred.

20.0 LIABILITY FOR DAMAGES

The City is not liable for damages:

- 20.1 Caused by the breaking, plugging or stoppage of any wastewater collection main;

- 20.2 caused by the interference with the supply of any water service or wastewater collection system necessary in connection with the repair or proper maintenance of sewers;
- 20.3 generally for any accident due to the operation of the wastewater collection system of the City of Swift Current;

Unless such accident is shown to be directly due to the negligence of the City or its employees.

SECTION C FEE COLLECTION AND PENALTIES

1.0 DEFAULT

- 1.1 In case of default in payment of water and wastewater and/or electrical utility services and charges, the City may enforce payment:
 - 1.1.1 by shutting off the water;
 - 1.1.2 or restricting the flow of water to the minimum required for sanitary use;
 - 1.1.3 by removing the city's power utility meter or restricting the power supply with a load limiter;
 - 1.1.4 by action in a court of competent jurisdiction;
 - 1.1.5 by charging same under the provisions of Section 195 of The Urban Municipality Act, 1984 against the property of the owner or occupant;
 - 1.1.6 by distress and sale of goods and chattels of the owner or occupant as authorized under Section 195 of the Urban Municipalities Act, 1984.

- 1.2 In the event that utility services have been turned off in accordance with clause 1.1 above, the consumer shall, before any utility service is restored or turned on again, in addition to payment of the overdue and outstanding utility services and charges, pay to the City a reconnection fee of Twenty Dollars (\$20.00).

2.0 Enforcement of Payment

- 2.1 Where the person is the owner or purchaser of a building lot or part of a lot served by the City's Water and/or Wastewater Collection System, the sum payable by him for the water and/or wastewater service supplied by the City to him or for his use, all rates, costs and charges made to him imposed under this Bylaw are preferential lien and charge on the personal property of the debtor and may be levied and collected in like manner as municipal rates and taxes are recoverable.

- 2.2 When the person to whom the water and/or wastewater collection service has been provided is other than the owner or purchaser of the lot or part of a lot, the sum payable by the person in debt shall be a preferential lien and charge on the lot or part of a lot serviced by the water and/or wastewater connection and may be levied and collected in like manner as municipal rates and taxes are collected.

3.0 VOLUNTARY PENALTY

- 3.1 Where a Special Constable believes that a person has contravened any provision of this bylaw specified in Section C, Schedule "B" of this bylaw, that Special Constable may issue a Bylaw Violation Tag, (Form A) as provided for by this section either personally or by mailing of leaving same at his last known address and such service shall be adequate for the purpose of this bylaw.

- 3.2 A tag shall be in such form as determined by the City Solicitor and shall state the section of the bylaw which was contravened and the amount which is provided in Section C, Schedule "B" that will be accepted by the City in lieu of prosecution.

- 3.3 Upon production of a tag issued pursuant to this section within fifteen (15) days from the issue thereof together with the payment to the City Treasurer at City Hall the fee as provided in Section C, Schedule "B", that person to whom the tag was issued shall not be liable for prosecution for the contravention in respect of which the tag was issued.

- 3.4 Where any person contravenes the same provision of this bylaw two or more times within one twelve month period, the specified penalty payable in respect of the second or subsequent contravention is double the amount shown in Section C, Schedule "B" of this bylaw in respect of that provision.
- 3.5 Notwithstanding the provisions of this section, a person to whom a tag has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.
- 3.6 Any person who violates any provisions of this bylaw is guilty of an offense and liable on summary conviction, to a fine of not less than Fifty Dollars (\$50.00) and not exceeding Two Thousand Dollars (\$2,000.00) for individuals, Five Thousand Dollars (\$5,000.00) for corporations.
- 3.7 Any person who fails to comply with the provision of Section B, 2.1 of this Bylaw shall on summary conviction, be liable to a penalty of not less than five (\$5.00) dollars nor more than fifty (\$50.00) dollars for each and every day such default is continued.
- 4.0 All monies collected under the provisions of this Bylaw shall be credited to the "Water and Wastewater Utility Account" and shall be used solely for capital and operation costs of the said Utility.
- 5.0 The City shall give notice to the consumer as soon as possible after the discovery of errors or omissions in utility billing. The City shall make all necessary adjustments for any errors in the six months previous to the date of discovery and shall either invoice the consumer for any underpayment or refund for any overpayment.
- 6.0 Bylaw No. 34 - 1979 and all amendments thereto are hereby repealed.
- 7.0 Bylaw No. 6 - 1992 and amendments thereto are hereby repealed.
- 8.0 This Bylaw shall come into force and have effect upon the date of final passing thereof.

_____ **MAYOR** _____ **CITY CLERK**

INTRODUCED AND READ a first time this 3rd day of July, 2001.

READ a second time this 3rd day of July, 2001.

READ a third time and finally passed this 3rd day of July, 2001.



City of Swift Current
Combined Water and Sewer Rates
Metric Units
SCHEDULE "A"
FORMING PART OF BYLAW NO. 16 - 2017

JANUARY 1, 2022 to DECEMBER 31, 2022

cm = Cubic Meters

1.0 Basic Charges - Minimum Charge Per Month

METER SIZE

| | | |
|--------------------|----|----------|
| 15 mm (5/8 inch) | \$ | 34.84 |
| 18 mm (3/4 inch) | \$ | 38.96 |
| 25 mm (1 inch) | \$ | 47.00 |
| 40 mm (1 1/2 inch) | \$ | 71.59 |
| 50 mm (2 inch) | \$ | 133.00 |
| 75 mm (3 inch) | \$ | 214.76 |
| 100 mm (4 inch) | \$ | 398.54 |
| 150 mm (6 inch) | \$ | 725.76 |
| 200 mm (8 inch) | \$ | 1,257.32 |

1.0 Basic Charges - Minimum Charge Per Month - RM Residential Water users

METER SIZE

| | | |
|--------------------|----|--------|
| 15 mm (5/8 inch) | \$ | 34.84 |
| 18 mm (3/4 inch) | \$ | 38.96 |
| 25 mm (1 inch) | \$ | 47.00 |
| 40 mm (1 1/2 inch) | \$ | 71.59 |
| 50 mm (2 inch) | \$ | 133.00 |

2.0 Residential Volume Charge excluding Rural Water Pipeline Users

The residential volume charge will apply to all residences from a single family dwelling up to and including a building containing four (4) dwelling units. The 18 cubic meters initial volume rate shall apply to each dwelling unit in the building (for example a building with a single water meter and three (3) dwelling units would pay 18cm X 3 = 54cm at the initial higher rate).

| | | |
|---------------------------|----|-------|
| First 18cm per month/cm | \$ | 3.182 |
| Remaining volume/month/cm | \$ | 2.006 |

2.0 Residential Volume Charge - RM Water Users

| | | |
|---------------------------|----|-------|
| First 18cm per month/cm | \$ | 3.182 |
| Remaining volume/month/cm | \$ | 2.006 |

3.0 Multi-Family Residential Volume Charge

The multi-family volume charge will apply to all residential units in a building with more than four (4) dwelling units. The 12 cubic meter initial volume rate shall apply to each dwelling unit in the building (for example, a building with twelve (12) dwelling units would pay 12cm X 12 = 144cm at the initial higher rate).

| | | |
|---------------------------|----|-------|
| First 12 cm per month/cm | \$ | 3.182 |
| Remaining volume/month/cm | \$ | 2.006 |

4.0 Commercial/Industrial/Municipal Volume Charge

| | | |
|-----------------|----|-------|
| Volume/month/cm | \$ | 3.182 |
|-----------------|----|-------|

4.0 Commercial Volume Charge - RM Water Users

| | | |
|-----------------|----|-------|
| Volume/month/cm | \$ | 3.182 |
|-----------------|----|-------|

5.0 Rural Water Pipeline Associations

Volume charges applied to Rural Water Pipeline Associations shall be in accordance with signed agreements between the City of Swift Current and those Associations.

6.0 Water Only and Sewer Only Charges

The rate for customers within the City's jurisdiction who pay charges for either sewer only or water only shall pay 100% of the corresponding combined water and sewer rate.

7.0 Non-Resident Sewer Rates

Non-resident customers who pay sewer charges only shall pay two (2) times the combined sewer and water rate paid by City of Swift Current resident customers.

8.0 Annual Increase

All water and sewer rates shall be increased on an annual basis by 2.0%, effective on January 1st of each year. This increase shall remain in effect until such time it is amended by Council.

SECTION C, SCHEDULE "B"

FORMING PART OF BYLAW NO.

AMOUNTS WHICH WILL BE ACCEPTED BY CITY IN LIEU OF PROSECUTION

| OFFENSE UNDER | OFFENSE | AMOUNT |
|----------------------|--|---------------|
| Section 9 (1) | Open, close or interfere with hydrant | \$75.00 |
| Section 16 | Materials used by homeowner not approved type | \$50.00 |
| Section 21 (1) | Obtaining water from the City other than through a water meter | \$100.00 |
| Section 33 (2) | Violate water restrictions | \$50.00 |
| Section 36 | Deposit offensive matter within 200 metres of water reservoir | \$75.00 |

Section C, Schedule C

The following shall not be discharged into the wastewater collection system:

1. Waste which causes or will cause an adverse effect;
2. Any flammable liquid or explosive material;
3. A solvent or petroleum derivative including but not limited to gasoline, naphtha or fuel oil;
4. Any matter, other than domestic wastewater, which by itself or in combination with another substance is capable of creating odors related to but not limited to hydrogen sulfide, carbon disulfide, other reduced sulphur compounds, amines or ammonia outside or in and around the wastewater collection system.
5. Any pesticides or herbicides;
6. Wastewater containing materials which by themselves or in combination with other materials become highly colored and pass through the wastewater collection system discoloring the effluent;
7. Wastewater containing the following materials in excess of the following concentrations:

| | |
|--------------|---------------------------|
| Aluminum | 50 milligrams per litre |
| Antimony | 5.0 milligrams per litre |
| Arsenic | 1.0 milligrams per litre |
| Benzene | 0.5 milligrams per litre |
| Beryllium | 1.0 milligrams per litre |
| Bismuth | 5.0 milligrams per litre |
| Boron | 5.0 milligrams per litre |
| BTEX | 1.0 milligrams per litre |
| Cadmium | 1.0 milligrams per litre |
| Chromium | 3.0 milligrams per litre |
| Cobalt | 5.0 milligrams per litre |
| Copper | 3.0 milligrams per litre |
| Cyanide | 3.0 milligrams per litre |
| Ethylbenzene | 0.5 milligrams per litre |
| Fluoride | 10.0 milligrams per litre |
| Hydrocarbons | 50 milligrams per litre |
| Iron | 50 milligrams per litre |
| Lead | 1.0 milligrams per litre |
| Manganese | 5.0 milligrams per litre |
| Mercury | 0.01 milligrams per litre |
| Molybdenum | 5.0 milligrams per litre |
| Nickel | 3.0 milligrams per litre |

| | |
|---------------------|---------------------------|
| Phenol Compounds | 1.0 milligrams per litre |
| Selenium | 1.0 milligrams per litre |
| Silver | 5.0 milligrams per litre |
| Sulphate | 1500 milligrams per litre |
| Sulphides | 3.0 milligrams per litre |
| Tetrachloroethylene | 0.7 milligrams per litre |
| Thallium | 0.5 milligrams per litre |
| Tin | 5.0 milligrams per litre |
| Titanium | 5.0 milligrams per litre |
| Toluene | 0.5 milligrams per litre |
| Vanadium | 5.0 milligrams per litre |
| Xylenes (total) | 0.5 milligrams per litre |
| Zinc | 3.0 milligrams per litre |

8. Wastewater having a pH of less than 5.5. or greater than 10.0;
9. Solid or viscous substances in quantities or of such size as to be capable of causing obstruction to the flow in a sewer, including but not limited to ashes, bones, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, animal guts or tissues, paunch manure, and whole blood;
10. Radioactive materials in excess of concentrations greater than that specified under the Atomic Energy Control Act and the Atomic Energy Control Regulations or amended versions thereof;
11. Wastewater having a temperature in excess of seventy-five degrees Celsius;
12. Grit removed from commercial or industrial premises including but not limited to grit removed from car washing establishments, automobile garages and restaurant sumps or from interceptors;
13. Any corrosive or toxic wastewater or other wastes which could adversely affect the wastewater collection system;
14. Wastewater which will create tastes or odors in drinking water supplies making such waters unpalatable after conventional water purification treatment;
15. Wastewater which will be discharged in layers or will form layers upon interaction with other wastewater;
16. Wastes which will interfere with the disposal of biosolids resulting from municipal wastewater treatment;
17. Wastes which will cause a violation or non-compliance event in the operating approval for the wastewater treatment plants;
18. Biological wastes;
19. Storm water drainage or sub-surface drainage except
 - 19.1 storm water drainage or sub-surface drainage unless authorized by the City Engineer pursuant to Section 5.3;
20. Hazardous waste or hazardous materials.

SECTION C, SCHEDULE D

Sewer rates

Vacuum truck dumping- \$0.86/m³ (\$3.92/1,000 gal.)

Sewer only connection- \$0.58/m³

FORM "A"

FORMING PART OF BYLAW NO. 6 - 1992

BYLAW VIOLATION TAG

BYLAW VIOLATION TAG

PROSECUTION

VIOLATION

WAIVER

ON THIS _____ Day of _____ 19____

at _____

the CAJON DISTRICT WITH THE ABOVE DECLARATION
