

THE RURAL MUNICIPALITY OF EAST ST. PAUL

BY-LAW NO. 92-42

Being a By-Law of the Rural Municipality of East St. Paul to provide for the Regulating and Controlling of the Drilling of Wells in the Said Municipality.

WHEREAS Section 330 of the Municipal Act provides that the Council of any municipality may pass By-Laws for the preventing the contamination of wells or streams that are in, or streams of water that are wholly or partly in the municipality and for regulating and controlling, in the interest of the health of the public, the use of wells, springs or other sources of supply of water;

AND WEHREAS the Council of the Rural Municipality of East St. Paul deems it advisable to prohibit and regulate the drilling of wells within the Rural Municipality of East St. Paul.

NOW THEREFORE the Council of the Rural Municipality of East St. Paul, in Council duly assembled, enacts as follows:

1. A person shall only be permitted to drill a well or modify or deepen an existing well or drill a hole into the bedrock provided such person has obtained a permit therefore from the said. R.M. of East St. Paul in accordance with his By-Law. Such permit shall only be issued to the applicant thereof upon the applicant paying a fee to the Rural Municipality of East St. Paul, of \$50.00 and upon the applicant completing the prescribed form as may be amended from time to time by the municipality and upon the plumbing inspector confirming that such well or hole complies with the provisions of this By-Law .
2. Any well which is located within the Rural Municipality of East St. Paul which has not been used for a period of three years shall be deemed to have been abandoned and said well must be backfilled with fine sand, with a cement or bentonite plug every twenty feet and with a proper secure cap being put upon the top to the said well.
3. All existing wells located within the Rural Municipality of East St. Paul shall be sealed in a manner that will prevent surface or seepage water entering or seeping down along the well casing to the aquifer zones.
4. Any person who constructs a new well shall construct such well as to prevent surface or seepage water from entering the well seeping down along the well casing, and this shall be accomplished by using "pitless adaptors". Any person who constructs a well must comply with the following provisions:
 - a) Must have a casing cemented in from ground level to a level of 20 metres below the surface of the ground.
 - b) No person shall construct a well which is a depth of more than 50 metres from the surface of the soil upon which said well is located, unless the

written approval of the Rural Municipality of East St. Paul has previously been obtained.

- c) Must, within fourteen days of completion of said well, submit to the Rural Municipality of East St. Paul a copy of the Driller's Report confirming the well design and such report must confirm that the design is in compliance with the provisions of this By-Law.
5. Any person who contravenes any of the provisions of this By-Law is guilty of an offence and is liable on summary conviction to a fine not exceeding \$1,000 or to imprisonment for a term not exceeding one month, or to both such a fine and such an imprisonment. Where the contravention continues for more than one day, the person is guilty of a separate offence for each day that it continues.
6. This By-Law shall come into full force and effect on the date of the passage thereof.

DONE AND PASSED by the Council of the Rural Municipality of East St. Paul, in the Province of Manitoba, this 6th day of August, A.D., 1992.

Originally signed by DJ Melnyk

Reeve

Originally signed by Janet Nysten

Secretary – Treasurer

Read a first time this 6th day of August, A.D. 1992
Read a Second time this 6th day of August, A.D. 1992
Read a Third time this 6th day of August, A.D. 1992