

THE RURAL MUNICIPALITY OF EAST ST. PAUL

BY-LAW NO. 2009-18

Being a by-law of the Rural Municipality of East St. Paul to provide for the establishment of regulations related to the Water Treatment and Distribution System within the Rural Municipality of East St. Paul.

WHEREAS SECTION 232 (1) of the Municipal Act provides in part as follows:

“A council may pass by-laws for municipal purposes respecting the following matters:

(l) public utilities; “

AND WHEREAS SECTION 232 (2) of the Municipal Act provides in part as follows:

“Without limiting the generality of subsection (1), a council may in a by-law passed under this Division

- (a) regulate or prohibit;
- (d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;
- (e) subject to the regulations, provide for a system of licences, permits or approvals, including any or all of the following:
  - (i) establishing fees, and terms for payment of fees, for inspections, licences, permits and approvals, including fees related to recovering the costs of regulation,
  - (iv) providing that terms and conditions may be imposed on any licence, permit or approval, and providing for the nature of the terms and conditions and who may impose them,
  - (v) providing for the duration of licences, permits and approvals and their suspension or cancellation or any other remedy, including undertaking remedial action, and charging and collecting the costs of such action, for failure to pay a fee or to comply with a term or condition or with the by-law or for any other reason specified in the by-law, and;

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

SHORT TITLE

1. This By-Law may be cited as the “Water Utility By-law.”

## DEFINITIONS

### 2. Where used herein

- (a) **“application”** means the application for permit for services provided or supplied by, or in connection with the Public Works Utility Division as set out in Schedule “A” attached to and forming part of this By-law.
- (b) **“approved”** means approved by the Public Works Utility Division.
- (c) **“customary service(s)”** means any work or service provided or supplied by the Public Works Utility Division in the performance of its normal function of a publicly owned and operated water utility.
- (d) **“customer”** means a property owner, tenant, occupant or person in charge or control of a premise, accepting or using any of the customary services provided or supplied by, or in connection with the Water Utility.
- (e) **“fire service”** means a connection that includes a direct or indirect pipe line connecting to the Water Utility for the purpose of providing a supply of water to a sprinkler system, a standpipe, or a private fire hydrant.
- (f) **“multiple metering”** means more than one (1) water meter installed by the Public Works Utility Division on a single water services to a premises.
- (g) **“person”** includes a firm, partnership or corporation.
- (h) **“premises”** means property (land or real estate) conveyed by a deed. Where the context so requires, **“premises”** means the building(s) thereon, or a unit thereof.
- (i) **“Public Works Utility Division”** means the Water Utility owned and operated by the Rural Municipality of East St. Paul.
- (j) **“quarter”** of **“quarterly”** as a measure of time may mean three (3) calendar months, or a period of time between two (2) water meter reading dates, and may commence on any day of any month.
- (k) **“service”** includes not only the supply of water from the Public Works Utility Division but also any hydrant, fire service(sprinkler), stand-by or any other of the customary services provided or supplied or in connection with the Water Utility. Where the context so requires, **“service”** means a water service pipe.
- (l) **“utility”** means any system, works, plant, pipe line, equipment, or service as further defined.
- (m) **“water meter”** means a measuring device provided and owned by the Public Works Utility Division to measure customer consumption in cubic meters.

- (n) **“water radio frequency box”** means a device placed on the water meter provided and owned by the Public Works Utility Division to measure customer consumption in cubic meters by radio waves.

FEES, LICENSES, RATES AND RENTALS DEFINED

- 3. The Fees, licenses, rates, and rentals are shown in the RM of East St. Paul Fee Schedule.

CLASSES OF WATER SERVICES (FOR WATER APPLICATION PURPOSES) AND RESPONSIBILITY FOR APPLICATIONS

- 4.
  - (a) Single unit family dwellings and single unit commercial premises.
  - (b) Other than single unit family dwellings and single unit commercial premises having one (1) water service connection and individual water meters.
  - (c) Other than single unit family dwellings and single unit commercial premises having one (1) water service connection and (1) water meter.

In (a) and (b), the owner, tenant, occupant or person in charge or control of the property shall make the application for water service. In (c), the owner of the premises shall make application for the water service.

APPLICATIONS FOR WATER SERVICE TURN ON

- 5. A person requiring water service from the Water Utility System shall make application to the Public Works Utility Division as set out in Schedule “A” attached to and forming part of this By-Law. A water service turn on will only be carried out upon payment of the required fees and the completion of Schedule “A” including any required signatures.

APPLICATION FOR WATER SERVICE CONNECTION

- 6. Applications for a water service connection shall be made to the Public Works Utility Division on a form as set out in Schedule “A” attached to and forming part of this By-Law. Upon request, the applicant shall supply a set of drawings.

PERMIT FEE

- 7. At the time of making application for a water service connection or disconnection when a service is no longer required, the applicant shall pay a permit fee for each application in the amount authorized in the RM of East St. Paul Fee Schedule.

COST AND INSTALLATION OF SERVICES

- 8. The applicant shall pay the cost of installation of the water service connection from the street watermain to the house or building. The services may be installed only by a person regularly licensed by the Rural Municipality of East St. Paul to perform that type of work under the Sewer Regulations By-law. The applicant shall also pay any Capital

Contributions and Capital Levies that may be required in accordance with the RM of East St. Paul By-laws and/or policies.

#### NUMBER SERVICES TO BE INSTALLED

9. Except as provided in sections 21 and 23 herein, only one (1) service pipe adequate to serve the premises shall be installed in the street.

#### INSPECTION OF WATER SERVICE INSTALLATION

10. Where a water service is installed by a licensed contractor, the Public Works Utility Division must be notified in advance of backfilling the service at the watermain and at the street line so that an inspection may be made of such installation. The Public Works Utility Division must be notified before 1100 hours for any inspection required in the afternoon of the same day and prior to 1600 hours the day previous for any inspections required in the morning. Inspections will be made only on regular working days unless special arrangements are made by the contractor who shall be liable for all extra expense arising out of such special arrangements.

#### SIZE OF WATER SERVICES

11. The Public Works Utility Division shall determine the size of water service in the street and in the property necessary to adequately serve the premises and no person shall install a service smaller than the size so determined. The minimum size of service permitted for any premises is three-quarters of one inch (3/4") inside diameter. The Public Works Utility Division may consult with the Municipal Engineer to determine the size of water service that may be required to service a premises.

#### DEPTH OF SERVICE PIPE

12. A water services, either in the street or in private property, shall be placed at least seven feet six inches (7'6") below the surface of the ground, but shall not be deeper than nine feet (9') in the ground unless a greater depth is approved.

#### TYPES OF SERVICE PIPES

13. For all permanent construction only approved types of pipe and appurtenances shall be used.

#### STOP COCKS AT STREET LINE

14. An approved water stop cock (or stop and drain cock or valve) and approved box shall be provided at or near the street line for control of water to the premises served. This stop cock and box shall not be operated except by employees of the Public Works Utility Division nor shall any person tamper or interfere with the same. Adaptors necessary to connect different types or sizes of pipe to the Water Utility System stop cock shall be provided by the owner. The owner when connecting to the water stop installed by others shall provide the approved box.

#### MAINTENANCE OF STREET PORTION

15. The municipality shall maintain that portion of the water service from the street watermain to the property line.

#### OWNER'S STOP AND DRAIN COCK

16. A stop and drain cock connected to the service pipe shall be placed inside the wall of the building as close as practical to the point at which the service pipe enters the building. The owner shall maintain the stop and drain cock in good mechanical condition and ensure that it is operable in cases of emergency.

#### INTERCONNECTION OF INTERIOR SERVICE

17. Two (2) or more services to the same building shall not be connected to each other except by special permission given by the Public Works Utility Division and in all such cases only after satisfactory valve and piping layout drawings have been received and approved by the Public Works Utility Division. Adequate check valves are required on each water service line to prevent back siphoning in case of shut down. A special interconnection between a Sprinkler and a Domestic service may be permitted by the Public Works Utility Division where it is desirable to ensure a continuous water supply and to avoid the laying of temporary hose lines due to an interruption of service. Except as provided in section 22 herein, the interconnection of any other water supply to that of the Water Utility System is prohibited (groundwater).

#### BOOSTING DEVICES

18. No booster pump or other boosting device shall be connected directly to a Water Utility watermain or to a service line without the approval of the Public Works Utility Division.

#### TEMPORARY WATER SUPPLY

19. After giving to any customer notification deemed adequate by the Public Works Utility Division, the Public Works Utility Division may shut off the water service of a customer in order to make repairs to the water system. In case of emergency such as a watermain break or where in the opinion of the Public Works Utility Division considerable damage may be caused, watermains or services may be shut off without notification. The Public Works Utility Division will recommend action at the customer's expense as he deems necessary to supply uninterrupted water service.

#### CUSTOMERS NOT TO FURNISH WATER TO OTHERS

20. No customer, except with the written consent of the Public Works Utility Division, shall furnish water to or permit any other person to sell water from his premises.

#### WASTE OF WATER PROHIBITED

21. Except by written permission of the Public Works Utility Division, no person shall permit water to run through any outlet to prevent freezing or to run for any other purpose longer than necessary. The Public Works Utility Division may, when deemed necessary, turn off the water or take such other lawful action as deemed proper to restrain and prevent wastage of water.

#### DRAINING PIPES WHEN WATER TURNED OFF

22. The owner or occupant of any premises who requests the Public Works Utility Division to turn off the water service to such premises shall, before such turn-off is made, close the stop and drain cock, and drain all water from the system of water pipes and plumbing fixtures in the premises, and the owner shall thereafter cause the said stop and drain cock to be kept closed and the said pipes and plumbing fixtures kept free from water until the Public Works Utility Division is notified that water is again required for the premises.

#### CROSS CONNECTION AND BACKFLOW PREVENTION

23. (a) No customer or person shall connect, cause to be connected, or allow to remain connected, any piping, fixture, fitting, container or appliance, in a manner which, under any circumstances, may allow water, waste water, or any harmful liquid or substance to enter the Municipal's water system.

If a condition is found to exist which in the opinion of the Public Works Utility Division is contrary to the aforesaid, the Public Works Utility Division may either:

- (i) Shut off the service or services, or
  - (ii) Give notice to the customer to correct the fault at his own expense within a specified time period. If the customer fails to comply with such notice, the Public Works Utility Division shall proceed in accordance with clause (i) of this section.
- (b) Without limiting the generality of the foregoing, the Public Works Utility Division may allow cross connection control devices to be installed on the customer's water piping at the sources of potential contamination and/or on the water service pipe.
  - (c) Notwithstanding the foregoing, where, in the opinion of the Public Works Utility Division, a severe hazard exists, the customer shall install on his water service pipe a cross connection control device approved by the Public Works Utility Division in addition to the cross connection control devices installed on the customer's water piping at the source of potential contamination.

- (d) Cross connection control devices shall be tested at the expense of the customer, upon installation and thereafter annually, or more often if required by the Public Works Utility Division, by personnel approved by the Public Works Utility Division, to demonstrate that the device is in good working condition.
- (e) Should a test show that a cross connection control device is not in good working condition, the customer shall make repairs or replace the device within 96 hours, or such other specified period, and if the customer fails to comply, the Public Works Utility Division shall shut off the service or services.
- (f) Should a customer fail to have a cross connection control device tested, the said device shall be deemed defective and the Public Works Utility Division shall shut off the service or services until the said device has been tested and approved as required herein.
- (g) No water service piping shall be turned on at the curb stop for occupancy use until the private plumbing system has been approved by the Municipal Building Inspector or has been inspected for cross connections by personnel approved by the Public Works Utility Division.

#### PROVISION OF WATER METERS

- 24. The Public Works Utility Division shall determine the size of water meter and the rental charge in the amount authorized in the RM of East St. Paul Fee Schedule. The water meter shall be installed in any premises for measuring all water other than for firefighting use and shall provide and maintain such water meter. The owner shall provide a sufficient space as close as possible to the stop and drain cock in the building or premises to allow for placement of the water meter in a horizontal position. The owner or occupant must at all times have the water meter accessible so that it may be readily examined and read by employees of the Public Works Utility Division.

#### NO BRANCH EXCEPT ON OUTLET SIDE OF WATER METER

- 25. No branch shall be taken off the service pipe other than on the outlet side of the water meter. Any person who breaks or authorizes the breaking of a seal shall notify the Public Works Utility Division within six (6) hours after such breaking and failure to do so will render such breaking liable to the penalties provided for breach of this By-law.

#### MULTIPLE METERING

- 26. (a) Multiple metering of premises may be provided by the Public Works Utility Division under special agreement. In the case of a building containing a number of stores or other units, where separate accounting of water use is required, the Public Works Utility Division will provide an individual water meter to each unit, read it and submit a separate account provided that the owner.

- (i) Files with the Public Works Utility Division a plan of the building plumbing;
  - (ii) Provides sufficient space at a single location as close as possible to the shut off valve in the building for the installation of the required bank of water meters in a horizontal position, where they are readily accessible for removal, repair or replacement;
  - (iii) Provides adequate facilities for proper designation of the unit supplied by each water meter for billing purposes;
  - (iv) Accepts full responsibility for any errors in consumption by individual customers resulting from plumbing connections between units, damage to water meters from freezing, loss of water meters, and the illegal use of water where a water service has been discontinued;
  - (v) Accepts full responsibility for all uncollectible units water accounts; and
  - (vi) Renders the water meters readily accessible to Public Works Utility Division employee's at all reasonable times.
- (b) The Public Works Utility Division shall provide, upon request, a standard drawing showing the minimum requirements for the installation of multiple water meters.

TAMPERING WITH WATER METER FORBIDDEN

27. (a) Should any person alter any water meter installed upon any water service pipe or connection therewith, inside or outside any house, building or other place, so as to alter the amount of water registered thereby, unless specially authorized by the Public Works Utility Division for that particular purpose and occasion, such person is liable to the penalties imposed for breach of this By-law.
- (b) If any water meter of the Public Works Utility Division is lost or removed from the premises, the owner shall pay for replacement of the water meter. The cost of the water meter, if not paid by the owner, may be added to the taxes against the premises and collected in the same manner as ordinary municipal taxes.

UTILITY TO BE NOTIFIED OF FAILURE OF WATER METER

28. (a) In the case of breakage, stoppage or irregularity in a water meter, the customer shall notify the Public Works Utility Division immediately upon such condition being discovered. All installation, repair and disconnection of any water meter shall be performed only by Public Works Utility Division employees authorized to do such work.
- (b) In the event that the water meter is in operating condition, the Public Works Utility Division shall have the authority to charge an amount authorized in the RM of East St. Paul Fee Schedule.



#### DAMAGE TO WATER METERS BY HOT WATER

29. (a) Where a hot water system on any property is so constructed that backflow of hot water damages any water meter, the Public Works Utility Division will, at the expense of the owner, renew or repair such water meter, and all charges for removing, renewing or repairing and replacing the water meter, if not paid by the owner, may be added to the taxes on the property and collected in the same manner as ordinary municipal taxes.
- (b) If a check valve is or has been installed by the owner to prevent hot water from reaching a water meter, then there shall also be installed on the boiler side of such check valve, a relief valve of a pattern approved by the Public Works Utility Division.

#### DAMAGE TO WATER METERS BY FROST

30. Every owner of property served by the water utility system shall maintain that place where the service pipe enters the premises and where any water meter is situated at a temperature at all times sufficient to prevent the water service and water meter or water meters of the Public Works Utility Division from being damaged by frost. Should a water meter be damaged by frost, the Public Works Utility Division will remove, repair or renew and replace the same at the expense of the owner. The cost of such work if not paid by the owner may be added to the taxes against the premises and collected in the same manner as ordinary municipal taxes.

#### REPLACEMENT OF WATER METERS

31. (a) Each water service connection supplying a premises shall be metered, except fire service (sprinkler), and normally only one (1) water meter will be supplied for each such water service connection. In certain circumstances the Public Works Utility Division may authorize multiple metering of a water service connection supplying a premises which has been divided into units, and in such cases more than one (1) water meter will be supplied.
- (b) Each premises with a water meter and/or encoder that is required to be repaired or replaced shall, at the time of the repair or replacement for that premises also install a water radio frequency box supplied by the Public Works Utility Division. The repair or replacement shall be done at such time as determined by the Public Works Utility Division. All costs associated with the replacement of the water meter encoder to a water radio frequency box shall be borne by the Public Works Utility Division.

#### CANCELLATION OF WATER SERVICE

32. (a) The customer shall notify the Public Works Utility Division immediately when the water service is no longer required at a premises, and the Public Works Utility Division shall turn off the supply of water to the said premises as

provided for in this By-law unless a prior application for water service is received.

- (b) When the service is no longer required, the owner shall pay the cost of disconnecting it at the watermain. If not paid by the owner, the cost may be added to the taxes against the premises and collected in the same manner as ordinary municipal taxes.

#### ESTIMATING CONSUMPTIONS

- 33. Where a water meter is found not in use or out of proper working order or the scheduled reading is not obtained, or where no water meter is installed, the Public Works Utility Division shall estimate the consumption of water used for any quarterly period or other period based on the amount of water consumed during the time the water meter was working or from any other information or source available, and such estimate shall be basis for billing the customer for water used.

#### FIRE SERVICE CONNECTIONS

- 34. A fire service connection shall include a direct or indirect pipe line connecting to the Water Utility System watermain for the purpose of providing a supply of water to a sprinkler system, either of the wet or dry type, a standpipe with or without attached hose, and a private fire hydrant or any other apparatus of fire protection system, for the purpose of extinguishing fires in a building or other premises. Connections for public fire protection provided by the Water Utility System are not included.

#### APPLICATION FOR FIRE SERVICE CONNECTIONS

- 35. Every owner making application for a fire service connection shall in each case file with the Public Works Utility Division a set of drawings of the premises to be served showing the location and size of any building or buildings; the number, size and location of fire hose outlets, if any; the location and size of private hydrants, if any; the number, type and location of sprinkler heads, if any and the location of all valves, pipes, tanks and other appurtenances, wherever the same are situated upon the premises.

#### SIZE OF CONNECTIONS

- 36. The required size of each fire service connection shall be determined by the Public Works Utility Division, in consultation with the Municipal Engineer, and shall depend on the size of the street main; the available pressure on the main and the nature and capacity of the fire protection equipment in the premises to be served, provided, however, that the diameter of the fire service connection shall not be larger than the diameter of the watermain in the street to which it is connected.

#### OWNER TO PAY COST OF INSTALLATION

- 37. The installation of the street portion of a fire service connection shall be paid by the owner of the premises to be served by the connection.

## REGULATIONS GOVERNING USE OF FIRE SERVICES

38. (a) No water shall be drawn from the fire service pipes for any purpose whatsoever except for extinguishing fire or for testing of the system by the Water Utility System or by any authorized person, except as provided for in section 21 herein.
- (b) No connection shall be made between the fire protection system and any other water system in the premises served thereby other than any of those approved under section 21 of this By-law.
- (c) A valve on a hose outlet, drain cock or any other appurtenance shall be of such type that it may be sealed by the Public Works Utility Division, and whenever any such valve is opened, the customer shall immediately notify the Public Works Utility Division so that the same may be resealed. Any person opening or authorizing the opening of any such valve who fails to notify the Public Works Utility Division within six (6) hours of any such opening shall be guilty of a breach of this By-law.
- (d) A closed sprinkler system, both wet or dry, shall be supplied by a separate line direct from the watermain in the street, or by a single combined Fire Stand pipe and Sprinkler service line. The Domestic supply must be provided by a separate direct line from the watermain in the street.

Where a sprinkler system containing less than nine (9) sprinkler heads is installed to protect against special hazard(s) in an otherwise unsprinklered building, such system may be connected to the regular metered water supply, providing that the water supply is adequate to supply the number of sprinklers.

- (e) A fire standpipe may be supplied by a separate line direct from the watermain in the street or by a single combined Fire and Domestic service line. In the latter case, the fire standpipe connection shall be made on the watermain side of the water meter. Every fire standpipe service shall be provided at the expense of the owner and shall have an approved detector check valve complete with a detector water meter and check valve on the detector water meter line.

## MAINTENANCE OF FIRE SERVICES

39. The owner of premises served by a fire service connection shall be responsible for, the cost, as follows:
- (a) Repairing, renewing, supporting and making structural alterations in or removing any such fire service pipe, regardless of the reason for which such work may be deemed by the Public Works Utility Division to be necessary; and

- (b) Making good, to the satisfaction of the Public Works Utility Division, any subsidence in or damage to any street resulting from the performing of any work specified in paragraph (a), or from water leakage from such fire service.

#### NOT RESPONSIBLE FOR FAILURE OF SERVICE

- 40. The Public Works Utility Division shall not be liable for loss or damage by reason of low pressure or interruption or failure of service in any fire service connection for any cause, and the Public Works Utility Division may, at any time, discontinue the supply of water without any notice to the owner of any premises served by any fire service connection or fire protection system.

#### UNAUTHORIZED USE OF HYDRANTS PROHIBITED

- 41. The use of fire hydrants other than by the Municipal Fire Department for fire fighting and Public Works Utility Division employees for testing and maintenance purposes is prohibited except as provided in section 42.

#### USE OF HYDRANTS BY PUBLIC AUTHORITIES

- 42. Subject to supplementary regulations and charges approved by the Municipal Council, fire hydrants may be used by other Municipal Departments for furnishing water for street sprinkling or flushing, flushing sewers, street repairs, flooding rinks, watering boulevards or for any other purposes approved by the Public Works Utility Division.

#### USE OF HYDRANTS IN COLD WEATHER

- 43. Every person authorized to use fire hydrants between the First day of November of any year and the Thirtieth day of April of the year next following shall notify the Public Works Utility Division immediately of such use so that every hydrant so used may be inspected, pumped dry, repacked and serviced.

#### RELOCATION OF FIRE HYDRANTS

- 44. (a) Where an existing hydrant interferes with a property owner's use or proposed use of his property, the hydrant may be relocated by the Public Works Utility Division at the expense of the property owner making the request.  
  
(b) Where, at the request of a property owner, the grade of an existing street is altered so that an existing hydrant will not be at the proper elevation with respect to the new grade established, such hydrant shall, upon written application by such owner, be raised or lowered by the Public Works Utility Division at the expense of the said property owner.

#### OBSTRUCTION OF HYDRANTS

- 45. Nothing shall be constructed, erected or planted which interferes or is liable to interfere with the use of a fire hydrant. Sufficient clearance shall be maintained adjacent to every

hydrant to permit easy connection of hoses and complete operation of such hydrant from all directions using regular hydrant wrenches and hose spanners.

#### REMEDIES FOR DEFAULT IN PAYMENT

46. (a) Where there is a default in payment for any rates, penalties, or services provided under this By-law, the Rural Municipality of East St. Paul may enforce payment by shutting off the supply of water or by suit at law before any court of competent jurisdiction or by distress and sale of the goods and chattels of the occupant of the property in which such water or service is consumed or used, or of any goods and chattels in the occupant's possessions wherever they be found within the Municipality, such distress and sale to be levied and made in the same matter, so far as may be, as a distress and sale by law on a tenant for rent, and to provided that all such rates and penalties until paid shall be a lien on such property, and that in the case of rates, penalties and charges for water supplied or services rendered in connection with the Water Utility System, the same may be added to the taxes on such property and collected in the same matter as ordinary municipal taxes.
- (b) Where the supply of water has been turned off to enforce payment as outlined in clause 46 (a), the Public Works Utility Division may charge a turn-on fee as listed in the RM of East St. Paul Fee Schedule.

#### PROHIBITIONS

47. (a) No person shall lay or cause to be laid any pipe or main to communicate with any pipe or main of the Municipal Water Utility or in any way obtain or use any water thereof, without consent of the Municipality.
- (b) No person shall:
- (i) willfully or maliciously hinder or interrupt, or cause or procure to be hindered or interrupted, the Municipality or its servants, agents, contractors or workmen, or any of them, in the exercise of the powers and authorities granted herein as to water works, plant, or equipment or water supply; or
  - (ii) willfully or maliciously let off or discharge any water so that it runs waste or useless out of the Municipal Water Utility System; or
  - (iii) throw or deposit any injurious, noisome, or offensive matter into the water or the Municipal Water Utility or upon the ice, or in any way fouls them or commits any wilful damage or injury to the Municipal Water Utility or water, or encourages any of those things to be done.

## POLLUTION OF WATER SUPPLY

48. No person shall:
- (a) Bath or wash, or cleanse any cloth, wool, leather, skin, or animal, or place any nuisance or offensive thing, in any well, reservoir, lake, river, pond, source, or fountain from which the water is obtained; or
  - (b) Convey, cast, throw, or put, any filth, dirt, dead carcasses, or other noisome or offensive thing in any of the waters mentioned in clause (a) and within the distance therein mentioned from the source of supply; or
  - (c) Cause, permit, or suffer, the water of any sink, sewer, or drain to run or to be conveyed into any of the waters mentioned in clause (a); or
  - (d) Cause any other thing to be done whereby the waters mentioned in clause (a) may in anyway be tainted or fouled.

## **ENFORCEMENT**

50. (a) A By-law Enforcement Officer appointed under the Municipality's Enforcement By-law is authorized to enforce this By-law.
- (b) The By-law Enforcement Officer has all powers, duties, discretion and functions of a designated officer set out in the Act and of a By-law Enforcement Officer under the Municipality's Enforcement By-law in administering and enforcing this By-law.

## **OFFENCE**

51. THAT any person who violates, contravenes, or disobeys or refuses, omits, neglects, or fails to observe, obey or comply with any provision of this By-law is guilty of an offence and liable, on summary conviction, to a fine of not less than \$100.00 or more than \$1,000.00 or, in default, to imprisonment for a period not exceeding thirty (30) days and to the imposition of a penalty in the amount of the Municipality's enforcement costs associated with the conduct that gave rise to the offence.
52. That By-law No. 96-20, 96-43, 99-11, 2003-09 AND 2003-19 be hereby rescinded.

DONE AND PASSED by the Council of the Rural Municipality of East St. Paul, in Council duly assembled at East St. Paul, in Manitoba, this 16<sup>th</sup> day of December, A.D., 2009



\_\_\_\_\_  
Mayor



\_\_\_\_\_  
Chief Administrative Officer

Read a first time this 18<sup>th</sup> day of November, A.D. 2009.

Read a second time this 16<sup>th</sup> day of December, A.D. 2009.

Read a third time this 16<sup>th</sup> day of December, A.D. 2009.

Schedule "A" to By-Law No. 2009-18 of the Rural Municipality of East St. Paul



**R.M. of East St. Paul**

**Public Works Dept.**

2025 Camsell Avenue

East St. Paul Manitoba R2E 1A7

Email address: publicworks.department@eaststpaul.com

Telephone: 668-8112

Fax: 667-8312

Application for Permit

Date:

I HEREBY APPLY FOR THE FOLLOWING PERMIT:

<b>Address:</b>		<b>Roll #</b>	
<b>Contractor:</b>			
<b>Address:</b>		<b>Ph. #:</b>	
<b>Permit Fee</b>	<b>Quantity</b>	<b>Account Number</b>	<b>Fee</b>
The fee for new water services shall be as follows:			
Single Domestic Service		33315-77-0000-000	As per resolution (fee schedule)
Combined Domestic Fire Service, Industrial, etc.		33315-77-0000-000	As per resolution (fee schedule)
Sprinkler Service		33315-77-0000-000	As per resolution (fee schedule)
Inspection Fee		32577-77-0000-000	As per resolution (fee schedule)
Water Meter Fee		33315-77-0000-000	As per resolution (fee schedule)
Radio Frequency Box		33150-77-0000-000	As per resolution (fee schedule)
<b>Total Fees</b>			

I undertake to observe and perform the provisions of all Government or Provincial statutes or regulations, all by-laws and regulations of The Rural Municipality of East St. Paul, and all specifications or instructions issued by the duly authorized officers of The Rural Municipality of East St. Paul in respect of the work incidental to the subject matter of this application and to indemnify The Rural Municipality of East St. Paul against all loss, costs, charges or damages caused by or arising out of anything done pursuant to any permit issued under this application.

**Permit and Receipt** \_\_\_\_\_

**Signature**

This certifies that the above named applicant is granted a permit to do the work described in and for the purpose shown in the above application, and that payment has been made for the said permit of the amount shown hereon. Each permit is granted subject to the terms of the agreement contained in the said application and subject to the provisions of the by-laws of The Rural Municipality of East St. Paul or any statute or regulation of the Government of Canada or the Province of Manitoba.

This permit shall expire if active work is not commenced and reasonably continued within 30 days from the date hereof.

Please turn over for additional information



**WARNING – READ THIS BEFORE YOU BEGIN TO WORK** – If power equipment or explosives are to be used for the excavation authorized by the attached permit, no work shall be commenced

BEFORE:

1. The local office of the Gas Company has been notified of the proposed excavation, and
2. The Gas Company has marked out the location of any endangered gas installations, OR the Gas Company has advised that no gas installations will be endangered by the proposed excavation. For specific details, refer to Manitoba Regulation 377/88 made under The Gas Pipeline Act.

**Additional Conditions:**

1. The Manitoba Plumbing Code.
2. The meter is to be installed by a licensed plumber and inspected by the R.M. of East St. Paul. Water meters and accessories will be supplied by the R.M. of East St. Paul. This will include: 5/8 x 3/4 T-10 Neptune Water Meter, Radio Frequency Box and 2 Tailpieces.
3. Repeat/After Hour inspections will be charged to the applicant at a rate of \$100.00 per visit plus travel cost as prescribed in the Treasury Board of Canada Secretariat, Travel Directive, Appendix B – Kilometric Rates.
4. That the Applicant (or Company) have a valid and current Contractor's License.
5. All aspects of the work performed be guaranteed in workmanship and free of any and all defects for a period of two years.
6. The Minneapolis style curb stop must be exposed and location identified.

Personal information collected will be used to determine whether or not a person is eligible for a water connection permit.

**Warning**

The Permit Applicant shall contact the R.M. of East St. Paul Public Works Department @ 668-8336, **24 hours prior** to any construction. The Applicant is responsible to arrange for all necessary clearance from all underground utilities prior to any excavation.

R.F STICKER

**IF NOT COMPLIED WITH, FUTURE PERMITS MAY BE DENIED.**

**Meter Serial Number:** \_\_\_\_\_

**Meter Installation Date:** \_\_\_\_\_