



REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW NO. 835

A bylaw to set rates and regulations for the Woss Sewer System

Whereas by Bylaw No. 560, the Regional District of Mount Waddington has established a local service for the conveyance, treatment and disposal of sewage in the Woss local service area;

Whereas by Bylaws 598, 637, 668 and 680 the Regional District of Mount Waddington has established regulations and rates for the operation of this service;

And Whereas, it has been deemed desirable to change the regulations and rates;

Now therefore, the Board of the Regional District of Mount Waddington in open meeting assembled, hereby enacts as follows:

1. DEFINITIONS

"Local service area" means the Woss Local Service Area as established by Bylaw No. 560.

"Building" means any building or structure used wholly or in part for human habitation or in which human beings are employed in respect of any trade, business or calling/

"Building Sewer" means the pipe lying wholly within the property to be served, connected to the sewer service connection and to the sewer plumbing of the building.

"Public Sewer" means any sewer owned or directly controlled by the Regional District, but does not include storm drains.

"Sewer Service Connection" means the pipe extending from the public sewer to the boundary of any property to be serviced.

"Regional District" means the Regional District of Mount Waddington and those persons duly authorized to represent the Regional District in respect to this bylaw.

"Vacant Parcel" means a parcel of land which contains no buildings or structures which are intended for habitation or public use and are not connected to the Woss Water Works distribution system.

"Commercial" means those properties zoned commercial, Industrial, and Institutional in the current Woss Community Land Use Bylaw.

"Residential" means those properties zoned General Residential, Small Lot Residential, Hamlet Residential or Multi Family Residential in the current Woss Community Land Use Bylaw.

2. APPLICATION FOR SEWER SERVICE

(2.1) All owners of parcels within the local service area must connect any buildings and structures located on the parcel intended for habitation or public use to the Woss Sewer System. Application for connection must be done on the application form as set out in Schedule "A".

(2.2) The connection must be made within 60 days from the date the owner is notified in writing by registered mail that the connection must be made.

(2.3) If the owner fails to comply with subsection (2.1), then the Regional District may perform the work necessary to make the connection or may by contract cause the work necessary to make the connection to be performed.

- (2.4) The costs of the work performed under subsection (2.3) shall be recovered from the owner as debt, in accordance with Section 194 (1) of the Community Charter Act.
- (2.5) Where the lands described in an application for installation of a sewer service connection cannot be provided with sewer service, either for reasons of excessive length of sewer service connection pipe, or inadequate capacity in the sewer, or other reason the application shall be refused and the fee returned to the applicant.
- (2.6) Sewer service connections shall be installed only by the Regional District, its approved contractors, servants or agents.

3. FEES

- (3.1) The fees for connection to the sewer system are set out in Schedule "B".
- (3.2) All sewer connections shall be owned by the Regional District.

4. BUILDING SEWERS

- (4.1) The materials and workmanship employed in construction of any building sewer shall conform to the current edition of the British Columbia Building Code (the "Code") except that a building sewer which exists at the adoption of this Bylaw need not conform to the Code and the MMCD and does not:
 - (a) Constitute a nuisance under Section 64 of the Community Charter;
 - (b) Permit the infiltration of surface or ground water into the sewer system.
- (4.2) Where any part of a building sewer is extended or renewed the previously existing piping shall be brought to conformity with the Code.
- (4.3) The minimum soil cover over any piping shall be one point five (1.5) feet except in the case of driveways it shall be three (3) feet. No piping shall be buried before it has been inspected and approved by the Regional District.
- (4.4) Septic tanks which are taken out of service when connection is made to the sewer system shall be pumped out and backfilled with soil.
- (4.5) Where any Owner or Occupier of lands wishes to connect his building sewer to the sewer service connection for his lands, or to the public sewer, the building sewer shall first be inspected and approved by the Regional District Engineer. Not less than 48 hours notice shall be provided for any inspection required.
- (4.6) The work of connecting building sewers to sewer service connections shall be done only by the Regional District's employees, or its duly authorized agents.
- (4.7) No footing drain, floor drain, or roof drain shall be connected to any building sewer or sewer service connection.
- (4.8) The building sewer on each parcel of land shall be connected to its own sewer service connection, and no building sewer may be connected to the building sewer on an adjacent parcel of land.
- (4.9) No building may be connected to the sewer system if the property and improvements situated thereon are not compliant with all applicable laws, bylaws, orders, direction, ordinances, and regulations of any competent governmental authority in any way affecting the Lands and improvements situate thereon or its use and occupation.

5. QUALITY OF SEWAGE

- (5.1) Sewage shall consist only of sanitary sewage originating in residence.
- (5.2) No water arising from rainfall or snowfall, or ground water shall be permitted to enter any building sewer or sewer service connection.
- (5.3) None of the wastes described in the current issue of the British Columbia Building Code and MMCD shall be permitted to enter any building sewer or sewer service connection.

6. COLLECTION OF FEES

- (6.1) The fee for connection to the Woss Sewer System must be paid within 60 days of application.
- (6.2) Any fee which remains unpaid after December 31st of the year of application will be added to the property tax on the parcel.

7. GENERAL

No person other than the Regional District's employees or its duly authorized agents shall interfere or damage any part of the Woss sewer system.

8. SEVERANCE

If any part of this bylaw is held to be invalid by a court of competent jurisdiction, then that part will be severed from the rest of the bylaw and the severance shall not affect the validity of the remaining part.

9. SCHEDULES

All schedules referred to in this bylaw form part of this bylaw.

10. TOLLS FOR SEWER SERVICE

- (10.1) The owner of each parcel of land connected to the Woss Public Sewer System shall pay tolls for sewer service as set out in Schedule "C" hereto attached, whether or not the building sewer is in use.
- (10.2) Invoices will be issued annually. Any toll which remains unpaid after December 31st in each year will be added to the property tax on the parcel.

11. PENALTY

Every person who disobeys or fails to comply with any of the provisions of this Bylaw shall be guilty of an offence and shall, upon summary conviction, be liable to a fine not exceeding two hundred dollars (\$200.00) or to imprisonment not exceeding thirty (30) days, or to both; and if the offence is of a continuing nature, to a fine or exceeding two hundred dollars (\$200.00) for each day the offence is continued.

12. CITATION

This bylaw may be cited for all purposes as the "Woss Sewer Rates and Regulations Bylaw No. 835", 2012.

13. REPEAL

The following bylaws and all amendments there are hereby repealed:

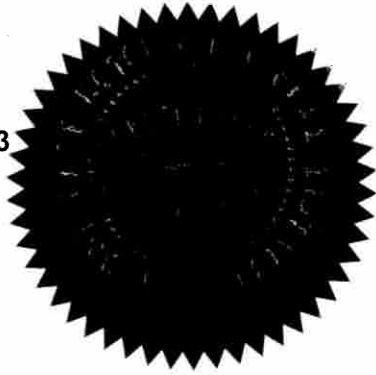
- a. Bylaw No. 598 being "Regional District of Mount Waddington Woss Sewer Rates and Regulations Bylaw No. 598, 2000";
- b. Bylaw No. 637 being "Regional District of Mount Waddington Woss Sewer Rates and Regulations Amendment Bylaw No. 637, 2001";
- c. Bylaw No. 668 being "Regional District of Mount Waddington Woss Sewer Rates and Regulations Amendment Bylaw No. 668, 2002";
- d. Bylaw No. 680 being "Regional District of Mount Waddington Woss Sewer Rates and Regulations Amendment Bylaw No. 680, 2003".

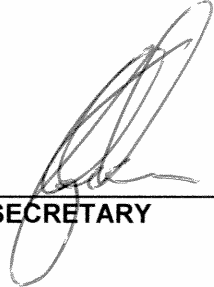
READ A FIRST TIME THIS 19th DAY OF May, 2012

READ A SECOND TIME THIS 19th DAY OF March, 2013

READ A THIRD TIME THIS 19th DAY OF March, 2013

ADOPTED THIS 19th DAY OF March, 2013





SECRETARY



CHAIRPERSON

REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW NO. 835 - SCHEDULE "A"

Application to Connect to the Woss Sewer System

Applicant(s): _____ Check if property owner(s)*

Mailing Address: _____

Land to be Connected: (Legal Description) _____

(Street Address) _____

Type of building(s): Residential Commercial _____
(describe)

Number of units to be serviced: _____ **Plan or Drawing Attached**

I/We hereby make application, to connect the above described property to the Regional District of Mount Waddington's Woss Sewer System. I/We submit the sum of \$_____ connection fee for the installation of the above sewer service connection with the understanding that this sum will be refunded should the application be rejected. I/We further agree that, should the application be accepted, I (we) will pay the Regional District of Mount Waddington any additional actual connection costs in excess of the above connection fee as provided for in Schedule "B". I/We undertake to be bound by rules, regulations and bylaws of the Regional District of Mount Waddington and the BC Building Code and to continuously pay sewer taxes and fees commencing when the connecting up of the above property is made.

I/We understand that all construction costs associated with the connection, including excavation and materials are the responsibility of the property owner.

Dated this ___ day of _____ 20__

Signature of Applicant

Witness to Applicant

** Agents acting on behalf of property owners must provide evidence that the owner has delegated this responsibility to them*

| | |
|---|--|
| <p>For Staff Use:</p> <p>Zoning Designation: _____ Comments: _____</p> <p>OCP Designation: _____ Comments: _____</p> <p>Engineering Requirements:</p> <p><input type="checkbox"/> No concerns with proposed connection</p> <p><input type="checkbox"/> Permitted, subject to meeting additional conditions, attached</p> <p><input type="checkbox"/> Not Permitted due to inadequate system capacity</p> <p><input type="checkbox"/> Not Permitted due to required excessive length of pipe</p> <p><input type="checkbox"/> Not Permitted due for reasons attached</p> <p><input type="checkbox"/> Schedule of additional fixed and or unit costs is attached for proposed connection fees</p> | <p>Folio Number: _____</p> <p>Application Approved:</p> <p>By: _____</p> <p>On: _____, 20__</p> <p>Installation Approved</p> <p>By: _____</p> <p>On: _____, 20__</p> |
|---|--|

REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW No. 835 - SCHEDULE "B"

Fees per parcel for connection to the Woss Sewer System will *be the greater of*:

Actual cost of installation at the time of connecting, which costs shall include construction costs, inspection costs, professional fees and a Regional District Administrative overhead fee of 10%;

OR

\$300.00

REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW NO. 835 - SCHEDULE "C"

Tolls for Sewer Service

1.0 RESIDENTIAL SERVICE TOLL

1.1 DEFINITION

"Unit" means a self-contained dwelling unit consisting of a set of living quarters in which a person or group of persons reside or could reside.

1.2 TOLL

The following toll shall apply to each unit in single family dwellings, house trailers, duplexes, semi-detached residences, apartments, suites, or trailer parks, regardless of whether there is or is not a separate sewer service connection to each unit:

For each unit, for each year or portion thereof \$156.00

2.0 COMMERCIAL SERVICE TOLLS

The following tolls shall apply to each of the following users:

| <u>Description of Use</u> | <u>Tolls for each year</u> |
|---|----------------------------|
| Schools: for each school classroom | \$ 90.00 |
| Stores: for each store | \$ 90.00 |
| Restaurants: | \$ 90.00 |
| Pubs: | \$ 90.00 |
| Garages and Repair Shops: for each garage & repair shop | \$ 90.00 |
| Offices: for each office premise | \$ 90.00 |
| Halls: for each hall | \$ 45.00 |
| Recreation Facilities: for each facility | \$ 45.00 |
| Hotels: for each room | \$ 45.00 |
| All other commercial uses: | \$ 90.00 |

Other sewer fees may be set by agreement

3.0 DISCOUNT

If payment is made within 90 days of the invoice date, 10% of the total will be deducted from the amount payable.