

THE REGIONAL MUNICIPALITY OF HALTON

BY-LAW NO. 184-95

WASTEWATER SYSTEM

TABLE OF CONTENTS

	<u>PAGE</u>
SECTION I <u>DEFINITIONS</u>	9
SECTION II <u>WASTEWATER SYSTEM</u>	12
A. Responsibilities of Commissioner	12
B. Connections to Public Sewer - Application	13
C. Connections to Public Sewer for Land Development - Application and Assumption	13
D. Connections to Public Sewer for Property Outside of the Urban Service Area - Application	13
E. Temporary Connection to Public Sewer	13
F. Installation of Wastewater System and Specifications	14
G. Maintenance of Building Sewer	15
H. Maintenance and Repair of Existing Public/Building Sewer	15
I. Disconnection, Inspection and Replacement of a Wastewater Sewer Lateral Where Demolition of a Structure is Sought	16
J. Construction, Installation, Maintenance and Operation Standards for Wastewater Systems	17
K. Garbage Shredding or Grinding Device	17
L. Improper Connections	17
M. Installation, Maintenance and Operation Standards for Commercial/Industrial Connections	18

N.	Overflows from New Wastewater Pumping Stations	19
SECTION III <u>CHARGES AND BILLINGS</u>		13
O.	Methods of Calculation and Payment Provisions	13
P.	Wastewater Rate Appeals	13
Q.	Offenses & Penalties	14
R.	By-Law Commencement	15
SCHEDULE A - SERVICE PERMIT		
SCHEDULE B - TYPICAL WASTEWATER SYSTEM DRAWING		

THE REGIONAL MUNICIPALITY OF HALTON

BY-LAW No. 184-95

WASTEWATER SYSTEM BY-LAW

A BY-LAW TO REPEAL BY-LAWS 146-77 AND 117-81 AND TO ESTABLISH A BY-LAW RESPECTING THE COLLECTION AND TRANSMISSION OF WASTEWATER, THE ESTABLISHMENT, CONSTRUCTION, MAINTENANCE, OPERATION, IMPROVEMENT, AND EXTENSION OF WASTEWATER SYSTEMS OF THE REGIONAL MUNICIPALITY OF HALTON AND ESTABLISHMENT OF WASTEWATER SEWER RATES AND CHARGES.

WHEREAS The Regional Municipality of Halton has the sole responsibility for the collection and disposal of all wastewater in the Regional Area including the establishment, construction, maintenance, operation and financing thereof and all the provisions of any general Act relating to such collection and disposal of such wastewater and the financing thereof by a municipal corporation or local board thereof and all provisions of such wastewater apply with necessary modifications to the Regional Corporation, pursuant to Section 72(2) of the Regional Municipalities Act, R.S.O. 1990, Chapter R.8.

AND WHEREAS the Regional Council may pass By-laws requiring and regulating the altering, relaying or repairing of wastewater systems, and for making any other regulations that may be considered necessary for sanitary purposes, pursuant to the Municipal Act, R.S.O. 1990, Chapter M.45; Section 210, Paragraph 83 and Section 210, Paragraph 150 and amendments thereto;

AND WHEREAS the Regional Council is desirous of passing such a By-law;

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HALTON ENACTS AS FOLLOWS:

SECTION I

DEFINITIONS

1. In this By-law, the following terms have the following meaning:
 - (a) "**Applicant**" means the **Owner** of lands or his authorized agent requiring services;
 - (b) "**Application**" means an application in the form prescribed by the **Commissioner** by an **Applicant** requesting a connection to the **Wastewater System**;

- (c) **"Building Drain"** means the part of lowest horizontal piping of a wastewater drainage system in or adjacent to a building and which receives the discharge from a waste pipe, or other drainage pipe, and conveys **Wastewater** to the **Building Sewer**;
 - (d) **"Building Sewer"** means that part of a wastewater drainage system outside a building commencing at a point one (1) metre from the outer face of the wall of the building, and connecting the **Building Drain** to the **Public Sewer**;
 - (e) **"Commissioner"** means the **Commissioner** of Planning and Public Works for the Regional Municipality of Halton or his authorized representative;
 - (f) **"Corporate Counsel"** means the **Corporate Counsel** for the Regional Municipality of Halton or his authorized representative;
 - (g) **"Development Agreement"** an agreement between the **Region** and a developer making provision for financial, planning, environmental and other conditions related to the orderly development and phasing of lands;
 - (h) **"Development Process"** includes but not restricted to subdivision **Applications**, land severance **Applications**, rezoning **Applications**, site plan agreements, Parkway Belt and Niagara Escarpment **Applications**, Committee of Adjustment **Applications**, **Service Permit Applications** and official plan amendments;
 - (i) **"Force Main"** means a **Wastewater Main** under pressure by means of pumping;
 - (j) **"Foundation Drain"** means a perforated ground water collection system located at the footing of a building and designed for the purpose of protecting the building and not being part of or connected to the **Wastewater System**;
 - (k) **"Matter"** includes any solid, liquid or gas;
 - (l) **"Monitoring Manhole"** means an accessible private inground structure constructed in accordance with **Regional Standards** remote from a building for the purpose of sampling and observing any **Wastewater** effluent;
 - (m) **"Municipal Employee"** includes an employee, contractor, or agent of the Regional Municipality of Halton;
 - (n) **"Occupant"** includes lessee, tenants, sub-tenant, under-tenant, and his and
-

their assigns and legal representatives;

- (o) **"Owner"** means the **Owner** or **Owners** of freehold **Property** or their authorized agent(s), but does not include a mortgagee unless the mortgage is in possession of the **Property**;
- (p) **"Overflow"** means a pipe or device which discharges effluent from a treatment plant or pumping station to a **storm water** system when that facility exceeds its capacity.
- (q) **"Person"** includes an individual, association, partnership, corporation, municipality, provincial or federal agency, or an agent or employee thereof;
- (r) **"Property"** includes both public and private lands, buildings, structures, boats, vehicles, railway cars, or mobile homes which are located within the **Regional Area** and which may be entitled to a connection;
- (s) **"Property Line"** means the line marking the limits between private and public property.
- (t) **"Public Sewer"** means that part of any **Wastewater** drain, conduit, or pipe owned, operated, maintained, or controlled by the **Region**;
- (u) **"Region"** means the body corporate known as the Regional Municipality of Halton;
- (v) **"Regional Area"** means the area described in s.1. of the Regional Municipalities Act, R.S.O. 1990, R.8, as amended, which includes the Corporations of the City of Burlington, the Town of Oakville, the Town of Milton, and the Town of Halton Hills;
- (w) **"Regional Council"** means the Council for the **Region**;
- (x) **"Regional Standards"** means approved current standards relating to the construction and engineering of **Water**, **Wastewater**, **Storm Sewer**, and road systems, including any standards, specifications, levels of service criteria and any policies and procedures which are approved by the **Commissioner**, from time to time;
- (y) **"Service Permit"** an application for the approval to connect to a Regional waterworks system or **Wastewater System**;
- (z) **"Servicing Agreement"** an agreement between the **Region** and a developer or **Applicant** regarding provision for **Wastewater Main**, water, roads, and

other physical services within the **Region** mandate, set out in the Planning Act (1990) and other legislation the requirement for which is triggered by development;

- (aa) "**Solid Waste**" means unwanted material from the preparation, cooking and dispensing of food and from the handling, storage and sale of produce;
- (bb) "**Storm Sewer**" means a sewer for the collection and transmission of **Uncontaminated Water**, **Stormwater**, drainage from land or from a watercourse or any combination thereof;
- (cc) "**Stormwater**" means water from rainfall or other natural precipitation or from the melting of snow or ice;
- (dd) "**Subdivision Agreement**" an agreement between the **Region** and a developer regarding financial, planning, environmental, and other conditions authorized by the Planning Act (1990) and other related legislation related to a particular plan or plans of subdivision;
- (ee) "**Treasurer**" means the **Regional Treasurer** for the **Region**;
- (ff) "**Urban Service Area**" includes all urban and waterfront areas as defined by the **Regional Official Plan**, including the hamlets of Stewarttown, Glen Williams, Norval and Milton Heights;
- (gg) "**Uncontaminated Water**" means water to which no **matter** has been added as a consequence of its use, or to modify its use, by any person;
- (hh) "**Wastewater**" means only liquid waste containing animal, vegetable or mineral **matter** in suspension or solution but does not include **Stormwater**;
- (ii) "**Wastewater Main**" means a public pipe or conduit for the transmission of domestic, commercial and industrial **Wastewater** or any combination thereof;
- (jj) "**Wastewater Sewer Lateral**" means that part of the **Public Sewer** which connects the **Building Sewer** to the **Wastewater Main**;
- (kk) "**Wastewater System**" means any works for the collection, transmission, treatment or disposal of **Wastewater**, or any part of such works;
- (ll) "**Water Service**" means all of the physical and mechanical equipment and devices, to fully and completely service a **Property** with water;

- (mm) **"Water Meter"** means a device or mechanism which is the **Property** of the **Region** for the purpose of measuring the flow and quantity of water consumed.

SECTION II

WASTEWATER SYSTEM

A. Responsibilities of Commissioner

2. Except as otherwise expressly provided in this By-law, the **Commissioner** is responsible for:
 - (a) the administration and enforcement of all the provisions of this By-law; and
 - (b) the construction, maintenance, operation, improvement, and extension of the **Wastewater System** of the **Region**, as authorized by the **Regional Council**.
3. (1) Subject to subsection 3.(2) hereafter, the **Commissioner** may, in the course of performing his duties enter, pass upon, through, over and under any **Property** in the **Regional Area**.
3. (2) Except in the case of an emergency, the **Commissioner** shall give reasonable notice before entering any **Property** in the **Regional Area**.
4. The **Commissioner** shall have the power to approve the plans and specifications of any work to ensure that the construction of **Wastewater Systems** rigidly comply with **Regional Standards**.
5. (1) The **Commissioner** shall have the power to inspect the work during its construction, and to order such changes as are necessary to ensure that the **Regional Standards** are being enforced.
5. (2) Any person who fails to obey an order of the **Commissioner** under subsection 5. (1) shall be guilty of an offence.
6. The **Region** may upon reasonable notice and reasonable cause, disconnect any **Building Sewer** from a **Public Sewer** and said **Building Sewer** shall not be subsequently reconnected except with the written consent of the **Commissioner**.
7. The **Commissioner** shall have the authority to make minor revisions to this by-law, from time to time, as required.

B. Connections to Public Sewer - Application

8. (1) Where a **Public Sewer** exists in a highway or public easement or public utility corridor, the **Owner** of any abutting or adjacent **Property** which is within the **Urban Service Area** and which may in the opinion of the **Commissioner** be readily serviced therefrom, may make an **Application** as per Schedule "B" attached to this By-law to the **Commissioner** for approval to connect or extend the **Public Sewer**.
8. (2) At the time of such **Application**, the **Owner** shall pay those fees as per Schedule "A" attached to this By-law.
8. (3) The extension, alteration or addition to a **Public Sewer** in a Municipal right-of-way shall be as per the conditions and requirements as set out in the servicing agreement approved by the **Corporate Counsel** and executed by the **Region** and the **Applicant**.

C. Connections to Public Sewer for Land Development - Application and Assumption

9. Connections to existing **Public Sewers** by proposed **Public Sewers** as a result of the subdivision **Development Process**, shall be as per the conditions and requirements as set out in the **Subdivision or Development Agreement** as approved by the **Corporate Counsel** and executed by the **Region** and the **Applicant**.

D. Connections to Public Sewer for Property Outside of the Urban Service Area - Application

10. No **Owner**, local board or local municipality shall be permitted to connect directly or indirectly to a **Public Sewer** nor to any **Wastewater Main** or system of **Wastewater Sewers** tributary thereto, for the use in or about any building, land or premises or any part or parts thereof, situated outside the limits of the **Urban Service Area** unless and until they have obtained permission therefore from the **Regional Council** and an agreement in a form satisfactory to the **Corporate Counsel** has been executed.

E. Temporary Connection to Public Sewer

11. No **Person** shall be permitted to make a temporary connection to any **Public Sewer** within the **Urban Service Area** unless and until he has obtained permission therefore from the **Regional Council** and an agreement in a form satisfactory to the **Corporate Counsel** has been executed.

F. **Installation of Wastewater System and Specifications**

12. Upon the **Commissioner's** approval of an **Application** for a **Service Permit**, the **Applicant** shall undertake the connection to the **Public Sewer**, and the **Applicant** shall prepay the fees associated with the provision of the **Wastewater System** as set out in **Schedule "A"** attached to this By-law.
13. (1) In no case shall a **Person** connect a **Building Sewer** or **Wastewater Sewer Lateral** to a **Force Main**.
13. (2) No **Person** shall connect more than one private **Property** to a **Building Sewer**.
13. (3) Each **Wastewater Sewer Lateral** shall be constructed in accordance with **Regional Standards** and the trench in which such **Wastewater Sewer Lateral** is laid, for its full length to the point at which it is joined with the **Building Sewer** shall be left and remain open until it has been inspected by the **Commissioner**.
13. (4) No **Person** shall connect or put into use any **Wastewater Sewer Lateral** which has not received the inspection referred to in subsection 12. (2) and the authorization referred to in section 11, and has paid the fees referred to in section 11.
13. (5) The **Applicant** shall, at their complete and sole expense, install the required **Wastewater Sewer Lateral** according to current **Regional Standards**.
13. (6) Notwithstanding any other provisions of this By-law or any other By-law, regulation, enactment, or requirement of the **Region**, no **Person** shall connect or attempt to connect a **Wastewater Sewer Lateral** until after all work on the floors and walls of the building in respect of which the **Building Sewer** or **Wastewater Sewer Lateral** is to be constructed has been completed up to the grade level of the lot upon which such building is located.
13. (7) In the case of developments that require an internal **Wastewater** collection system prior to discharge to the **Public Sewer**, such an internal **Wastewater** collection system for the purposes of this By-law shall be treated as a **Building Sewer**.
13. (8) In any residential building in which the **Building Drain** is too low to permit gravity flow of **Wastewater** to the **Public Sewer**, **Wastewater** shall be elevated by a mechanical device and transmitted through a **Force Main**. This **ForceMain** shall discharge to a private manhole at the **Property Line**.

The maintenance of the mechanical device, **Force Main** and the private manhole, shall be the sole responsibility of the owner.

G. Maintenance of Building Sewer

14. (1) An **Owner** whose premises are served by a **Building Sewer** is responsible for the costs of flushing, cleaning, rodding, unblocking, repairing and replacement of that section of the **Building Sewer**. The **Region** is responsible for the flushing, cleaning, rodding, unblocking, repairing and replacement of the **Wastewater Sewer Lateral**.
14. (2) The **Owner** shall install and maintain a cleanout as required by the Province of Ontario Regulation #815/84 as amended by Ontario Regulation #6P75/85 of the Plumbing Code under the Ontario Water Resources Act, R.S.O. 1990 C.040. If a cleanout was not initially installed when the **Building Sewer** was connected to the **Public Sewer**, it shall be installed by the **Owner** at his expense. If a cleanout is not present, the **Region** may refuse to clean the **Building Sewer**.
14. (3) Where an **Owner** fails to maintain the **Building Sewer** in good repair, the **Region** may discontinue the use of the **Public Sewer** by discontinuing the supply of water to the **Property** until such time as any maintenance or repairs are undertaken or completed to the satisfaction of the **Commissioner**.

H. Maintenance and Repair of Existing Public/Building Sewer

15. (1) Where the **Region** cleans or clears a **Building Sewer**, the **Owner** shall be billed as per Schedule "A" attached to this By-law.
15. (2) The **Region** shall not assume liability for damage to furnishings, partitions, and contents which must be moved to gain access to the clean out. The **Owner** or **Occupant** shall be responsible to move furnishings or partitions, cover rugs and flooring which may be damaged or badly soiled by Regional staff gaining access to clear a blockage.
15. (3) The **Region** shall not assume responsibility for damage to plumbing during the cleaning operation. If a proper cleanout is not available, and rodding must be done through floor drains, or a waste stack, the **Region** assumes no responsibility. If a fixture must be removed it is the **Owner's** or **Occupant's** responsibility to remove it before the **Region** would commence work. The **Region** shall not rod from a clean out in excess of one (1) metre above the floor elevation for safety reasons.

15. (4) If a cleanout is not available and floor drains must be broken to gain access to the **Building Drain/Sewer**, the **Owner** must give permission for the floor to be dug up and the **Owner** must make their own arrangements and assume responsibility for all necessary repairs.
15. (5) After a back-up of any kind, Regional staff may assist in cleaning the bulk of the **Wastewater** only.
15. (6) If frequent blockages occur in, or if repairs are required to, a **building sewer**, the Region will not rod or clean the **building sewer** until the owner has repaired or replaced the **building sewer** at their sole expense.
15. (7) Charges shall be based on the following criteria:
 - (a) The **Owner** shall be billed for the clearing of any blockage caused by objects of any kind, originating from the **Building Drain/Sewer** into the **Public Sewer**.
 - (b) If the problem is found to be caused by tree roots at any location in the **Public Sewer**, the cost for the clearing shall be borne by the **Region**. If the problem is in the **Building Sewer**, the **Owner** is responsible for the cost of clearing that portion. This applies regardless of the location of the trees in the vicinity.
 - (c) The **Region** shall only assume responsibility for damaged or broken pipe in the **Public Sewer**.
 - (d) The **Owner** must accept responsibility for any and all problems occurring at the connection at the **Property** line.

I. **Disconnection, Inspection and Replacement of a Wastewater Sewer Lateral Where Demolition of a Structure is Sought**

16. (1) In the case where an existing **Wastewater Sewer Lateral** is no longer required as a result of a demolition, the **Wastewater Sewer Lateral** shall be disconnected at the **Wastewater Main** by the **Region**.
16. (2) In the case where an **Applicant** makes a request to continue to use the existing **Wastewater Sewer Lateral** notwithstanding the demolition of a building, the exposure or viewing of the **Building Sewer/Wastewater Sewer Lateral** at or to the **Property** line is required. The **Applicant** shall, at their complete and sole expense, arrange for this exposure or viewing to enable the **Region** to ensure the **Wastewater Sewer Lateral** is in accordance with current **Regional Standards** and is subject to a **Service**

Permit. It shall be the responsibility of the **Applicant** to upgrade such service to comply with these current **Regional Standards** at the complete and sole cost of the **Applicant**. This work is to include the disconnection from service of the existing **Wastewater Sewer Lateral** at the **Wastewater Main** in accordance with **Regional Standards**.

16. (3) Where an **Applicant** proposes to change the use of lands or premises, where the proposed use will increase the **Wastewater** flow, the **Wastewater Sewer Lateral** shall be upgraded to current local Area Municipality and **Regional Standards**. Such an upgrade is subject to a **Service Permit** at the time of site plan approval.
16. (4) With respect to the roadways, curbs, sidewalks, sodding and other works disturbed during the replacing of the **Wastewater Sewer Lateral**, the **Applicant**, is responsible for reinstating same to its original condition, at their complete and sole cost, and to the satisfaction of the appropriate road authority.

J. **Construction, Installation, Maintenance and Operation Standards for Wastewater Systems**

17. No **Person** shall construct, install, maintain or operate a **Wastewater System** except in compliance with **Regional Standards**. The foregoing requirements shall be in addition to and concurrent with any other requirements that may be prescribed by the Ontario Water Resources Act, R.S.O. 1990, C.O40, as amended.
18. The **Commissioner** may consider alternate, non-standard locations for **Public Sewers** subject to the approval of the local road authority.
19. Unless authorized by the **Commissioner**, no **Person** shall use a **Building Sewer** to remove **Wastewater** from more than one **Property**.

K. **Garbage Shredding or Grinding Device**

20. (1) No **Person** shall install a garbage shredding or grinding device or other such device without first receiving written authorization or permission of the **Region** to do so.
20. (2) All such garbage shredding or grinding devices shall be maintained and operated in a manner so not to produce wastes in a size that would readily accumulate in or block the **Public Sewer**.
20. (3) Where it is determined by the **Commissioner** that material processed by a garbage shredding or grinding device caused a blockage in the **Public**

Sewer, the **Owner** will be charged for the costs incurred for the repair and or cleaning as well, the **Owner** would be guilty of an offence, under this by-law.

20. (4) The **Commissioner** may revoke his consent, for the garbage shredding or grinding device, at any time without notice for any premises.

L. **Improper Connections**

21. (1) Any rainwater leader or other **Stormwater** pipe connected to a **Public Sewer** in violation of this By-law shall be disconnected by the **Owner** within sixty (60) days of the date of notification by the **Commissioner**. In the event that the improper connection is not corrected within this period of time, the **Region** may discontinue the illegal discharges and charge the **Owner** for the expenses incurred by the **Region**.
21. (2) No **Person** shall discharge foundation drains or other piping systems which collect storm or ground water to a **Public Sewer**.
21. (3) No **Person** shall permit water from surface drainage to gain access to a **Public Sewer** by ditches or channels directing water to any point of access.
21. (4) No **person** shall discharge **uncontaminated water** used for air conditioning cooling to a **Public Sewer**.

M. **Installation, Maintenance and Operation Standards for Commercial/Industrial/Institutional/Multi-Residential Connections**

22. (1) The **Owner** or **Occupant** of Commercial/Industrial/Institutional or Multi-Residential premises, having one or more connections to a **Public Sewer** shall, at their sole expense, install and maintain in good repair in each connection a **Monitoring Manhole**, the suitability of which shall be approved by the **Commissioner** in order to allow for the observation, sampling and measurement of the flow of **Wastewater** therein.
22. (2) Where installation of a **Monitoring Manhole** is not possible, an alternative device or facility may be substituted with the approval of the **Commissioner**.
22. (3) The **Owner** or **Occupant** of Commercial/Industrial/Institutional or Multi-Residential premises requesting a connection to a **Public Sewer**, without having a connection to the **Region's** water system shall install a **Wastewater** metering device for the purpose of measuring **Wastewater** volumes and billing. The installation and maintenance of this **Wastewater**

metering device shall be the sole responsibility of the **Owner** or **Occupant**.

23. The **Monitoring Manhole** or alternate device shall be located on the **Property line**.
24. Every **Monitoring Manhole**, device or facility installed as required shall be:
 - (a) designed and constructed in accordance with **Regional Standards**; and
 - (b) maintained by the **Owner** of the premises at his complete and sole expense.
25. (1) The **Commissioner** may require an **Owner** or **Occupant** of commercial/industrial/ institutional or multi-residential premises to install devices to monitor **Wastewater** discharges and to submit regular reports regarding the said discharges to the **Region** as set out in the **Regional Municipality of Halton Sewer Discharge By-law #192-89**, or any subsequent revisions thereto.
25. (2) Any **Person** who fails to meet the request of the **Commissioner** under subsection 25.(1) shall be guilty of an offence.
26. The **Owner** of Commercial/Industrial/Institutional, or Multi-Residential premises shall at all times ensure that each and every **Monitoring Manhole**, device or facility be accessible at all times to the **Commissioner** for the purpose of observing, sampling and measuring the flow of **Wastewater** therein.
27. Grease, oil and/or sand interceptors shall be provided by and at the expense of the **Owner** or **Occupant** for all premises engaged in but not necessarily limited to the following: garages; gasoline service stations; vehicle and equipment washing establishments; food preparation establishments; restaurants; etc. unless in the opinion of the **Commissioner** such an interceptor in a particular case is not required.
28. All grease, oil and/or sand interceptors shall be maintained by the **Owner** or **Occupant** at his expense in continuously efficient operation at all times. Grease, oil and/or sand entering a **Public Sewer** shall be removed at the expense of the **Owner** or **Occupant**.
- N. **Overflows from New Wastewater Pumping Stations**
29. **Wastewater Overflows** for new construction are no longer approved by the Ministry of Environment and Energy.

SECTION III

CHARGES AND BILLINGS

O. Methods of Calculation and Payment Provisions

30. (1) All consumers of water discharged to a **Public Sewer** shall be billed a **Wastewater** charge in accordance with the rates and charges as set annually by **Regional Council** through a separate by-law.
30. (2) **Owners** shall be responsible to pay those rates and charges as set annually by **Regional Council** and which are incurred for a **Property** by their tenants, inmates, lessees, licensees, occupants and consumers, in accordance with the Municipal Act, R.S.O., 1990, M.45, Sec. 222 (3).
31. When establishing the annual **Wastewater** rates and charges, it will be recognized that not all of the metered water used by consumers enters the **Wastewater System**. The rates are set, using billed water consumption.
32. The register of the water meter shall be the prima facie evidence of the amount of **Wastewater** discharged into the **Wastewater System**.
33. All multiple unit residential accommodations in the **Region** are classified "domestic" for the purpose of **Wastewater** billing.
34. Until such time as a consumer provides written notice to the **Commissioner** of his desire to discontinue **Water Services**, and such **Water Services** are in fact discontinued, the **Wastewater** rates and charges as prescribed by **Regional Council** shall continue to be charged to the consumer by the **Region** provided the customer is in fact connected to the **Region's** wastewater system.

P. Wastewater Rate Appeals

35. **Wastewater** rate appeals from residential consumers will not be accepted.
36. Where it is absolutely clear that a consumer is not connected to the **Wastewater System**, **Regional** staff shall exempt the **Owner or Occupant** from **Wastewater** rates. **Regional** staff shall advise the appropriate billing agency that **Wastewater** rates will not apply and full adjustments will be made retroactive to January 1 of the current year.
37. **Wastewater** rate appeals will only be considered from industrial/commercial consumers for reductions in **Wastewater** charges. This shall be based on the flow differential between metered consumption and the volume of effluent discharged

into the wastewater system as determined in a manner satisfactory to the **Commissioner**. Applicants must demonstrate a minimum of 25% differential in order to be eligible for consideration for a wastewater charge abatement. Water used for grounds maintenance/lawn watering will not be considered eligible for inclusion in such calculations.

38. **Wastewater rate appeals will be reviewed and followed up by Regional staff. All processing costs incurred shall be borne by the applicant.**
39. **Successful Wastewater rate appeals by industrial/ commercial consumers will have their Wastewater billings adjusted by multiplying the actual metered water consumption by a minimum of 25% to a maximum of 75%.**
40. **It is the responsibility of the industrial/commercial consumer to notify the Region of any changes which would affect the validity of their present billing procedure.**
41. **Reduced billing for an industrial/commercial consumer will terminate when the consumer vacates the Property. Any new consumer would then be required to reapply to the Region if they believe they are eligible for a reduced Wastewater charge.**

Q. Offenses & Penalties

42. **No Person or Persons shall:**

- (a) **Obstruct, hinder or interrupt, or cause or permit to be obstructed, hindered or interrupted, by himself or herself or any other person, any Municipal Employee in the exercise of any of the powers conferred by this By-law; or**
- (b) **Maliciously or negligently break, obstruct, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment forming part of or used in the Wastewater System of the Region.**

43. **Every Person who contravenes any provision of this By-law shall be guilty of an offence and on summary conviction shall be liable to a fine of not more than ten thousand dollars (\$10,000) for a first offence and twenty five thousand dollars (\$25,000) for any subsequent offence in accordance with Section 322 of the Municipal Act - R.S.O. (1990) M.45.**
44. **Notwithstanding paragraph 42 above, where a corporation contravenes any provision of this By-law, it shall be guilty of an offence and on summary conviction shall be liable to a fine of not more than fifty thousand dollars (\$50,000) for the first offence and one hundred thousand dollars (\$100,000) for any**


subsequent offence.


45. Each day that a **Person** (or a corporation) contravenes any provision of this By-law constitutes a separate offence.
46. All costs incurred to repair the damage caused and the fine levied, under the **Commissioner's** authorization may be recovered by action or added to the collector's roll of the area municipality and collected in the same manner as taxes are collected.

R. **By-law Commencement**

47. By-laws 146-77 and 117-81 are hereby repealed.
48. This By-law comes into force on the day of the final passing thereof.

READ a FIRST, SECOND AND THIRD time and passed this 13th day of September, 1995.


REGIONAL CHAIRMAN


REGIONAL CLERK

SCHEDULE 'A' to BY-LAW NO. 184-95

1. Residential and Commercial/Industrial Wastewater Surcharge

Wastewater surcharges, as set out below, are effective for all accounts rendered by the Regional Municipality of Halton for all bills issued on or after January 1, 1995, based on water consumed subsequent to December 31, 1994. Each metered service shall be as a separate consumer.

<u>Size of Water Meter</u>	<u>Residential Basic Monthly Charge Effective January 1, 1995</u>
15 mm (under 1")	\$ 5.26
25 mm (1")	9.17
31 mm (1 ¼")	13.98
38 mm (1 ½")	16.36
50 mm (2")	38.13
63 mm (2 ½")	57.39
76 mm (3")	69.33
101mm (4")	120.19
152 mm (6")	308.41
203 mm (8")	496.66
254 mm (10")	620.94

Usage Charge Per Cubic Metre 43.36 ¢/m³
(Applicable to a maximum of 60 m³ per month per residential unit)

Commercial/Industrial
Basic Monthly Charge
Effective January 1, 1995

<u>Size of Water Meter</u>	<u>All Area Municipalities</u>
15 mm (under 1")	\$ 5.26
25 mm (1")	18.29
31 mm (1¼")	26.12
38 mm (1½")	30.02
50 mm (2")	65.65
63 mm (2½")	97.26
76 mm (3")	117.06
101 mm (4")	200.16
152 mm (6")	508.66
203 mm (8")	817.14
254 mm (10")	1,020.81

Usage Charge Per Cubic Metre 43.36¢/m³

2. On all overdue accounts, the charge for late payment will be 5% of the original amount billed.
3. The fee for cheques which are returned to the Region unhonoured and marked N.S.F. is \$10.00.
4. (a) Wastewater Service tapping fees shall be prepaid before a connection permit is issued.
 - (b) All wastewater services are tapped ONLY by the Region. The applicant is responsible for supply and installation of ALL material and excavating to the Region's standards and specification.
 - (c) Tapping fees shall be paid by applicants in the amount of \$198.00.
5. (a) The charge for clearing a wastewater lateral (on private property) is \$98.00.
 - (b) The charge for a new wastewater lateral inspection is \$50.00.
6. The fee for septic tank disposal in the Region's wastewater system is \$3.00/500 gallons (\$1.32/m³).

7. The fee for investigating and determining the percentage discount for commercial/industrial wastewater surcharge abatement pursuant to FIN 118/88 is \$750.00. This fee applies to both the initial investigation as well as subsequently required abatement level reviews.