

**Village of Val Marie**  
**Bylaw 5-21**  
**A BYLAW TO PROVIDE FOR SEWER USE & MANAGEMENT**

**OFFICE CONSOLIDATION**

**FOR REFERENCE PURPOSES ONLY –  
NOT A CERTIFIED TRUE COPY OF THE ORIGINAL**

This Bylaw was adopted on January 19, 2022 and has been amended on April 19, 2023 by Bylaw 2023-07.

## A BYLAW TO PROVIDE FOR SEWER USE AND MANAGEMENT

The Council of the Village of Val Marie in the Province of Saskatchewan enacts as follows:

### Short Title

1. This Bylaw may be cited as *The Sewer Management Bylaw*.

### Definitions

2. In this Bylaw:
  - a. **"administrator"** means the Administrator of the Village of Val Marie pursuant to *The Municipalities Act*.
  - b. **"authorized person"** means an employee or contractor of the Village with authorization to perform work on behalf of the Village.
  - c. **"backflow prevention valve"** means a valve in the portion of the property owners plumbing system known as the building drain, which is installed downstream of any connection and which is intended to prevent reverse flow from a public sewer into the sewer portion of the building plumbing system.
  - d. **"Council"** means the Council of The Village of Val Marie.
  - e. **"Owner"** means a person who has the right, title, title estate, or interest in land or improvements other than that of a mere occupant, tenant, or mortgagee.
  - f. **"Private sewage disposal system"** means a privately-owned apparatus or system for the treatment and disposal of sewage as defined in *The Private Sewage Works Regulations*.
  - g. **"Property"** means
    - i. All or part of any parcel of land, as defined in *The Land Titles Act, 2000*, on an approved plan;
    - ii. A number of parcels of land, as defined by *The Land Titles Act, 2000* that are assessed together;
    - iii. Any area of land use for a single assessment and includes all buildings or other structures located on a parcel of land.
  - h. **"sanitary sewer system"** means a sewer for the collection and transmission of domestic and non-domestic sewage and into which storm, surface and ground waters are not intentionally admitted.
  - i. **"service connection"** means the part of the sewer system that runs from the main lines of the sewer system to a building or other place on a property for the purpose of providing sewer services to the parcel, and includes the connection to the main line and couplings, and other apparatuses inside the building or other place for the provision of the sewer service.

### Purposes of Bylaw

3. The purposes of this Bylaw are to:
  - a. Provide for regulation of the Village's sanitary sewer system;
  - b. Regulate direct and indirect discharges to any part of the sanitary sewer system;
  - c. Prevent damage to or misuse of the sanitary sewer system;
  - d. Set conditions required for connection to the sanitary sewer system;
  - e. Protect human health and safety;
  - f. Protect the environment.

### Public Utility Service

4. The works established for the collection, transmission, treatment and disposal of sewage pursuant to the provisions of the Act are a public utility.

### Delegation of Authority

5. The administration and enforcement of this Bylaw is hereby delegated to the Administrator.
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6. The Administrator is authorized to further delegate the administration and enforcement of this Bylaw to other municipal employees as required.

#### **Responsibility**

7. Unless otherwise specified, the owner of a property, including land, buildings and structures, shall be responsible for carrying out the provisions of this Bylaw and shall ensure compliance with the provisions of the Bylaw.

#### **Private Sewage Works Construction**

8. Where the sanitary sewer system is not accessible or available to a property, the disposal system shall be connected to a private sewage disposal system complying with *The Public Health Act, 1994* and *The Private Sewage Works Regulations, 2011*.
9. The system referred to in section 8 shall not contain a septic field or absorption field due to the shallow groundwater aquifer that is utilized within the Village.
10. No person shall construct a private sewage work without providing prior written authorization from the Village.
11. The owner of a private sewage work shall, at the expense of the owner, operate and maintain the private sewage work in a sanitary condition.
12. No person shall connect a septic tank to the sanitary sewer system without prior written approval from the Village.
13. No person shall permit any sludge or deposit contained in any septic tank to enter into the sanitary sewer system.
14. The Village shall not be liable for the failure or maintenance of any private sewage work.

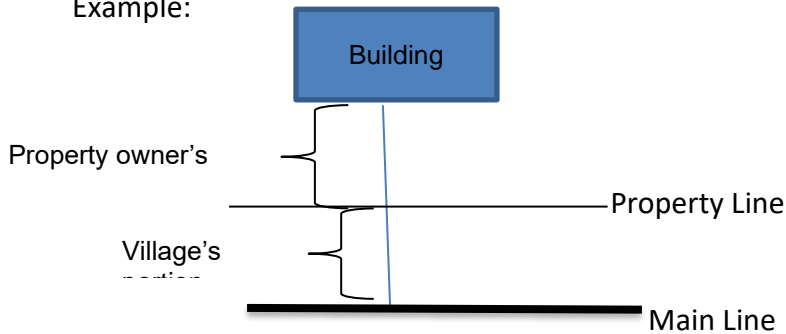
#### **Connection to Sanitary Sewer System**

15. All buildings or premises constructed, or if any substantial renovations are completed to improve a property after the passing of this Bylaw, shall be connected to the Village's sanitary sewer system provided there is reasonable access to the system.
  16. Service connections may be installed at a vacant or unimproved property upon request by the owner of the property.
  17. The Village shall determine the location of the sewer connection at or near the boundary of the property.
  18. The Village shall be responsible for ensuring the construction, maintenance, repair, and/or replacement of the sewer connections from the Village's main line to the boundary of the owners property meets municipal standards and may enter any land for that purpose.
  19. The owner of the property shall be responsible for the construction, maintenance, repair and or replacement of the sewer service connection from the boundary of the property to anywhere on, under, or above their property.
  20. The sanitary service connection mentioned in section 19 shall be approved and inspected by an Authorized Person of the Village, with the service connection work to be done in accordance with generally accepted plumbing regulations.
  21. If the owner of a property fails to comply with the requirements of section 19 or 20 of this bylaw, or if the Village is not satisfied with the construction, maintenance, repair, or replacement of a service connection by an owner; the Village may order the owner to construct, maintain, repair, or replace the service connection of the sanitary sewer in accordance with the instructions of the Village within a specified time.
  22. If an owner does not comply with any order of the Village that may be made pursuant to Section 21 to the satisfaction of the Village within the specified time, or in an emergency, an Authorized Person of the Village may enter any land or building, including the owner's property and buildings, to construct, maintain, repair, or replace the service connection and shall within a reasonable period of time and to the extent reasonably possible restore any property entered for that purpose to the same condition as existed prior to the Village's entry.
  23. The costs and expenses incurred by the Village relating to the construction, maintenance, repair or replacement of the service connection as contemplated
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by Section 22 shall be and are deemed to be amounts owing to the Village by the owner of the property, unless otherwise determined by the Town.

24. At the time of new development, if there is pre-existing sanitary sewer service to the property for one service connection and the property owner would like to utilize that line, the Village will co-ordinate a video inspection of the line to determine its condition. The cost of this inspection will be shared 50% Village and 50% property owner.
25. The property owner is responsible for the cost of installation and replacement of sanitary sewer connection from their building to the property line, and the Village shall be responsible for the for the cost of installation and replacement of the sewer connection from the property line to the Village's main line.

Example:



26. When the re-lining process is utilized it will be cost shared as outlined in section 25.

#### **Use/Maintenance/Blockages**

27. Every owner or occupant shall take every precaution not to cause a blockage in the sewer service line between the building and the sanitary sewer main.
28. All expenses for cleaning or clearing of blocked sewer service connections shall be the responsibility of the owner or occupant of the property regardless of whether the problem occurs on Village or private property.
29. No person shall deposit, discharge directly or indirectly any substance listed in "Schedule A – Prohibited Waste" of this Bylaw.
30. All premises connected after the passing of this Bylaw shall install a backflow prevention valve in order to mitigate the risk of sewer back-up.
31. No person shall transport, discharge, permit or cause to be discharged into the sanitary sewer system any trucked liquid waste.
32. Every owner or operator of a restaurant or other commercial food preparation facility shall take all necessary measures to ensure that oil and grease are prevented from entering the sanitary sewer system in excess.
33. Every owner of a vehicle or equipment service station or any establishment where motors/motor vehicles are repaired or maintained shall take all necessary measures to ensure that motor oil and lubricating grease are not passed into the sanitary sewer system.

#### **Billing Start and End**

34. Sewer Utility Charges shall commence from the time that the service line is uncapped and open to receive drainage by an authorized person of the Village, irrespective as to when the plumbing fixtures are installed.
35. For lots with Recreational Vehicle Permits Sewer Utility Charges shall commence from the time the permit is issued.
36. 27. One accessory building per property is permitted to be tied into the existing sewer line and not result in additional sewer billing. An example of an accessory building is: a garage, cabin, or other building that may have sleeping accommodations. The accessory building is permitted to contain: one bathroom including a toilet, sink, and shower/tub, one kitchen including a one double sink. The accessory building cannot contain laundry facilities/appliances.

37. Sewer Utility Charges will continue consecutively until:

- a. either the improvements on a property are removed and the sewer line has been capped and marked as approved by an authorized person of the Village; or
- b. in the case of a person desiring to cease sewer billing but not removing improvements from their property, a \$2,000 disconnect fee has been paid. An authorized person of the village must inspect the property to verify that all fixtures that may cause drainage have been removed from the improved property; or
- c. In the case of properties with a Recreational Vehicle Permit, billing will be in place for the duration of the permit.

**Infractions**

- 38. Where the Administrator or other appointed Designated Officer of Council believes that a person has contravened any provision of this Bylaw, he may serve upon such person a Bylaw Violation Notice as provided by this section either personally or by mailing or leaving same at his last known address and such service shall be adequate for the purpose of this Bylaw.
- 39. Such notice shall be deemed to have been served:
  - a. on the expiration of twenty-four hours after it is posted, if the notice is mailed;
  - b. on the day of actual delivery, if the notice is served personally; or
  - c. on the business day following the transmission, if given by facsimile.
- 40. A Bylaw Violation Notice shall be in such form as determined in Schedule B and shall state the section of the Bylaw, which was contravened, and the amount, which is provided in Clause 39. (a.) (b.) (c.) that will be accepted by the Municipality in lieu of prosecution.
  - a. \$1,000 for the first offence;
  - b. \$2,000 for the second offence;
  - c. \$3,000 for the third offence occurring within 12 months of the second offence.
- 41. Upon production of a Bylaw Violation Notice issued pursuant to this section within twenty (20) days from the issue thereof, together with the payment of the fee as provided in Clause 39 to the Administrator of the Municipality, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was issued.
- 42. Notwithstanding the provisions of this section, a person to whom a Bylaw Violation Notice 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.

**Offences and Penalties:**

- 43. Any person who contravenes any provision of this bylaw is guilty of an offense and is liable on summary conviction to a fine of not more than:
  - a. \$5,000 for the first offence; and
  - b. \$10,000 for each subsequent offence occurring within 12 months of the first offence.

**Severability**

- 44. Should any section or part of the Bylaw be found to have been improperly enacted, for any reason, then such section or part shall be regarded as severable from the rest of the Bylaw and the Bylaw remaining after such severance shall be effective and enforceable as if the section or part found to be improperly enacted has not been enacted as part of the Bylaw.

**Repealing Clause**

- 45. Bylaw 2-16 is hereby repealed.

Read a first time this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.  
 Read a second time this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.  
 Read a third time this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

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Mayor

[SEAL]

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Administrator

## **Schedule A – Prohibited Waste**

1. The following waste is prohibited from entering the sewer collection system:
    - Any manure, bones, hides, animal or fish fat or flesh, entrails, feet, hoves, eggshells, or animal fleshings from tanning operations.
    - Any noxious or malodorous substance capable of creating a public nuisance.
    - Any solid substance which may impair the operations and maintenance of the sanitary sewer system.
    - Biomedical waste, pathological waste, or waste pharmaceuticals.
    - Food waste other than properly shredded food waste discharged from a residential garbage disposal unit.
    - Gasoline, diesel, or any fuel oil that is ignitable, flammable or explosive.
    - Trucked liquid waste.
    - Any matter that is corrosive or hazardous and capable of damaging structures, equipment, treatment process or people.
    - Radioactive material.
    - Pesticides including insecticides, herbicides and fungicides.
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**Schedule B – Bylaw Violation Notice**

Reference No. \_\_\_\_\_

VILLAGE OF VAL MARIE  
BYLAW VIOLATION NOTICE

Name	
Address	

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. _____	
Section #:	
Offence:	
Voluntary Payment:	

DETAILS OF ALLEGED BREACH OF VIOLATION:

- Date and time of violation
- Other particulars

PENALTY:

Take notice that you may remit a voluntary payment to the Municipality in the amount stipulated above to avoid prosecution for this offence.

Payment may be made in person at the municipal office or by mail to:

- PO Box 178, Val Marie, Saskatchewan S0N 2T0

If the voluntary payment indicated above is not received by [specified date], a summons requiring your appearance in provincial court will be issued.

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