

TOWN OF MARYSTOWN
WATER AND SEWER REGULATIONS

PUBLISHED BY AUTHORITY

The following regulations have been made by the Town Council of Marystown under the provisions of the Municipalities Act, Chapter M-24, S.N. 1999, and were approved on the 20th day of March, 2001.

REGULATIONS

1. Interpretations: In these regulations unless the context otherwise requires:
 - (a) "Act: means the Municipalities Act, Chapter M-24, S.N. 1999.
 - (b) "Town" means the Town of Marystown as defined by Order in Council.
 - (c) "Council" means the Town Council of the Town of Marystown.
 - (d) "System" means the public Water Supply and Sewage System of the Town Council of Marystown as the owner and operator of plant and equipment for the procurement, transmission or delivery of water to the public and for the collection, conveyance, and disposal of sewage.
 - (e) "Property owner" means any person, firm or corporation who or which contracts to be supplied with water or for the disposal of sewage by the System.
 - (f) "Domestic Service" means the type of service supplied to the owner, occupant or tenant of a space or area occupied for the distinct purpose of a dwelling house, rooming house, apartment, or other residence.

- (g) "Commercial Service" means any services other than domestic as herein defined.
 - (h) "Inspector means any person appointed as such by Council.
 - (i) "Service Stub" means a service pipe connected to the system and extending to the property line of the property owner.
2. These regulations shall apply only in the area or areas of Town in which water and/or sewage service is provided by the Council. Section 130 of the Municipalities Act empowers the Town to impose a water and sewage tax upon the owners of all real property located inside or outside the Municipality that is either connected to the system or is capable of being serviced by the system. This mandatory provision applies to all real property including all vacant land that is capable of being serviced.
 3. Council shall not be responsible for any loss or damage from flooding by water occasioned by rain storms, thaws, or breakage, or blockage of any water main or sewer or from any cause over which Council has no control.
 4. The owner of a building or other premises which is within two (200) feet of the System shall, within 12 months of the installation of the mains in his area, have such building or other premises connected to the system, provided that:
 - (a) No water and/or sewage service shall be provided by the System until the prospective property owner has signed a regular application form, and received a permit for the work.

- (b) No building or other premises which is more than five hundred (500) feet from the System shall be connected to the System by individual service pipes.
 - (c) Both water and sewage service is available to the property owner.
 - (d) No prospective property owner who is in arrears of Municipal Service Fees or other taxes shall have his premises connected to the System.
 - (e) Hook up is technically feasible.
5. Property owners shall be assessed an annual rate for Water and Sewage Services, the current amount of which may be ascertained by contacting the Town Hall.
 6. Bills for water and sewage rates shall be rendered annually. Property owners in arrears of water and sewage assessments may have their services discontinued, as prescribed elsewhere in these regulations, and the Municipalities Act.
 7. The contract between the Town and the property owner, as implied by their respective delivery and use of water, and the disposal of sewage, as well as the payment therefore, shall be for a period of one year, and therefore shall be self-renewing from month to month, expiring on thirty days (30) days written notice from either party.
 8. No property owner shall permit the improper use or waste of water, nor the discharge of material harmful to the system into the sewers. Water may not be sold to others and may be given away only under condition and for such purposes as may be approved by the Town in writing.
 9. (a) No person except an authorized employee of the Town, while in the performance of his/her duties, shall open, enter, injure or disturb any manhole,

chamber, control panel or any other component of the System, nor shall any unauthorized person open, close, make connection to, nor draw water from or in any way disturb or injure any valve, pipe, meter, curb stop, fire hydrant, or any other component of the System.

- (b) Any contractor or individual who in the process of erecting a building, making land alteration, installing service lines, or for any reason what-so-ever, cuts, breaks, obstructs, or otherwise interferes with any manhole, valve, control, hydrant, or any other component of the System without the permission of the Town shall be liable for the cost of repairs to the System, unless some prior written contract has been made in reference to the particular work.

- (c) The work of connecting a building or other premises to the system will be performed as follows:
 - 1. The connection of sewage and water supply pipes to the System shall be done by employees of the Town, or by a contractor or person engaged by the Town for that purpose.

 - 2. Service stubs will be installed by the above representatives of the Town from the mains to a point which is a maximum of thirty-three (33") from the centre of the street, with the exception this may be increased to a maximum of one-half the width of any street reservation exceeding sixty-six (66') feet.

The location of this point shall be specified by the owner on his application for service, so that the service stub is brought to the location most convenient for his purposes. The Town reserves the right, however, to change the recommended location if service to that point is found to be technically unfeasible.

3. The work of extending the service stub into a building or premises, installing the required septic tank, and connecting to the internal plumbing system to the specifications and inspection procedures as provided here after is the responsibility of the property owner.
 4. When the complete service is fully operable, and all provisions of these regulations have been met, the water services will be turned on by an employee of the Town.
- d. The cost of the property owners connection to the system shall be borne as follows:
1. Buildings or other premises in existence at the time of installation of the water and sewage mains to which they will be connected shall have the service stubs therefore installed at the expense of the Town.
 2. Vacant lands, less than 100' street frontage, in existence at the time of installation of the water and sewage mains, shall have a service stub installed at the expense of the Town. Vacant lands, in excess of 100' street frontage, will be subject to Subdivision Regulations as outlined in the Town's Development Regulations.
 3. Property owners requesting services to new buildings or premises constructed after the installation of the mains or for services to vacant lands, to which they will connect, shall pay the full cost of installing the service stub, plus the costs of repairs to any pavement that may have to be cut. The estimated cost of labour, materials and equipment hire for installation of the service shall be determined by the Town and work shall not commence until a deposit of \$500.00 is made to the Town. In addition, if pavement on a Town Street has to be cut, the property owner shall pay \$5.00 per square foot, plus taxes, if applicable, to effect repairs.

This will be determined by allowing for a maximum five (5') feet wide cut for installation of a normal service multiplied by the length of the cut. The estimated cost of this cut shall be determined by the Town and work shall not commence until a deposit of a further \$500.00 is made to the Town. If the actual cost is greater than the deposit, the balance is due on completion of the service stub installation and must be paid by the property owner to the Town before water service is turned on. If a refund is due to the property owner, a cheque will be issued by the Town or the amount can be applied against taxes if the owner desires.

4. In all cases, the property owner must bear the full cost of his own work in extending the service stub to his building, and connecting thereto, in addition to the costs incurred by the Town.
- e. All work done by the property owner in extending the service stub into the owners premises, and making connections there to shall be done in accordance with these regulations and the Town's standard drawings, and shall be subject to inspection by the Town as outlined following:
1. After all pipe and fittings and the septic tank have been installed, connected and bedded up to the mid-diameter as hereinafter specified, but before backfilling is commenced, an inspection of the work will be made by the Town.
 2. If backfilling is done before the inspection is made, the Town or owner will uncover the work at owner's expense for inspection before the service is activated. If the owner fails to uncover the work, the Town has the authority to do so, and any expenses incurred by the town to uncover the work, must be paid before the service is activated.

3. It shall be the duty of the property owner to notify the Inspector when the work is ready for inspection.
 4. The inspection shall be done within two (2) working days of receipt of notice requesting the inspection.
 5. Backfilling operations may not commence until the property owner has received written approval of the work from the Inspector, which approval shall be given at the time of the inspection, or within one (1) working day of inspection provided that the work is satisfactory.
 6. If the work is not found to be satisfactory, it shall be the property owner's responsibility to have the work completed to the standard acceptable to the Town, in accordance with a Deficiency List which the Inspector will give to the property owner. The work will then be re-inspected when the deficiencies have been made good.
 7. The service will not be activated until the property owner has received approval of the work, and the excavation has been backfilled.
 8. At all reasonable times during the period of the property owner's receipt of the water and/or sewage service from the Town, the Inspector may, upon request made to the owner or occupant, enter and have free access to all parts of any building or premises to which service is provided.
- f. No person, unless authorized by the Council in writing shall connect or have connected any building basement floor drain to a sewer main (or a service pipe therefrom), and every such connection made without such authorization before the enactment of these Regulations shall be deemed to be in contravention of these Regulations.