

TOWNSHIP OF WILMOT

BY-LAW NO. 73-57

BY-LAW REQUIRING THE CONNECTING OF BUILDINGS TO SEWAGE WORKS AND WATER WORKS IN THE TOWNSHIP OF WILMOT.

THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WILMOT ENACTS AS FOLLOWS:

1. In this By-law

(a) "Building" means every building which

(i) is located within 300 feet of a sewer or water main,

-or-

(ii) is located on a parcel of land abutting on a public highway or street in which a sewer or water main is located or a parcel of land not more than one foot from a public highway or street in which a sewer or water main is located,

-and-

- (iii) 1. contains, or is required by any other by-law, regulation or statute to contain, any sleeping, eating or food preparation facilities, or
2. contains or is required by any other by-law, regulation or statute to contain, any washing or toilet or cleaning facilities, or
3. is connected, or is required by any other by-law, regulation or statute, to be connected, to a water supply, or water works, or
4. is connected or is required by any other by-law, regulation or statute to be connected, to a drain or sewage works, or
5. which is a source of sewage;

(b) "Connect" means to install a Connection;

(c) "Connection" means

(i) in the case of a Connection to a water works system the service pipe from the interior face of the outer wall of a building or from the water meter if one is installed inside the building including any valves, stopcocks and water meters to

1. the street line where a service line has been installed from the water main to the street line, or
2. the water main where a service line has not been so installed, and

(ii) in the case of a Connection to a Sewage Works the service drain from the exterior wall of the building or where any testing or metering apparatus or equipment is required to be installed inside the building from the apparatus or equipment including any such apparatus and equipment and any valves, traps and stopcocks to

1. the street line where a service line is installed from the sewer main to the street line
2. the sewer line where a service line has not been so installed

and if the property on which the building is located is the source of different types of Sewage which are required to be delivered separately to the Sewage Works, Connection includes separate Connections for the different types of Sewage;

- (d) "Cost" includes the cost restoring any property disturbed or damaged in the course of making a connection and the cost of design, if any, materials, labour and supervision for the Connection incurred after the date of sending a Notice and includes the amount of expense charged by the municipality to the Owner when the municipality makes a Connection at the expense of the Owner;
- (e) "Drain" includes a holding tank, cesspool, septic tank system, sewer, privy and privy vault;
- (f) "Notice" means a notice given pursuant to this by-law requiring a Connection to be made;
- (g) "Owner" means the owner of a Building and includes the registered owner of, the person shown on the assessment roll as owner of, and the actual owner of a Building or any property on which a Building is located;
- (h) "Sewage" includes drainage, storm water, commercial wastes and industrial wastes; and
- (i) "Sewage Works" includes a sanitary sewer, a storm sewer, and a drainage ditch.

2. Every Owner shall Connect each Building owned by the Owner to the Sewage and Water Works of the Township of Wilmot.

3. (1) Any Connection required to be made by an Owner under this by-law shall be made

- (a) within nine months of the mailing of a Notice to the Owner by registered mail to his last known address requiring the Connection to be made, or within such periods of time, if any, as are granted by Council as an extension pursuant to the provisions of this by-law, and
- (b) in accordance with the requirements of the Notice and any by-law, regulation or statutes governing such Connection.

(2) Any Notice hereunder

- (a) shall require the Owner to make the Connection,
- (b) shall advise the Owner
 - (i) the date on which the nine month period expires and
 - (ii) that if the Owner fails to make the Connection as required, the municipality

has the right to make it at the Owner's expense and to recover the expense by action or in like manner as municipal taxes.


- (3) A Notice hereunder may classify different types of Sewage and require that such types be drained through separate Connections into specified sewers.
 - (4) If a Building is Connected only to one sewer and separate sewers for different types of Sewage are available, or made available to serve the land on which the Building is located, the Notice hereunder may, if the Building or the land on which the Building is located is or may be a source of Sewage of more than one classified type, require the Owner to Connect the Building to the Sewage Works in such manner that the different types of Sewage are drained separately into the sewers specified in the Notice.
 - (5) If a Building or the property on which it is located is being connected to a Sewage Works for the first time and separate sewers for different types of Sewage are available or Council has determined that such separate sewers will be made available in the future, the Owner may be required by the Notice to make separate Connections for the different types of Sewage and if a fee is charged for each Connection to a sewer only one connection fee may be charged if separate Connections to the same sewer are required by the Notice.
 - (6) This by-law does not limit the operation of any by-law, regulation or statute regulating or prohibiting the types and contents of waste or other material which may be drained into a sewer or Sewage Works.
4. (1) Council may, on the application of an Owner to whom a Notice has been sent, grant an extension of the period of nine months within which the Connection must be made.
 - (2) An extension if granted, must not be for a period longer than two years from the end of the nine month period provided by the Notice.
 - (3) If the first extension is for a period of less than two years one further extension with an expiry date not more than two years from the end of the original nine month period provided by the Notice may be granted by Council and no further extension may be granted.
5. (1) If the Owner Fails to make a Connection required by a Notice within the nine month period or such extended period permitted hereunder as Council grants the municipality may make the Connection at the expense of the Owner and for this purpose may enter into and upon the property of the Owner.
 - (2) The Cost of making such Connection shall be a lien or charge as municipal taxes upon the land in respect of which the Connection was made and shall be added to the collector's roll by the Clerk of the municipality and shall be collected in the same manner as

overdue taxes and shall bear interest from the date the first demand for payment is made at the same rate as overdue taxes.

6. Any person who contravenes any of the provisions of this by-law is guilty of an offence and is liable, on summary conviction, to a fine of not more than One Thousand (\$1,000.00) Dollars (exclusive of costs) recoverable under The Summary Convictions Act.

7. - This by-law comes into force and effect on the date of the final passing thereof.

PASSED this 19th day of November , 1973.


Mayor ✓


Clerk