

CONSOLODATED VERSION
BY-LAWS 34 & 34-1
A BY-LAW OF THE MUNICIPALITY OF SALISBURY
RESPECTING SEWERAGE AND SEWERAGE RATES AND CHARGES

THE COUNCIL OF THE MUNICIPALITY OF SALISBURY DULY ASSEMBLED
HERBY ENACTS AS FOLLOWS:

1. DEFINITIONS:

- (a) **VILLAGE** means the Village of Salisbury.
- (b) **COUNCIL** means the Mayor and Councillors of the Village of Salisbury.
- (c) **CLERK** means the clerk appointed by the Council of the Village of Salisbury.
- (d) **SANITARY SEWER** means a sewer receiving and carrying water borne wastes from residences, business buildings, institutions and industrial establishments, and to which storm, surface or ground waters are not intentionally admitted.
- (e) **SERVICE CONNECTION** means any piping system that conveys sewage or liquid waste from any property to a sewer.
- (f) **SEWAGE** means the combination of water carried from residences, business buildings, institutions, commercial establishments and industrial establishments containing animal, vegetable or mineral matter in suspension or solution, together with such ground, surface or storm water as may be present.
- (g) **SEWER** means a pipe or conduit for carrying sewage and includes all sewer drains of every description vested in or under the control of the Village of Salisbury.
- (h) **SEWERAGE** means the structures, devices, equipment and appurtenances intended for the collection, transportation, pumping and treatment of sewage.
- (i) **STORM SEWER** or **STORM DRAIN** means a sewer receiving and carrying storm water and surface water runoff only.
- (j) **STREET** means highway, road, lane, court, crescent, or cul-de-sac.
- (k) **WATER COURSE** means any channel in which a flow of water occurs either continuously or intermittently.
- (l) **SHALL** is mandatory, **MAY** is permissive.

2. USE OF PUBLIC SERVICES

- (a) No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof run-off, sub-surface, footing tiles or basement floor drainage to any sanitary sewer.
- (b) Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet.
- (c) The owner of all houses, buildings or properties used for human occupancy, employment or recreation or other purposes situated within the village and abutting on any street or right of way in which there is now located, or may be located, a public sanitary sewer, is hereby required at his own expense to install suitable toilet facilities therein and to connect such facilities directly with the sanitary sewer in accordance with the provisions of this By-Law. The owner who is required to connect in accordance with this subsection shall pay the sewage rates whether such owner in fact connects or not.
- (d) No person shall permit a continuous stream of water to flow from a private system, except by permission of the Council.
- (e) No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:
 - i. Any gasoline, benzene, naphtha, fuel, oil, or other flammable or explosive liquid, solid or gas.
 - ii. Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment, process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant.
 - iii. Any waters or wastes having a corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
 - iv. Swimming pools
 - (a) All pools must be inspected to insure compliance with existing by-laws.
 - (b) Drainage of pools in to the storm sewer system are subject to the by-law.

- (c) Owners of pools that are recorded as having been constructed as authorized by an appropriate building permit will not be charged for inspection.
 - (d) Owners of pools that have been constructed without obtaining a building permit will be charged a fee of \$50.00 for the inspection.
- v. Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rugs, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and fleshings, entrails, paper dishes, cups, milk containers, sanitary napkins or tampons, hand towels, disposable diapers, etc., either whole or ground by garbage grinders.
- (f) No unauthorized person shall uncover, make any connections with or openings into, use, alter or disturb any public sewer without this work being inspected and approved by the Manager of Works of the Village of Salisbury or his representative.
 - (g) Plans for the sewage collection system for all subdivisions submitted to the Village Council shall be shown on the tentative subdivision plan.
 - (h) An engineer's copy of the "as built" plan of the sewer system, stamped by the engineer responsible for the plan, must be submitted to the Manager of Works of the Village of Salisbury before the subdivision plan receives final approval.
 - (i) A sanitary sewer user shall install an approved backwater valve on his sewer service connection.
 - (j) Sewer services shall be discontinued to any property condemned by order of the Council.
 - (k) Discharging water from any heating or cooling unit into a sanitary or storm sewer system is prohibited.

3. CONNECTION TO PUBLIC SYSTEM

- (a) All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the Village for any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

- (b) No sewer pipe shall be laid until the estimated revenue to be derived therefrom in the opinion of the Council shall be sufficient to defray reasonable interest charges on the capital proposed to be expanded thereon and a reasonable sum for maintenance.
- (c) Any repairs including but not limited to sidewalks, streets, ditches, curb and landscaping caused by excavation for the purpose of connecting with a sewer line shall be borne by the property owner. The cost of these repairs shall be determined by the Manager of Works for the Village of Salisbury.
- (d) An Application for Sanitary Sewer Service must be completed prior to the issuing of a Building Permit by the property owner prior to the commencement of any excavation, as outlined in paragraph (c) herein.
- (e) At the time of application, the property owner shall pay as a deposit to the Village of Salisbury the sum of \$600.00 which will be held until such repairs, as outlined in paragraph (c) herein, are completed to the satisfaction of the Manager of Works for the Village of Salisbury. Any portion of the \$600.00 deposit not needed to complete repairs shall be returned to the property owner and any costs over and above the \$600.00 deposit shall be added to the property owner's sewer account.
- (f) Lots within the municipality where connection to sanitary sewer system will not involve excavation resulting in repairs as outlined in paragraph (c) are not required to pay the \$600.00 deposit.
- (g) All service stations, garages, restaurants or manufacturing plants with a connection to the public sewer shall provide a grease trap or oil separator satisfactory to the Village.
- (h) The type of pipe to be used for sanitary sewer service connection shall be of PVC plastic and the size of the pipe shall be 4 inch minimum.
- (i) Every owner of a premises shall permit the officers, employees and Council agents, each time that said officers, employees and Council agents will deem it necessary to come into the said premises or buildings, to check that the sanitary sewer bylaws of the municipality of Salisbury are duly respected.

4. **RATES**

- (a) The annual cost of financing, operating and maintaining the sewerage system of the Village shall be raised by a service charge levied annually by the Council as authorized by Section 189 of the Municipalities Act.

- (b) The annual rate (per unit) for a property is to be determined by resolution of Council for the following calendar year.
- (c) Sewer rates and charges levied by the Village shall be payable by the owner of the land on which there is a building which is connected with a sanitary sewer available to service the building whether the building is in use or not.
- (d) Sewer rates and charges levied by the Village shall be payable by the owner of the land on which there is a building which is not connected with a sanitary sewer available to service the building whether the building is in use or not.
- (e) The owner of every building shall be liable to pay all sewer rates imposed with respect to a building owned by him and in default of payment of such rates the Council may discontinue the service to such building.
- (f) All rates and charges remaining unpaid for sixty days after they become due and payable under this by-law bear interest at the rate of 2% per month or part of a month until paid. Unpaid accounts will be forwarded to the village solicitor for collection and associated legal costs shall be added to the unpaid account.
- (g) Rates charged in accordance with the provisions contained in Schedule "A" and "B" may be modified at the discretion of the Council.

5. INDEMNITY

- (a) The Village shall not be liable for any damage or injury caused or done by reason of intermittent flow of the sewer system.
- (b) The Village of Salisbury will consider claims for sewer back-up or flooding only through their insurance company.

SCHEDULE A**SCHEDULE OF SANITARY SEWER CHARGES****PRIVATE**

Category	Units	Conditions
1. Single Residence	1	
2. Duplex	2	
3. Apartment Building	1	One unit per apartment
4. Senior Citizens Apartment	1	One unit per apartment
5. Mobile Home	1	
6. In Law or Granny Suites		No charge if immediate family. Pertains to mother, father, son or daughter.

INSTITUTIONS

Category	Units	Conditions
1. Churches	1	
2. Church Parsonage	1	
3. Church Youth Centre	1	
4. Schools	1	Per 15 students and staff
5. Dentist/Doctor	1	Per practitioner
6. Special Care/Nursing Homes	1	Per 4 beds or less
7. Service Clubs Lions/Legion/Lodge	1	

COMMERCIAL

Category	Units	Conditions
1. Banks	1	Up to 10 employees
2. Bakery	1	Up to 5 employees
3. Barber Shop	1	Up to 4 chairs
4. Beauty Shops/Hairdresser	1	Up to 4 chairs
5. Body Shop	1	
6. Car Wash	1	Per Bay
7. Dairy Farm	1	
8. Drug Stores	1	Up to 10 employees
9. Funeral Home	2	
10. Laundromat	1	Per 2 machines
11. Manufacturing Plant	1	Up to 10 employees
12. Office Buildings	1	Up to 10 employees
13. Restaurants	1	Without License
	2	Licensed
14. Retail Stores	1	Up to 10 employees

15.	Service Stations/Garage	1	Basic
		2	If washrooms provided
16.	Supermarkets/General Stores Convenience Stores	1	Up to 10 employees
17.	Taverns/Pubs	3	Per 100 seats plus 1 unit for each additional 50 seats
18.	Tourist Home	1 1/2	

MISCELLANEOUS**Category**

		Units	Conditions
1.	Home Occupation	1	Per business with washroom facilities and public access.
2.	Municipal Buildings	1	Per 10 employees
3.	Post Office	1	
4.	Government Garage	3	
5.	Library	1	
6.	Homes with Swimming Pools	1	With drains attached to storm sewer system
7.	Rose Horsman Bldg.	1	Per Rented Unit

SCHEDULE B

SCHEDULE OF SANITARY SEWER CONNECTION CHARGES

The property owner shall pay the Village the sum of \$100.00 for each sanitary sewer connection with the exception of lots in sub-divisions where the lateral has been installed by the developer.

The property owner is liable for this charge, which shall be added to their account at the time of connection.

6. ENFORCEMENT

A person who violates any provision of this by-law is guilty of an offense and is liable on summary conviction to a fine not exceeding two hundred dollars (\$200.00).

By-Law No. 29 is hereby repealed.

Mayor

Clerk

By-Law No. 34
First Reading
Second Reading
Third Reading and Enactment

May 25, 1998
May 25, 1998
June 8, 1998

By-Law No. 34-1
First Reading
Second Reading
Third Reading and Enactment

November 22, 1999
November 22, 1999
December 13, 1999