

BYLAW - SU1- 1938
Community of Crapaud - SEWER

A BYLAW TO ESTABLISH THE COMMUNITY OF CRAPAUD Sewage Collection and Treatment.

Whereas the Council of the Community of CRAPAUD has, pursuant to section 31 (f) (g) and (k) of the Municipalities Act, determined that it will provide sewage collection and treatment services.

THEREFORE, pursuant to Section 38.1 of the Municipalities Act, supra:

BE IT ENACTED by Council as follows:

1. This bylaw may be cited as the Community of CRAPAUD Sewage Collection and Treatment Utility Bylaw, Bylaw Number SU1 - 1938.
2. In this Bylaw:
 - (a) "Council" means the Council of the Community of CRAPAUD.
 - (b) "Corporation" means the CRAPAUD Sewage Collection and Treatment Corporation.
 - (c) "Customer" means a person, firm or corporation who or which requests or is supplied with sewage.
 - (d) "Director" means a director of the corporation and includes its chairman.
 - (e) "Municipality" means the Municipality of the Community of CRAPAUD.
3. This bylaw applies to the establishment and operation of a sewage collection and treatment corporation for the Municipality.
4. (1) There is hereby established the CRAPAUD sewage collection

2
Corporation.

4. (2) The Corporation shall be composed of the Board of Directors comprised of three or more members appointed from Council by the Chairman.

(3) One of the Directors shall be appointed by the Chairman as "Chairman" of the Corporation.

(4) The Directors of the Corporation shall have terms of office the same as their Council term at the time of appointment, but may be removed at any time by the Chairman.

(5) The Directors of the Corporation may receive such remuneration as may be determined by Council.

(6) At meetings of the corporation, two directors constitute a quorum over which the Chairman of the Corporation, or in his absence, a Director designated by him shall preside.

(7) Decisions of the Board of Directors shall be determined by majority vote.

(8) In the case of an equal division of opinion among the Directors, the matter shall be referred to the Council, whose decision is binding on the Corporation.

(9) The Chairman is the Chief Executive Officer of the Corporation and has supervision over and direction of the work and the staff of the Corporation.

5. The Corporation shall have the following functions:

(a) Constructing, altering, extending, managing and controlling a system for providing the services of sewerage collection and treatment to the residents of the Municipality and, with the approval of Council, residents of areas adjacent to

the Municipality:

(b) Acquiring, alienating, holding and disposing of real or personal property;

(c) Engaging and paying personnel;

(d) Financing, with the approval of Council, any of its undertakings, and

(e) Assessing, charging and collecting rates and charges for services provided to any customer.

6. The Corporation shall levy such user rates or frontage charges as may be approved by the Public Utilities Commission.

7. The Corporation shall maintain its accounts separate from the accounts of the Council of the Municipality.

8. The Directors of the Corporation and any person acting on their instructions or authority are not personally liable for any loss or damage suffered by any person by reason of any act done by any of them in good faith in the exercise or purported exercise of the powers conferred under this bylaw.

9. The Fiscal Year of the Corporation shall be from January 1 to December 31.

10. This Bylaw comes into force on the 6th of June, 1988.

Board of Directors - Crapaud Sewage and Treatment Corporation

Chairman: Mr. John Heckbert

John Heckbert

Councillor: Mr. Edgar Mason

Edgar J. Mason

Councillor: Mr. Ken Lake

Ken Lake

VILLAGE OF CRAPAUD

SANITARY SEWERAGE UTILITY
SCHEDULE OF RATES AND REGULATIONS

REGULATIONS

1. In these Regulations, unless the context otherwise requires, the expression:

"MUNICIPALITY" means the Village of Crapaud.

"UTILITY" means the Sanitary Sewerage "Public Utility" of the above-noted municipality as defined in the Water and Sewerage Act of the Province of Prince Edward Island.

"CUSTOMER" means a person, firm or corporation who or which contracts to be supplied with sanitary sewerage service at a specific location or locations.

"SEWERAGE SERVICE" means sanitary sewerage service.

2. DISPUTES If any dispute shall arise between the Utility and any party, either may refer the matter to the Public Utilities Commission for decision, and the Commission, on any such reference may, notwithstanding anything contained in these regulations, make such order as it may deem just.

3. APPLICATION FOR SERVICE The Utility may, before rendering sanitary sewerage service, require a regular application form signed by the prospective customer.

4. PAYMENT OF BILLS Bills for sewerage service shall be rendered to each customer monthly, quarterly, semi-annually or annually at the option of the Utility. All bills shall be payable within thirty days after the date rendered, which date shall be clearly shown upon the bill.

5. DELAYED PAYMENT PENALTY All bills shall be computed according to the rates set forth in these Schedules of Rates and Regulations, and if any bill be not paid within thirty (30) days after the date which it is postmarked or such date as may be clearly shown upon the bill, whichever is the later, a penalty equal to two per cent (2%) per month of the amount of such bill shall be payable thereon, but in the case of one billing a year, such penalty shall apply for a maximum of six months in the year of billing. (Effective 1 January 1977).

6. DEPOSITS Each applicant for service may be required to deposit with the Utility a sum of money equal to the estimated charges for four months' service. This deposit is to be held by the Utility as collateral security for the payment of its bills. When this deposit is held, at the option of the Utility, for a period in excess of one year, simple interest at a rate based on the nearest one half per cent ($\frac{1}{2}\%$) of the banks' prime lending rate as of the first banking day of each year shall be credited to the account when refunded. The deposit, less any amount owed the Utility, shall be returned to the customer after service has been discontinued and upon the surrender of the deposit receipt.
(Effective 1 March 1978)

7. DISCONNECTION OF SERVICE FOR NON-PAYMENT OF BILLS The Utility shall have the right to disconnect the sanitary sewerage connection or connections to their system of customers whose bills remain unpaid for more than sixty days after the date rendered, provided that forty-eight (48) hours notice is given in advance of shut-off.

8. SUSPENSION OF SERVICE In every case calling for a suspension of service, due notice must be served on the customer concerned not less than forty-eight (48) hours in advance of shut-off.

9. RESUMPTION OF SERVICE In all cases where a sewerage service connection or connections has or have been disconnected for non-payment of bills, service shall not be restored until all such arrears, together with the cost of disconnecting and reconnecting the service pipe or pipes, have been paid.

10. OWNER OF PROPERTY BILLED At the option of the Utility, all sewerage service may be billed to the owner of any property.

11. PRO-RATA RATES In case of a customer not receiving service for a full billing period, the bill shall be computed on a pro-rata basis for the period involved.

12. INDIVIDUAL DOMESTIC OR HOUSING ESTABLISHMENT In case of a dispute, an individual domestic or housing establishment will be deemed to exist where separate kitchen facilities with running water are provided.

13. RATES DURING VACANCY In case of premises being vacant, the owner shall be billed for the period until the new tenant becomes responsible for the service.

14. CONDEMNED PREMISES Sewerage services shall be discontinued or refused to any property condemned by proper legal authority.

15. SERVICE PIPES Upon receipt of an application for sewerage service to any premises located on any portion of a street through which portion a main sewer pipe is laid, and which premises are not already provided with sewerage service, the Utility shall install a sewerage connection which it considers to be of suitable size and capacity. No pipe less than 4 inches in diameter shall be laid for any sewerage connection.

16. COST OF SERVICE PIPES The cost of supplying and laying a 4-inch sewerage connection pipe between the main pipe in the street and the street line shall be paid by the Utility. From the street line to the premises, the cost shall be paid by the customer.
17. COST OF OVERSIZE SERVICE PIPES For sewerage connections larger than 4 inches, the whole cost shall be borne by the customer, less the estimated cost of a 4-inch pipe connection from the main to the street line.
18. MULTIPLE SERVICE CONNECTIONS Should any person make application for more than one sewerage connection to his premises, the decision as to the necessity of the additional service pipe or pipes shall be made by the Utility, and if the additional service pipe or pipes are installed, the total cost thereof from the main to the customer's premises, and including the cost of repair and replacement of any portion of streets or sidewalks of the municipality damaged in providing such additional services, shall be paid by the customer. All services must be installed to the satisfaction of the Utility.
19. RELOCATION OF SERVICE After a sewerage connection has been installed by the Utility, no subsequent removal of or alteration to the portion or portions of the pipe or pipes shall be made except at the expense of the customer or other person requesting such removal or alteration.
20. INDIVIDUAL SERVICE Except with the special written approval of the Utility, each separate residential building or premises, not including multiple apartment buildings, shall have a separate sewerage connection directly to the sewerage main.
21. PLUMBING PERMIT In the case of an owner or authorized agent of an existing building or premises applying for sewerage service, no sewerage line will be installed until the Utility has been provided with a Certificate of Approval issued by the Plumbing Inspector.
22. UNAUTHORIZED EXTENSIONS, ADDITIONS OR CONNECTIONS No person shall, without the written consent of the Utility, make or cause to be made any connection to any pipe or main or any part of the sewerage system in any manner other than as set out in these Regulations.
23. SEWER LINE CHECK VALVE In the case of buildings so located that any plumbing fixture in the building is below street level or so as to be affected by a back-flow on the sewer line, such premises must be provided with a suitable check valve.
24. SEASON FOR LAYING PIPE The Utility shall not be required to lay any pipe at any season of the year which, in the opinion of the Utility, is not suitable for such construction.

25. PLUMBING TO BE SATISFACTORY All plumbing, pipes and fittings, vents, fixtures and other devices for conveying, distributing, controlling or utilizing water and/or sewage which are used by a customer and are not the property of the Utility, shall be installed according to the requirements of the "Public Health Act" and "A Code for Plumbing Service" thereunder. Service may be refused or discontinued to any customer at any time after proper notice, if, in the opinion of the Utility, the plumbing, pipes, fittings, vents, fixtures, and other devices as hereinbefore mentioned, or any of them, fail to comply with the above requirements, or if any part of the sewerage system of such customer is in any unsuitable, dirty, unsanitary or inaccessible place. Service shall not be re-established until such condition is corrected to the satisfaction of the Utility.

X 26. REPAIRS TO SERVICE PIPES If a leak, stoppage, or other trouble occurs in a sewerage connection, it shall be repaired as soon as possible. Costs for such repairs shall be borne by the customer if the trouble is a stoppage, except when the trouble is caused by tree roots, in which case the total cost will be borne by the Utility. If a leak occurs, the customer shall pay the costs of any repair made between the property line and his premises, and the Utility shall bear the costs of repairs made between the property line and the sewer main. X

27. ORDERLY EXTENSION OF SERVICES The Utility shall provide sewerage facilities to new street extensions or development areas on an orderly and following basis only. If any customer is desirous of obtaining service when not available on this basis, such service may be provided by the customer paying the full cost of construction thereof.

28. SERVICE OUTSIDE MUNICIPAL LIMITS Provided Utility sewerage service is available, customers outside municipal limits may be supplied with sewerage service. The complete cost of the sewerage pipes from the mains shall be at the customer's expense.

29. DEPOSITS ON CUSTOM WORK Whenever a person, firm or corporation requests the Utility to do sewer work for which such person, firm or corporation is required to pay, and the Utility agrees to do the work, the Utility may require, before the work is started, a sum of money equal to the Utility's estimate of the probable cost of the said work. When the actual cost is determined, an adjustment in payment shall be made.

30. INTERFERENCE WITH UTILITY'S PROPERTY No person, unless authorized by the Utility in writing, shall break or in any way damage or interfere with any sewer pipe or main or anything the property of the Utility.

31. ACCESS TO CUSTOMER'S PREMISES Representatives of the Utility shall have right of access to all parts of a customer's property or premises at all reasonable hours for the purpose of inspecting any water and/or sewerage pipes or fittings, or appliances. The Utility shall have the right to suspend sewerage service to any customer who refuses such access.
32. SUSPENDING SERVICE FOR VIOLATION Whenever in the opinion of the Utility violation of any of these Regulations is existing or has occurred, the Utility may cause the sewerage service to be disconnected from the Utility's system where such violation has occurred or is existing and may keep the same so disconnected until satisfied that the cause for such action has been removed.
33. LIABILITY OF THE UTILITY Except in case of negligence, the Utility shall not be liable for any damage to property or injury to persons caused or done by reason of the intermittent flow of the sewerage system or flooding of basements as a result of stoppages in the sewerage system.
34. DUPLICATE MUNICIPAL SERVICING In the case of adjacent municipalities, there is to be no duplication of sewerage service. Streets which form the borderline between such municipalities will be serviced by only one sewerage utility. In every case where service is provided by another municipality, approval must be obtained in writing from the municipality in which the customer is located and further approved by the Public Utilities Commission before commencing construction.
35. PAYMENTS RE ADJOINING MUNICIPALITIES Customers located in one municipality and receiving sewerage service from another municipality, shall pay charges in accordance with the rates prescribed for the municipality in which they are located. The utility in the municipality in which such customer is located shall be billed and be responsible for the payment of charges to the adjoining utility for such services as may be provided by that utility.
36. MUNICIPAL DEPARTMENTS Sewerage facilities used by the municipality for any purpose shall be paid for by the municipality to the Utility at the rates and charges established hereunder and under these Regulations.

37. PROHIBITED SEWERAGE No person shall discharge or permit or cause to be discharged directly or indirectly into any sanitary sewer any of the following:

- (i) Storm water, surface water, ground water, roof run-off, surface drainage or the like.
- (ii) Matter having a temperature of more than 150°F.
- (iii) Gasoline, benzene, naptha, fuel oil, motor oil, grease, acetone, solvents or other inflammable or explosive matter.
- (iv) Ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, cellulose, paunch manure, garbage (excluding properly shredded garbage) or other solids of a type or quantity capable of causing obstruction to the flow in sewers or other interference with the proper operation of pumping facilities or sewage treatment equipment.
- (v) Matter having a pH lower than 5.5 or higher than 9.5 or where the pH becomes lower than 5.5 or higher than 9.5 if the matter is diluted by any liquid.
- (vi) Matter that may cause the death of or injury to any person or capable of causing damage or hazard to structures, equipment and personnel of the sewage works.
- (vii) Hydrogen sulphide, carbon bisulphide, ammonia, trichloroethylene, sulphur dioxide, formaldehyde, chlorine, bromine, pyridine or any other matter that has or may cause an offensive odour or is capable of creating a public nuisance.
- (viii) Any matter in which the BOD exceeds three hundred (300) parts per million.
- (ix) Animal wastes such as hair, wool or fur, feathers, intestines or stomach casings, paunch manure, or intestinal contents, hides or parts thereof, hooves, toenails, horns, bones and fleshings.

37. PROHIBITED SEWERAGE (Continued)

(x) Matter containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process or constitutes a hazard to humans or animals. Included in this category are waters or wastes containing metals or chemicals such as cyanide, hexavalent chromium, phenols, copper whose concentrations are more than

Chromium as Cr (hexavalent)	3 ppm
Cyanide as HCN	2 ppm
Phenol equivalents (primary treatment)	50 ppb
Phenol equivalents (secondary treatment)	100 ppb
Copper as Cu	1 ppm

EFFECTIVE:

1 July 1974