

THE CORPORATION OF THE CITY OF GRAND FORKS

WATER REGULATION BYLAW NO. 2065

**A BYLAW TO PROVIDE FOR THE REGULATION AND USE OF THE WATER
SYSTEM OF THE CITY OF GRAND FORKS**

The Municipal Council for the Corporation of the City of Grand Forks, in open meeting lawfully assembled, **ENACTS** as follows:

Citation

1. This bylaw may be cited as the “**Water Regulation Bylaw No. 2065**”

Definitions

2. In this bylaw, unless the context otherwise requires:
 - 2.1. “**Bylaw Enforcement Officer**” means the persons duly appointed by Council as such, and shall include any *peace officer*;
 - 2.2. “**City**” means the Corporation of the City of Grand Forks;
 - 2.3. “**Council**” means the Municipal Council of the Corporation of City of Grand Forks;
 - 2.4. “**Curb Stop**” means the valve on a Service pipe located at or near an *Owner’s* Parcel Boundary;
 - 2.5. “**Fees and Charges Bylaw**” means the *Fees and Charges Bylaw No. 1958, 2014*, as amended from time-to-time;
 - 2.6. “**Manager of Operations**” means the Manager of Operations for the City of Grand Forks or their designate;
 - 2.7. “**Meter Pit**” means a chamber installed below or above the ground over a residential or irrigation *Water Service* for the purpose of installing a *Water Meter*;
 - 2.8. “**Municipal Ticket Information Bylaw**” means the *City of Grand Forks Municipal Ticket Information Bylaw No. 1957*, as amended or replaced from time-to-time;
 - 2.9. “**Owner**” has the same meaning as specified in the *Community Charter* as may be amended from time-to-time;
 - 2.10. “**Water Service**” means and includes the supply of water to any *Owner* or any lot and all the pipes, valves, fittings, meters, connections and other components necessary for the purpose of such supply;

Water Regulation Bylaw No. 2065

- 2.11. **“Water Meter”** means an apparatus or device used for measuring the volume of water passing through it and includes any accessories such as a remote reader device and the connecting cable;
- 2.12. **“Water System”** means the entire water system of the *City*, including without limitation, the distribution system and the intake, reservoirs and any water treatment facilities.

General Provisions

- 3. To the extent that the *City* has not already established the service of water supply, the *City* hereby establishes the Service of supplying water from the *Water System* to properties in the area defined by Schedule A by operating, constructing, maintaining, regulating, prohibiting, and imposing requirements on the *Water System*.
- 4. The *City* does not guarantee the supply, quality or pressure of water, but must make reasonable efforts to supply high quality water in sufficient quantities.
- 5. The *City* is not responsible for the failure to provide the supply, quality, or pressure of water.
- 6. The *City* is not liable for damages caused by failure of the *Water System*.
- 7. The *City* reserves the right at any time, without notice, to change the operating pressure, or to change the direction of flow.
- 8. The *City* is not responsible for frozen water lines or the cost of thawing or repairing frozen water lines on private property.
- 9. A person shall not cause the *Water System* to fail an Interior Health Authority or any other permit requirement.
- 10. A person may be supplied water from the *Water System* provided they meet the conditions of this bylaw.

Regulating Water Services

Management

- 11. The *Manager of Operations* manages the water system.

Applications and Permits

- 12. A person must not connect a *Water Service* to the *City's Water System*, or turn on, shutoff, or disconnect a *Water Service* connected to the *City's Water System* without authorization from the *Manager of Operations*.

Water Regulation Bylaw No. 2065

13. A person must apply for a provision of this bylaw using the *City's* form and process as amended from time to time.
14. The *Manager of Operations* must process an application in a timely manner.
15. The *Manager of Operations* must not process an application until an applicant pays the applicable fees and charges.

Standards

16. The *Manager of Operations* must approve parts and materials used in *Water Services*, and a *Water Service* connected to the *City's Water System* must conform to the Master Municipal Construction Documents as amended from time to time.
17. A person must construct or disconnect a *Water Service* in compliance with the *City's* standards.
18. The *Manager of Operations* must approve a person or a company constructing or disconnecting a *Water Service*.

Water meter

19. A person must install a *Water Meter* on a *Water Service*.
20. The *City* owns a *Water Meter* installed on a *Water Service*.
21. A person must maintain a *Water Meter* on their property in good repair.
22. A person must repair or replace a *Water Meter* at their sole cost if it is damaged beyond regular wear and tear.
23. The *City* may repair or replace a *Water Meter* at its cost if it is damaged by regular wear and tear.
24. If an *Owner* does not have a functional *Water Meter* on their *Water Service*, the *City* may, upon giving thirty days' notice to the *Owner*, install a *Meter Pit* and *Water Meter* at the property line at the sole cost of the *Owner*.

Maintenance

25. A person must maintain the portion of a *Water Service* on their property in good repair.
26. A person must immediately advise the *City* of any defect in their *Water Service*.

Watering restrictions

- 27. The *Manager of Operations* may restrict or prohibit outside water use when water is in short supply because of drought conditions or operational reasons.
- 28. *Council* may restrict or prohibit water use.
- 29. A person will follow all water restrictions and prohibitions.
- 30. The *City* must give notice of watering restrictions at least seven days before the restrictions take effect.

Fees and charges

- 31. The *City* may charge the applicable fees in the *Fees and Charges Bylaw*.
- 32. A person must pay the applicable fees and charges in the *Fees and Charges Bylaw*.
- 33. The *City* may charge a fee to any property adjacent to the *Water System* that can be serviced regardless of the existence of a *Water Service*.
- 34. A person is responsible for all costs associated with extending the *City's Water System* to service their property including, but not limited to, the cost of installing a *Water Service*, and any upgrades to or extensions of other parts of the *Water System*.
- 35. A person is responsible for all costs associated with disconnecting a *Water Service*.

Offences and penalties

- 36. A person who contravenes this bylaw is subject to a fine as specified in the *City's Municipal Ticket Information Bylaw*.
- 37. Each day that a contravention of this bylaw continues constitutes a separate offence.
- 38. The *City* may fulfill a requirement of this bylaw at the expense of a person failing to take the required action and recover the costs incurred as a debt.
- 39. A person must not:
 - 39.1. allow a water leak on their property to continue more than forty-eight hours;
 - 39.2. connect, cause to be connected, or allow to remain connected to any other source of water a building on a property where the building is already connected to the *Water System*;
 - 39.3. connect, cause to be connected, or allow to remain connected to the *Water System* any pipe, fixture, fitting, container, appliance or apparatus, which

Water Regulation Bylaw No. 2065

could cause or allow a part of the *Water System* to become contaminated or otherwise harmed;

- 39.4. sell, dispose of or otherwise give away water from the *City Water System* unless a written request is approved by the *Manager of Operations*;
 - 39.5. cause, permit or allow any device or apparatus of any kind to be or remain connected to the *Water System* or allow it to be operated in such a manner as to cause sudden large demands for water or otherwise affect the stability of water pressure in the *Water System* and, for the purposes of this section, such prohibited devices and apparatuses include:
 - 39.5.1. booster pumps;
 - 39.5.2. quick opening valves or quick closing valves;
 - 39.5.3. flush meters;
 - 39.5.4. rod hopper water closets;
 - 39.5.5. water-operated pumps or siphons;
 - 39.5.6. standpipes;
 - 39.5.7. large outlets;
 - 39.6. destroy, injure, obstruct access to, or tamper with any hydrant, valve, curb stop, pipe, pump, or other fixture of the *Water System*;
 - 39.7. make any additions, alterations, or other changes to the *Water System* or the *Water Service*;
 - 39.8. use water from the *Water System* unless that usage is recorded by a properly functioning *Water Meter* that is installed and maintained in accordance with this bylaw;
 - 39.9. install any piping or other works designed to allow water from the *Water System* to be used without that usage being recorded by a *Water Meter*.
- 40.** A person may apply to the *Manager of Operations* in writing for permission to connect a prohibited device or apparatus to the *Water System*.
- 41.** Upon receiving permission from the *Manager of Operations*, a person may connect a prohibited device or apparatus to the *Water System*, subject to any terms and conditions imposed by the *Manager of Operations*, and in such a way that it does not harm the *Water System*.

Temporary shutoff

- 42.** The *Manager of Operations* may temporarily shut off a *Water Service* for any reasonable cause including:
- 42.1. maintaining, repairing, replacing, disinfecting, or otherwise operating the water system;
 - 42.2. stopping a continuous leak on private or public property;
 - 42.3. an emergency;
 - 42.4. shortage of water supply.
- 43.** A person may request from the *Manager of Operations* a temporary shutoff of their *Water Service* for up to thirty days.
- 44.** A person may not shut off their *Water Service* using the *Curb Stop* without approval from the *Manager of Operations*.
- 45.** The *Manager of Operations* may consider a temporary shutoff of a *Water Service* a disconnection if a part of the *Water Service* is changed or if the *Water Service* is shut off for more than thirty days.
- 46.** The *City* must give notice of not less than two days for any non-emergency or scheduled shut off of the water system.
- 47.** The *Manager of Operations* may shut off the water system with no notice in the case of emergencies.

Disconnection of service

- 48.** The *Manager of Operations* may disconnect a service if:
- 48.1. it jeopardizes the water system's quality or performance because of its construction;
 - 48.2. a property *Owner* requests a disconnection;
 - 48.3. a person contravenes a provision of this bylaw.
- 49.** Where water supply is to be disconnected, the *City* will give thirty (30) days notice to the *Owner* by posting notice on the property, or by mailing notice to the address supplied by the *Owner* or the address of the property.
- 50.** A person may make representations to *Council* when a *Water Service* is to be disconnected for reason of non-compliance with any provision of this bylaw.

Water Regulation Bylaw No. 2065

51. Once a *Water Service* has been disconnected, the *Manager of Operations* must consider a reconnection the same as an application for a new *Water Service* connection.

Inspection

52. The *Manager of Operations* or a *Bylaw Enforcement Officer* may enter on any property at any reasonable time for the purpose of inspecting and ascertaining whether a person is observing the regulations and requirements of this bylaw.
53. Except in the case of an emergency, the *City* must take reasonable steps to advise the *Owner* of their intent to enter a property.
54. A person must not obstruct or interfere with the *Manager of Operations* or a *Bylaw Enforcement Officer* in the performance of their duties or the exercise of their powers.

General

55. Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
56. If any portion of this bylaw is for any reason held to be invalid by a Court of competent jurisdiction, the invalid portion shall be severed without affecting the remainder of the bylaw.

Repeal

57. The "City of Grand Forks Water Regulation Repeal Bylaw, No. 1973-R" shall repeal:

- 57.1. "Water Regulation Bylaw No. 1973",
- 57.2. "Water Regulation Bylaw No. 1973-A1", and
- 57.3. "Water Regulation Bylaw No. 2014".

Read a first, second, and third time by the Municipal Council this 10th day of February, 2020.

Adopted this ____ day of _____, 2020.

Mayor – Brian Taylor

Corporate Officer – Daniel Drexler

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 2065, cited as the "Water Regulation Bylaw No. 2065", as passed by the Municipal Council on the ___ day of ___, 2020.

Corporate Officer of the Municipal Council of the
City of Grand Forks