

THE CORPORATION OF THE CITY OF GRAND FORKS
WASTEWATER REGULATION BYLAW NO. 2066

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

The Municipal Council of 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 “**Wastewater Regulations Bylaw No. 2066**”

Definitions

2. In this bylaw, unless the context otherwise requires:
 - 2.1. “**Authorized**” or “**Authorization**” granted by the *Manager of Operations* means approved in writing by the *Manager of Operations* on the terms and conditions specified in that written approval;
 - 2.2. “**Bylaw Enforcement Officer**” means every person(s) designated by *Council* as a Bylaw Enforcement Officer for the *City* or otherwise authorized under the *Offence Act*, and every *Peace Officer*;
 - 2.3. “**City**” means the Corporation of the City of Grand Forks;
 - 2.4. “**Council**” means the Municipal Council of the Corporation of the City of Grand Forks;
 - 2.5. “**Effluent**” means the liquid outflow of any facility designed to treat or convey *Wastewater*;
 - 2.6. “**Fees and Charges Bylaw**” means the *City of Grand Forks Fees and Charges Bylaw No. 1958, 2014*, as amended or replaced from time-to-time;
 - 2.7. “**Manager of Operations**” means the Manager of Operations for the City of Grand Forks, their deputy or assistant, or other individual designated to oversee day-to-day operation of the *Wastewater System*;
 - 2.8. “**Master Municipal Construction Documents**” means the most current construction documents applicable to the *Wastewater System*;
 - 2.9. “**Municipal Ticket Information Bylaw**” means the *City of Grand Forks Municipal Ticket Information Bylaw No. 1957*, as amended or replaced from time-to-time;

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- 2.10. **“Owner”** has the same meaning as specified in the *Community Charter* as may be amended from time-to-time;
- 2.11. **“Pre-treatment”** means the use of any physical or chemical process to ensure the composition of private *Effluent* conforms to the minimum requirements of this bylaw;
- 2.12. **“Wastewater”** means the water-borne wastes of the community derived from human or industrial sources, but does not include rainwater, groundwater, or drainage of uncontaminated water.
- 2.13. **“Wastewater Service”** means the supply of a *Wastewater Service Connection* from the *City’s Wastewater System* to any *Premises*;
- 2.14. **“Wastewater Service Connection”** means the pipe or fitting which forms the connection between private property and the *Wastewater System*;
- 2.15. **“Wastewater System”** means all sewerage works and all appurtenances thereto, including sewer mains, *Wastewater Service Connections*, pumping stations, treatment plants, lagoons and sewer outfalls laid within any highway, municipal right-of-way or easement and owned and operated by the *City* and installed for the purpose of conveying, treating, and disposing of *Wastewater*.

General Provisions

- 3. To the extent that the *City* has not already established the service of *Wastewater* collection, the *City* hereby establishes the service of collecting *Wastewater* into the *Wastewater System* from properties in the area defined by Schedule A, by operating, constructing, maintaining, regulating, repairing, and imposing requirements on the *Wastewater System*.
- 4. The *City* does not guarantee collection but shall make reasonable effort to collect *Wastewater*.
- 5. The *City* is not responsible for failure of the *Wastewater System*.
- 6. The *City* is not liable for damages caused by failure of the *Wastewater System*.
- 7. A person shall not cause the *Wastewater System* to fail a Ministry of Environment or any other permit requirement.
- 8. A person may discharge *Wastewater* to the *Wastewater System* provided they meet the conditions of this bylaw.

Regulating *Wastewater Services*

Administration

- 9. The *Manager of Operations* is authorized to make orders, deliver notices, approve or refuse to approve applications for service connections and to make other

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decisions about specific service connections and the *Wastewater System*, and otherwise administer this Bylaw.

Requirement to connect

10. The owner of property adjacent to the *City's Wastewater System* that produces *Wastewater* must connect the property's *Wastewater* discharge to the *City's Wastewater System*.

Applications and permits

11. An *Owner* may not connect a *Wastewater Service Connection* to or disconnect a *Wastewater Service Connection* from the *City's Wastewater System* without prior authorization from the *Manager of Operations*.
12. An *Owner* must apply for provision of *Wastewater Service* using the *City's* current form and process as may be amended from time to time.
13. The *Manager of Operations* shall process a completed application in a timely manner.
14. The *Manager of Operations* shall not process an application until an applicant pays the applicable fees and charges.

Wastewater Service standards

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

Wastewater Standards

Quality

18. The *Manager of Operations* may designate any substance or concentration of substance as harmful to the *Wastewater System* as consistent with industry practices.
19. The *Manager of Operations* may set the *City's Wastewater* quality standards, which shall, at a minimum, comply with applicable federal and provincial laws and regulations regarding *Wastewater*.
20. An *Owner* must only discharge *Wastewater* to the *Wastewater System* that meets the *City's Wastewater* quality standards.

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21. An *Owner* may apply to the *Manager of Operations* in writing for permission to discharge *Wastewater* that does not meet the *Wastewater* quality standards, however the *Owner* shall be liable for any discharges of *Wastewater* which contravene any provincial or federal law or regulation.
22. Upon receiving permission from the *Manager of Operations*, a person may discharge *Wastewater* to the *Wastewater System* that does not meet the *Wastewater* quality standards, subject to any terms and conditions imposed by the *Manager of Operations*, and in such a way that it does not harm the *Wastewater System*.
23. The *Manager of Operations* may require the pre-treatment of *Wastewater* that does not meet the *Wastewater* quality standards, including, but not limited to, the permanent installation of an engineered device capable of intercepting grease, oil, grit, flammable or reactive liquids/gases, or other such harmful substances.
24. The *Manager of Operations* must approve any pre-treatment system connected to the *Wastewater System*.

Volume

25. Where *Wastewater* is discharged into the *Wastewater System* in volumes that the *Manager of Operations* determines may exceed the available downstream system capacity, the *Manager of Operations* may by written notice require the owner to take measures to equalize the discharge volumes and strengths.

Maintenance

26. An *Owner* is responsible for maintaining in good repair a *Wastewater Service Connection* on their private property.
27. An *Owner* must immediately advise the *City* of any defect in their *Wastewater Service Connection*.

Fees and Charges

28. The *City* shall charge the applicable fees in the *Fees and Charges Bylaw* for *Wastewater Service*.
29. An *Owner* shall pay the applicable fees and charges in the *Fees and Charges Bylaw* for *Wastewater Service*.
30. The *City* may charge a fee to any property adjacent to the *Wastewater System* that can be serviced regardless of the existence of a *Wastewater Service* or the production of *Wastewater* by that property.
31. An *Owner* is responsible for all costs associated with extending the *City's Wastewater System* to service their property including, but not limited to, the cost of installing a *Wastewater Service Connection*, and any upgrades to or extensions of other parts of the *Wastewater System*.

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- 32. An *Owner* is responsible for all costs associated with meeting the standards of this bylaw.
- 33. An *Owner* is responsible for all costs associated with disconnecting a *Wastewater Service Connection*.

Offences and penalties

- 34. A person who contravenes this bylaw is subject to a fine as specified in the *City's Municipal Ticket Information Bylaw*.
- 35. Each day that a contravention of this bylaw continues constitutes a separate offence.
- 36. 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.
- 37. An *Owner* must not:
 - 37.1. enter into or undertake any work upon or interfere with any aspect of the *Wastewater System* unless authorized by the *Manager of Operations*;
 - 37.2. discharge into the *Wastewater System* anything that will:
 - 37.2.1. cause the *Wastewater System* to not meet a regulatory requirement;
 - 37.2.2. harm the *Wastewater System*;
 - 37.2.3. negatively impact the *Wastewater* treatment process;
 - 37.2.4. cause public or employee health or safety hazards;
- 38. A person must not sell, give away or permit use of the *Wastewater System* for benefit, except to those persons authorized by the *Manager of Operations*.
- 39. A person must not use the *Wastewater System* to drain rainwater from their property, remove ground water, or receive septage.
- 40. A person must ensure that every inspection chamber and manhole on or adjacent to their property remains accessible for inspection by *City* staff at all times.

Disconnection of service

- 41. The *Manager of Operations* may disconnect a *Wastewater Service Connection* if:
 - 41.1. it jeopardizes the *Wastewater System's* quality or performance because of its construction;
 - 41.2. an *Owner* requests a disconnection;
 - 41.3. a person contravenes a provision of this bylaw.

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42. Where a *Wastewater Service Connection* is to be disconnected, the *City* will give thirty (30) days' notice to the property owner by posting notice on the property, or by mailing notice to the address supplied by the property *Owner* or the address of the property.
43. An *Owner* may make representations to *Council* when a *Wastewater Service Connection* is to be disconnected for reason of non-compliance with any provision of this bylaw.
44. Once a *Wastewater Service Connection* has been disconnected, the *Manager of Operations* must consider a reconnection in the same manner as an application for a new *Wastewater Service Connection*.

Inspection

45. The *Manager of Operations* or a *Bylaw Enforcement Officer* may enter a property at a reasonable time for the purpose of inspecting and ascertaining whether a person or *Owner* is observing the regulations and requirements of this bylaw.
46. Except in the case of an emergency, the *City* shall take reasonable steps to advise the property owner of their intent to enter a property.
47. The *Manager of Operations* may, at any time and without notice, take *Wastewater* samples from a *Wastewater Service* or otherwise inspect it to determine whether a person or *Owner* is contravening this bylaw.
48. A person shall 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.

Reporting of accidental discharges

49. A person responsible for, or aware of, the accidental discharge of prohibited substances into the *Wastewater System* must promptly report that discharge to the *Manager of Operations*.

Compliance with other regulations

50. Notwithstanding the provisions contained within this bylaw, a person is responsible for ascertaining, and ensuring compliance with, all other *City* bylaws, provincial or federal enactments and legislation, as in effect from time to time.

General

51. 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.
52. 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.

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Repeal

53. The “City of Grand Forks Wastewater Regulation Repeal Bylaw, No. 1974-R” shall repeal:

- 53.1. “Sewer Regulations Bylaw No. 1974”,
- 53.2. “Sewer Regulations Amendment Bylaw No. 1974-A1”,
- 53.3. “Sewer Regulations Amendment Bylaw No. 1974-A2”, and
- 53.4. “Sewer Regulations Amendment Bylaw No. 2013”

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. 2066, cited as the “Wastewater Regulation Bylaw No. 2066”, as passed by the Municipal Council on the __ day of _____, 2020.

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

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