

CORPORATION OF THE CITY OF NEW WESTMINSTER



SEWERAGE AND DRAINAGE SYSTEMS REGULATION BYLAW NO. 4524

EFFECTIVE DATE: MARCH 1, 1971

CONSOLIDATED FOR CONVENIENCE ONLY
(January 11, 2012)

This is a consolidation of the bylaws listed below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

| <u>AMENDMENT BYLAW</u> | <u>EFFECTIVE DATE</u> |
|-----------------------------------|-----------------------|
| No. 4562 (Sec 21) | August 16, 1971 |
| No. 4615 (Sec 7) | May 15, 1972 |
| No. 7036 (Add Sec 2.1,2.2,2.3) | August 22, 2005 |

The bylaw numbers highlighted in this consolidation refer to the bylaws that amended the principal Bylaw No. 4524, 1971. The number of any amending bylaw that has been repealed is not referred to in this consolidation.

Obtainable from the City Clerk's Office

CORPORATION OF THE CITY OF NEW WESTMINSTER

BYLAW NO. 4524, 1971

A Bylaw to regulate the collection, conveyance and disposal of sewerage and drainage into the City's sewerage and drainage systems

WHEREAS the Corporation of the City of New Westminster deems it expedient to provide regulations for the collection, conveyance, and disposal of sewerage and stormwater-drainage from real property to the public sewer system of the City of New Westminster and to require the owners of real property to connect their buildings and structures to the appropriate sewerage and stormwater-drainage systems and to provide for the payment of the necessary expenses arising therefrom.

NOW THEREFORE THE MUNICIPAL COUNCIL of the Corporation of the City of New Westminster ENACTS AS FOLLOWS:

1. This Bylaw may be cited as "SEWERAGE AND DRAINAGE SYSTEMS REGULATIONS BYLAW, 1971".
2. In this bylaw unless the context otherwise requires, CITY means the Corporation of the City of New Westminster.
 - (a) SEWERAGE SYSTEM – means the system of sewerage disposal provided by the City intended for the collection, conveyance and disposal of sewerage and industrial waste from owners or occupiers of real property;
 - (b) SEWERAGE – means water from land carrying waste water, feculent and polluted matter from buildings and other structures;
 - (c) DRAINAGE – means surface or other waters not being sewerage;
 - (d) DRAINAGE SYSTEM – means the system of drainage disposal intended for the collection, conveyance, impounding and discharge of surface and other waters not including sewerage and industrial waste;
 - (e) SEWER OR DRAIN CONNECTIONS – means the sewer or drainage pipes extending from the sewerage or drainage system to the property line of the real property to be served by the system;

(f) BUILDING SEWER OR DRAIN CONNECTION – means the sewer or drain extending from the sewer or drain connection at the property line to any building or structure situated thereon adjoining the plumbing or drainage system of the building to the sewerage or drainage system;

(g) CITY ENGINEER – means the City Engineer of the Corporation of the City of New Westminster and includes his duly appointed deputy or a person acting in his stead during his absence;

(h) MEDICAL HEALTH OFFICER – means the person appointed from time to time by the Council as Medical Health Officer for the City;

(i) BUILDING INSPECTOR includes the City Engineer, his duly appointed deputy or a person acting in his stead during his absence and includes any other person or persons appointed from time to time by the Council as Building Inspectors of the Corporation of the City of New Westminster;

(j) COUNCIL – means the Municipal Council of the Corporation of the City of New Westminster.

Bylaw No. 7036, 2005

2.1 A property owner shall not:

- (a) construct or permit the continued existence of a ditch crossing over a part of a ditch abutting his or her property, if the ditch crossing:
 - (i) is used for a purpose other than reasonable access to the owner's property,
 - (ii) does not comply with the standard width requirement for allowable access, which is 6 metres, or
 - (iii) partly or fully obstructs the flow of water in the ditch;
or
- (b) partly or fully obstruct or permit the continued existence of a partial or full obstruction of the flow of water in a part of a ditch abutting the owner's property.

Bylaw No. 7036, 2005

2.2 The City may issue a written notice to an owner to remove a:

- (a) ditch crossing that exists contrary to section 2.1(a), or
- (b) partial or full obstruction of the flow of water in a ditch abutting the owner's property,

and upon failure of the owner to comply with the requirements of that notice within the time period specified therein, the City may:

- (c) remove the ditch crossing referred to in section 2.2(a) or the obstructions referred to in section 2.2(b), and
- (d) recover the costs incurred from the owner as a debt.

Bylaw No. 7036, 2005

2.3 Where an owner fails to pay the amount the City is entitled to recover under section 2.2(d), the City may collect such amount in the same manner and with the same remedies as property taxes, and if the amount is due and payable by December 31 and unpaid on that date, it is deemed to be taxes in arrear.

3. THE owner or owners of all real property abutting a public way under or upon which is laid a portion of the sewerage or drainage system and upon which is situate a building or structure in use, shall connect or cause to be connected the said building or structure to the drainage system when required so to do by the City Engineer.

Before connecting their building and structures to the appropriate sewerage or drainage system under application therefore, the City Engineer shall have been satisfied that the proper separation of the sewerage and drainage systems within the buildings or structures have been carried out to provide for the separate connection of the building's sewers and drains at a time when separate sewer and drainage system is constructed to serve the real property.

4. WHERE there is an existing sewer connection to any real property and application is made to provide an additional sewer connection of the same type of where the applicant for sewer connection requires more than one connection to the sewerage system, he shall pay a sum sufficient to defray the cost of installing the connection or connections at the time of making application.

Where the City Engineer so requires, a separate connection to any combined sewer for the applicant's sanitary sewer requirements shall be made. The City Engineer may require any user or prospective user of the City's sewerage system, before commencing or continuing his use of the sewerage system, to alter the amount and other characteristics of the sewerage emanating from his real property that is not in conformity with the requirements of the City Engineer or of any public body administering the

sewerage system into which the City's sewerage system is discharged.

5. EVERY building sewer shall be constructed to receive all sewerage emanating from the building or structure.
6. NO owner shall cause or permit any sewerage emanating from any building or structure on his real property to be drained, discharged or disposed of other than through the sewer or drain connection extending to the property line of the real property to the City's sewerage system.

Bylaw No. 4615, 1972

7. The owners of all real property capable of being connected to the sewerage and drainage system shall connect their property to the system within a period of sixty (60) days of written notice from the City Engineer requiring the owner to connect the building or structure on the real property to the appropriate sewerage or drainage system as described in the notice and in the manner prescribed by this Bylaw. In the event of the owner failing to make the connection or connections required by the notice within a further period of thirty (30) days, the connection may be made by the City at the sole expense of the owner.
8. NO person shall discharge or permit to be discharged into the sewerage system any matter injurious to the sewerage system and in particular no person shall discharge any of the following into the sewerage system except on such terms and conditions as may be imposed by the City Engineer from time to time to ensure that no injurious effect occurs to the sewerage system:
 - (a) Any liquid or vapour having a temperature higher than 159 degrees Fahrenheit;
 - (b) Any waters or wastes which contain excessive amounts of fat, oil or grease;
 - (c) Any gasoline, benzine, naphtha, fuel-oil or other inflammable or explosive liquids, solids or gas;
 - (d) Any garbage;
 - (e) Any ashes, cinders, sand, mud, straw, shavings, metal and glass, rags, feathers, tar, coal-tar, asphalt, cement, plastics, wood, manure or any other solids or viscous substance capable of causing obstruction to the flow in the sewers or other interference with the proper operation of the sewerage works.

- (f) Any waters, sewerage or wastes having a P.H. factor lower than 5.0 or higher than 9.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment or personnel engaged in the operation or maintenance of the sewerage works;
 - (g) Any sewerage, waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewerage treatment process, or constitute a hazard to humans or animals, or create any hazard to the sewerage system or sewerage treatment plant.
 - (h) Any waters, sewerage or wastes containing dissolved or suspended solids of such character and quantity that any unusual attention or expense would be required in their disposition.
 - (i) Any noxious or malodorous gas or substance;
 - (j) Any waters, sewerage or wastes having a B.O.D. count greater than 600 parts per million by weight where the Corporation is not required to provide any treatment for the effluent;
 - (k) Any waters, sewerage or wastes containing more than 500 parts per million by weight of suspended solids, or
 - (l) Any radioactive wastes or sewerage.
9. WHERE relocation or alteration of sewer or drain connections is made necessary requiring the owner of real property to make alterations to any building sewer or drain connections located on his property, the owner shall within the time stipulated in a notice to him by the City Engineer make such alterations at his own sole expense, before any altered or new sewer or drain connections are made to the property in conformity with the provisions of this bylaw.
10. WHERE the City Engineer or the Medical Health Officer has given notice to the owner of real property that either the discharge of the anticipated discharge of sewerage through the sewerage system from that property does not or will not meet health, safety or sewerage treatment requirements, the discharge of any sewerage from that property into the sewerage system is prohibited until the official concerned has given notice to the owner that he is satisfied that any proposed sewerage from the property will be in a condition suitable for discharge into the sewerage system.

11. ALL building sewers shall remain exposed and not backfield until a Building Inspector has completed his inspection of the installation which shall be evidenced by a notice in writing left by him on the premises and any requirements of his respecting the installation shall be carried out forthwith after a re-inspection made before any covering, backfiring, finishing or connections of the building's sewer to the sewerage system.
12. NO connection to the sewerage system shall be made or continued while any requirements of the Building Inspector are not met.
13. ALL building sewer installations required by this bylaw shall be constructed and installed by or on behalf of the owner and at the sole cost of the owner.
14. NO person shall discharge into any ditch, drain, creek, stream, water-course or any other public or open place, any sewerage, refuse or other offensive substances.
15. IN the event that some process using water is carried out or intended to be carried out on any premises so as to prevent the introduction into the sewerage system of any gases, liquids, or solid matter prohibited by this bylaw, the City Engineer after inspection thereof, may issue a permit authorizing the use of the process as one satisfactorily designed to prevent the discharge so prohibited.
16. ALL water used in industrial systems whether for cooling, washing or other processing, shall before being discharged into the drainage system, be reduced to clear, unpolluted water.
17. THE City Engineer, Medical Health Officer and any Building Inspector or any person authorized by these officials, are hereby authorized and empowered to enter upon any real property in order to carry out the inspection and procedures described in this bylaw in order to ascertain that the requirements of this bylaw are being complied with at all times.
18. ON all real property connected to the sewerage system there shall be provided suitable means for periodic inspection by City officials of any systems or means of conveying of sewerage or drainage waters on the property.
19. ALL regulations made pursuant to the Greater Vancouver Sewerage and Drainage District Act governing the admission of wastes into sewers, are hereby by reference incorporated into this bylaw as minimum standards for the admission of waste into the sewerage system provided by the Corporation of the City of New Westminster and described in this bylaw, and where the regulations specifically set out in this bylaw conflict with any of the

regulations adopted by reference from the regulations pursuant to the Greater Vancouver Sewerage & Drainage District Act, the regulations imposing the stricter requirements shall apply.

20. EVERY person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provision of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw, shall be deemed to have committed an offence against this bylaw and shall be liable to the penalties hereby imposed.

Penalty Upon Conviction

21. (a) EVERY person who commits an offence against this bylaw shall upon conviction be liable to a fine not exceeding the sum of Five Hundred Dollars (\$500.00) and costs (including the costs of the committal and conveyance to the place of imprisonment) for each offence, and in default of payment therefor, to imprisonment to a term not exceeding thirty (30) days.

Bylaw No. 4562, 1971

- (b) IT shall be unlawful for any person in charge or control of any building, premises, or land to permit any drainage to flow from such building, premises or land on to a street and the cost of removing any nuisance caused thereby shall be a charge for work done or services provided in abatement thereof and deemed taxes in arrears on the thirty-first day of December following.