

THE CORPORATION OF THE CITY OF ROSSLAND

BYLAW #2092

A BYLAW TO REGULATE THE CITY WATER SYSTEM OPERATION

WHEREAS Sections 363 & 517 of the Municipal Act (RSBC Chapter 323) authorizes the Council of the City of Rossland to establish and use a water distribution system to supply water for any and all purposes for the inhabitants of the municipality and adjacent localities,

NOW THEREFORE the Council of the City of Rossland in open meeting assembled ENACTS AS FOLLOWS:

SHORT TITLE

1. (1) This Bylaw may be cited as the "WATER SERVICE BYLAW, 2000"

SERVICE AREA

2. (1) The water service area of the City shall be the area within 100 meters of any water distribution main.
 - (2) No request for a water service connection in excess of 100 meters of any water distribution main shall be approved.
 - (3) For the purpose of this Bylaw, all properties connected to the City's water system at the time of the adoption of this Bylaw shall be deemed to be within the water service area.
3. (1) No request for a new water service connection outside of the municipal boundary shall be approved.

STANDARDS

4. (1) The minimum pipe diameter of a water main shall be 150 mm.
 - (2) The minimum pipe diameter of a water service shall be 19 mm.
 - (3) Any water pipe with a diameter of less than 150 mm to which two or more services are connected at the time of the adoption of this Bylaw shall be deemed to be a non-conforming water main.
5. (1) Water service connections with a pipe size from 19 mm to 50 mm shall be made of copper pipe.
 - (2) Water service connections with a pipe size greater than 50 mm shall be made of ductile iron pipe.
 - (3) Where evidence is provided to the City that a copper or a ductile iron pipe may be corroded by soil conditions in the area of a requested water service connection, the City may approve other pipe materials deemed appropriate by the City for such water service connections.

6. (1) The minimum depth at which a water main or a water service shall be installed is 1.5 meters below the natural ground surface.
- (2) Where the required minimum depth of installation cannot be reached due to rock formations, a water service may be installed at a lesser depth, provided that such service be protected from freezing, to the satisfaction of the City, by the installation of heat tracing or insulation.

SERVICE CONNECTIONS

7. (1) A request for a service connection shall be submitted in a form as may be prescribed by the City from time to time.
8. (1) The City's maintenance responsibility for water service connections shall extend from the point of connection at the watermain to and including the curb stop (water shut off valve).
- (2) The property owner's maintenance responsibility for a private water service is from the connection point where the line ends or enters a building to the curb-stop (water shut off valve).
- (3) If a service connection as described in Section 8.(2) is found to be leaking, the property owner has a responsibility to undertake the necessary repairs without delay.
- (4) If repairs have not been made to a private water service within a reasonable amount of time after notification from the City, the City shall notify the property owner, by registered mail, that if repairs are not made within 14 days, the City shall terminate service immediately. Termination and resumption services performed by the City, shall be subject to all applicable fees and charges.
- (5) The charge for any maintenance work performed on a private water service by the City shall include the cost of materials, plus the cost of equipment rental at the current City equipment rental rate, plus the cost of labour at the current City shop labour rate, plus all applicable federal and provincial taxes.
- (6) Where the City is requested to provide service work outside of regular working hours, being Monday to Friday, 7:00 AM to 3:30 PM. except statutory holidays, a basic call out charge of \$200.00 shall be invoiced in addition to all other charges defined in this section.
- (7) The City shall not perform service work on a private water service, unless the owner or a person acting on behalf of the owner has first signed an authorization as prescribed by the City.
9. (1) All nonresidential water service connections shall be fitted with a metric formatted water meter and remote readout device approved by the City.
- (2) All residential water connections serving three or more dwelling units shall be fitted with a metric formatted water meter and a remote readout device for the water meter approved by the City.
- (3) All new residential water connections shall be fitted with a water meter setter and a remote readout wiring for the water meter as approved by the City.

- (4) A property owner may request the installation of a metric formatted water meter and a remote readout device for the water meter, as approved by the City, to an existing residential water connection.
- (5) The property owner shall be responsible for the cost of supply and installation of a water meter and a remote readout device.
- (6) The installation and the location of a water meter and a remote readout device shall be subject to the City's approval.

SERVICE TERMINATION & RESUMPTION

10. (1) An owner requesting the termination or resumption of a water service shall submit such request to the City in writing not less than seven days prior to the desired termination or resumption date.
 - (2) If the City receives a written request for termination or resumption of a water service less than seven days prior to the desired termination or resumption date, the City shall not be liable for any claims which may result directly or indirectly from a delay in the requested termination or resumption.
 - (3) The City shall not accept any verbal requests for the termination or resumption of a water service.
11. (1) Notwithstanding any other provisions in this Bylaw, where a water service termination is requested due to a broken water line, a fire or any other emergency, the City shall endeavor to terminate such service without delay.

WATER USE RESTRICTITONS

12. (1) The use of lawn or garden sprinklers or other lawn or garden watering devices, excluding the use of underground automatically timed sprinklers, or other non-essential use of water on any property in the City shall be permitted only between the hours of 7:00 a.m. to 11:00 a.m. and 5:00 p.m. to 9:00 p.m. on any day and shall be prohibited at any other time.
 - (2) The use of underground automatically timed sprinklers shall be permitted between the hours of 12:00 midnight to 6:00 a.m. on any day and shall be prohibited at any other time.
 - (3) When the water reserves of the City are reduced to a main reservoir level of 1 meter below full capacity, the Manager of Public Works may issue a general order to suspend the watering of all lawns and gardens, public or private, residential or non-residential, at any time.
 - (4) During any period when a general order to suspend watering has been issued, it shall be considered an offense to water lawns and gardens, public or private, residential or non-residential, at any time.

- (5) Following the imposition of watering restrictions, the Manager of Public Works shall revoke general lawn and garden watering restrictions when the water reservoir level has recovered to .5 meter below full capacity.
13. (1) Notwithstanding section 12 of this Bylaw, Council may, by resolution, apply such additional water use restrictions, in such form and for such duration as deemed necessary by Council, for the purpose of maintaining an adequate water supply.
 - (2) The Administrator, the Manager of Public Works or a City employee acting on behalf of the Administrator or the Manager of Public Works may impose immediate emergency water use restrictions in any form deemed necessary in a situation where the quality or the volume of the City's water supply is jeopardized to a degree deemed hazardous to life or property.
 - (3) In any case where emergency water use restrictions have been imposed pursuant to this section, the Administrator shall submit a written report to Council at the next meeting of Council stating all circumstances and actions taken in conjunction with the emergency.
14. (1) The City shall notify water users of water use restrictions imposed pursuant to section 13 of this Bylaw by means of advertising in either a local newspaper, local radio station, by bulk mailing notices through the Rossland Post Office, or by any other means appropriate in consideration of the circumstances of the required water use restriction.

CONDITIONS OF SERVICE

15. (1) Council shall adopt such policies and employ such staff and equipment as may be necessary to maintain such water quality and service standards as may reasonably be required for the safe operation of the City's water system.
 - (2) The City does not purport to offer any guarantees with respect to the quality or quantity of water supplied by the City, nor does the City purport to guarantee the continuity or line pressure of the water service.
 - (3) Property owners shall be responsible for the installation and maintenance of any device that may be necessary to reduce or increase water pressure, or to filter any silt, sand or other matter, which may be found in the water system.
16. (1) Where a property owner requires a guarantee of water service continuity, water quality, water pressure or any other aspect of the service, the City may enter into an agreement with such owner for the delivery of the service and the City may establish such rates for the service as may be required to cover the anticipated cost of the service guarantee provided.

GENERAL REGULATIONS

17. (1) No person shall destroy, interfere or tamper with any component of the water system, within the City or outside of the City boundaries, including but not limited to the watershed and its creeks, reservoirs, dams, pipes, pumps, the water treatment plant and related fixtures; the water mains, meters, remote readout devices, valves, pressure reducers, hydrants and related fixtures.

- (2) Without having first received specific permission from the City, no person shall turn on or turn off a water service connection.
- (3) No person shall interfere with or obstruct an employee or a contractor of the City engaged in any aspect of the management, supervision, maintenance or operation of the water system.
- 18. (1) The thawing of frozen water main pipes shall be the responsibility of the City, and the thawing of frozen water service lines shall be the responsibility of the owner of the property serviced by such line.
- (2) The use of welding machines and similar electric machines not specifically designed for thawing frozen pipes is prohibited.
- 19. (1) The use of a water service connection as the means of grounding a residential electrical supply service is prohibited.

PENALTIES

- 20. (1) Any person who violates any provision of this bylaw is guilty of an offense and shall be liable to a fine of not less than fifty dollars (\$50.00) and not more than two thousand dollars (2,000.00), or to a term of imprisonment not exceeding six (6) months, or to both such fine and imprisonment.
- (2) In addition to any other penalty, the City may disconnect any service connection which was installed or which is contributing to a violation of any provisions of this Bylaw, and the City may refuse to reconnect such service until all violations of this Bylaw have been corrected to the City's satisfaction.

ENACTMENT

- 21. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) Bylaws #2023 is hereby repealed.
- (3) This Bylaw shall come into full force and effect on the final adoption thereof.

READ A FIRST TIME	this 24th day of July, 2000
READ A SECOND TIME	this 24th day of July, 2000
READ A THIRD TIME	this 24th day of July, 2000
PUBLISHED PURSUANT TO BYLAW #1962	this 28th day of July, 2000
RECONSIDERED AND FINALLY ADOPTED	this 14th day of August, 2000

Mayor

City Clerk