BY-LAW NO. 27

WASTEWATER MANAGEMENT DISTRICT

BEING A BY-LAW to establish a Wastewater Management District within the community of Wood's Harbour and to regulate the use and maintenance of a wastewater management system, the discharge of sanitary sewage into a public sanitary sewage system, and as well upgrading private septic systems in the Wastewater Management District, and providing penalties for violation thereof.

Part 1 - DEFINITIONS

1. Unless the context specifically states otherwise, the meaning of terms used in this By-law shall be as follows:

   (ai) "Building Sewer" shall mean a sewer which is located on private property and which connects the building sanitary conveniences to the sanitary sewer.

1. (a) "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

1. (b) "Individual Sewage Pump" shall mean a pump which operates to propel any sanitary sewage originating from an individual building into the sewer system.

1. (c) "Inspector" shall mean any sanitary inspector, public health inspector, supervisor of public works, or any person who is authorized by the Municipality of the District of Barrington to carry out inspections or investigations on behalf of the Municipality of the District of Barrington as may be required under this By-law.

1. (d) "Municipal Council" shall mean the Council of the Municipality of the District of Barrington.

1. (e) "Municipal Sewer" shall mean a sewer controlled by the Municipality.

1. (f) "Municipality" shall mean the duly elected officials of the Municipality of the District of Barrington acting in Council.

1. (g) "Natural Outlet" shall mean any outlet into a ravine, gulch, watercourse or the bed thereof, whether the same usually contains water or not, or any stream, river, creek, ditch, lake, or other body of surface or groundwater.

1. (h) "On-site Sewage Disposal System" shall mean:
   - (i) septic tank and a disposal field,
   - (ii) a holding tank
   - (iii) a privy; or
   - (iv) a system, other than described above that meets requirements of the Department of Environment and Labour.

1. (i) "Sanitary Building Sewer" means a building sewer that conducts sewage.

1. (j) "Storm Building Sewer" means a building sewer that conveys storm water.

1. (k) "Sanitary Sewage" shall mean water-carried wastes from the sanitary conveniences of residences, commercial buildings, or premises, institutions, and industrial establishment.

1. (l) "Sanitary Sewer" shall mean a sewer which carries sanitary sewage, as defined hereinafter, and to which storm, surface, and groundwater are not intentionally admitted.

1. (m) "Sewer" and "Sewage Works" shall mean all sewers, sewer systems, sewage pumping stations, sewage treatment plants, on-site disposal systems, and other works for the collection, acceptance, transmission, treatment, and disposal of sewage.

1. (n) "Storm Water" shall mean ground, surface, and storm waters which are unpolluted other than by their contact with the natural environment.

1. (o) "Storm Sewer" shall mean a sewer which carries storm and surface waters, industrial cooling water, or unpolluted process waters, but excludes sanitary sewage.

1. (p) "Supervisor of Public Works" shall mean the individual employed by the Municipality of the District of Barrington to be responsible for the maintenance and operation of all sewage works.

BY-LAW NO. 27

PART 2 - DESCRIPTION OF THE WASTEWATER MANAGEMENT DISTRICT AND ITS MODE OF OPERATION

2. The boundaries of the Wastewater Management District in the Municipality of the District of Barrington subject to this By-law are fully described in Appendix "A" attached to the By-law and illustrated in a plan contained in Appendix "A" attached to this By-law.

3. The wastewater management system shall consist of a central collection and treatment system to which building sewers shall be connected. Sewage shall be conveyed to the collection and treatment facilities by gravity and the use of pumps. No new private on-site sewage disposal system shall be permitted in the Wastewater Management District. The wastewater management system includes the upgrading and maintenance of on-site sewage disposal systems for buildings in existence prior to May 15, 1991, where the central collection and treatment system is not available to serve the building.

4. The management, operation and control of the Wastewater Management District as defined in paragraph 3 of this part is vested in the Municipal Council of the Municipality of Barrington. All records, minutes and all written proceedings thereof shall be kept by the Clerk-Treasurer of the Municipality.

5. The Municipal Council shall have the power to construct additional sewer lines or sewer systems within the defined Wastewater Management District, and to do all such other work as may be found necessary or convenient in the management of the district.

6. The Municipal Council may by resolution order the repair or improvement of all sewer lines in the defined area whenever the same shall be considered necessary and desirable.

7. The Supervisor of Public Works of the Municipality shall make an annual report to the Municipal Council concerning the operation and maintenance of the wastewater management systems in the Wastewater Management District.

BY-LAW NO. 27

PART 3 - THE REQUIRED USE OF SEWERS IN THE WASTEWATER MANAGEMENT DISTRICT

8. The owner of any dwelling house, shop, store, office, service station, garage, fish processing plants, or any other building within the Wastewater Management District, as defined herein, is hereby required at his or her expense to connect any facilities discharging sanitary sewage to the sewer system established by the By-law within sixty (60) days after official notice to do so. Upon failure to do so, the Municipality may cause such connection to be made and bill the property owner for the cost of same.

9. When installing a sanitary sewer connecting buildings which were in existence before May 15, 1991, to the wastewater management system the Municipality will bring the sanitary sewer to the property boundary of a point within 70 feet of the foundation wall of the building to be connected. For any new buildings constructed after May 15, 1991, within the Wastewater Management District the Municipality shall bring the sanitary sewer to the highway right-of-way or to the boundary of a sewer easement and it shall be the responsibility of the owner of the real property on which the building is situate to connect the building to the sanitary sewer in accordance with Part 3, Section 8, herein.

10. Where a public sewerage system is not available within the Wastewater Management District, to serve a building which was in existence before May 15, 1991, the building sewer shall be connected to a private on-site sewage disposal system which will be upgraded to the Department of Environment and Labour requirements at the cost of the Municipality, provided that the cost of laying pipe from the foundation of the building to the septic tank shall be the responsibility of the property owner on which the building shall be situate. The Municipality shall maintain the on-site system including having the tank pumped out from time to time, as deemed necessary by the Supervisor of Public Works, for proper maintenance.

11. Where it is necessary for an individual house to utilize a pump to propel any sanitary sewage originating from the individual building into the sewer system, the cost of purchasing such a pump and its installation in the individual building shall be borne by the Municipality of Barrington on a one time basis at the time when the initial connection to the wastewater management system is made. Future costs relating to the operation, maintenance or replacement of any individual sewage pump shall be borne by the owner of the property which it serves.

12. Where it is necessary to utilize a pump to propel any waste products originating from more than one individual building collectively into the sewer system, the cost of purchasing such a pump and its installation to serve the individual buildings under different ownership shall be borne by the Municipality of Barrington. Furthermore the Municipality will pay for all costs relating to the operation, maintenance or replacement of such a multi-building sewage pump.

13. No person shall make any connections to either the municipal or private system or alter or disturb in any way parts thereof without first obtaining written permission from the Municipal Supervisor of Public Works.

BY-LAW NO. 27

PART 4 - USE OF PUBLIC SEWERS

14. No person shall discharge or cause to be discharged any storm water, surface water, groundwater, roof runoff, sub-surface drainage, cooling water or industrial process waters to any sanitary sewer.

15. No person, firm or corporation shall permit any pipe carrying sewage or surface water to discharge into any sewer trench.

16. No person, firm or corporation shall injure, break or remove any portion of the municipal sewer system.

17. No person, firm or corporation shall throw or permit to be thrown or deposited in any sewer opening or receptacle connected with the sewer system any garbage, offal, dead animals, bones, ashes, cinders, rags or any other material or thing excepting feces, urine, necessary toilet paper and household liquids.

18. No person shall discharge or cause to be discharged into the sewer system the following described substances, materials, waters, or wastes:

    (a) Sewage at a temperature in excess of Sixty Degrees (60) Celcius;

    (b) Sewage containing any flammable or explosive matter, and without limiting the generality of the foregoing, gasoline, benzene, naphtha, fuel oil, acetone or other solvents;

    (c) Any quantity of matter capable of obstructing the flow in or interfering with the proper operation of any part of the sewage works.

    (d) Sewage that may cause a nuisance, and without limiting the generality of the foregoing, sewage containing hydrogen sulphide, carbon disulphide, ammonia, trichlorethylene, sulphure dioxide, formaldehyde, chlorine, bromine, or pyridene, in such quantity that an offensive odour could emanate from the sewage works or could cause a nuisance;

    (e) Sewage containing animal wastes and without limiting the generality of the foregoing, containing intestines, stomach casings, intestinal contents, hides, hooves, toenails, horns, bones or poultry heads or sewage containing hair, wood, fur, feathers, paunch manure or fleshlings.

(f) Sewage containing toxic or chemical pollutants in greater concentrations that is permitted by any authority having jurisdiction over the receiving waters.

19. The Municipal Supervisor of Public Works shall have the power to enter upon private property for the purpose of examination, supervision, maintenance or installation related to the wastewater management system.

BY-LAW NO. 27

PART 5 - FINANCES

20. Every owner of land which is serviced by the municipal sewer system or by an individual on-site sewage system within the wastewater management district, shall pay to the Municipality an annual charge, known as the Sewer Service Charge, for both the construction and maintenance of sewage works and the operation of any sewage treatment facilities in the amount of Three Hundred Ten Dollars ($310.00) for each unit value set out in Appendix "B" attached to this By-law.

21. The Sewer Service Charge shall be due and payable on the date for payment of general rates and taxes each year.

22. All sewer service charges unpaid shall bear interest on the same effective date and at the same rate of interest as general rates and taxes established by the Municipal Council annually by resolution.

23. Every sewer service charge imposed under the provision of this By-law shall constitute a lien on the real property as provided for rates and taxes under the Assessment Act of the Province of Nova Scotia and shall be collectible in the same manner as rates and taxes on real property are collected under the Assessment Act.

Amended July 24, 2007.
Amended July 27, 2015.

BY-LAW NO. 27

PART 6 - APPLICATION TO CONNECT

24. After the original wastewater management system has been installed and the on-site sewage disposal systems have been upgraded, no person shall enter the system without first obtaining a permit from the inspector or such other municipal official as is designated from time to time.

25. Every person when applying for a permit, for connecting to the system, after the original wastewater management system has been installed, shall complete an application form as shown in Appendix "C" attached to this By-law.

26. The construction and installation of such service connections shall be conducted subject to an inspection and review by the Inspector, and shall be installed in accordance with good engineering practices and in accordance with the Canadian Plumbing Code.

27. Every person connecting to the wastewater management system after the original wastewater management system has been installed shall pay a fee of One Hundred Dollars ($100.00) to the Municipality of the District of Barrington towards the cost of installation which shall be due and payable at the time of applying for the permit.

27. (a) The Connection Fee shall be waived where the building sewer connection is being made to an existing sewer lateral, installed by the Municipality and approved by the Inspector.

(b) The connection of a sanitary sewer system constructed by a developer shall be subject to a connection fee of $100.00 since all connectors and laterals have been installed as per requirements of the Subdivision By-Law. See Part 10 and Part 15 of the Subdivision By-Law for more information.

28. The Inspector of the Municipality shall be permitted at all reasonable times of the day to enter all properties within the wastewater management district for the purpose of inspection and testing in accordance with this By-law.

BY-LAW NO. 27

PART 7 - PENALTIES

29. (1) Any person found to be violating any provisions of this By-law shall be subject to prosecution and upon conviction shall for each offence be liable to a penalty of not less than one hundred dollars, nor more than one thousand dollars and in default of payment to imprisonment for a period of not less than fifteen days nor more than three months.

Appendix A - Described boundaries of the wastewater management district and map.

Appendix B - Unit value to calculate annual sewer service charge.

Appendix C - Application form.

BY-LAW NO. 27

APPENDIX "A"

DESCRIPTION OF WASTEWATER MANAGEMENT DISTRICT

COMMENCING at a point where the northern boundary of the original Township of Barrington intersects the seashore at a point commonly known as the boundary between the community of Wood's Harbour and Shag Harbour;

THENCE in a generally northerly direction following the various courses of the seashore to the northern boundary of property of Arthur James Belliveau;

THENCE in an easterly direction following the northern boundary of the Arthur James Belliveau property to the boundary of highway number three;

THENCE following the boundary of highway number three in a southerly direction a distance of fifty (50) feet more or less or until it comes to a point being directly opposite the northern boundary of property of Dorothy Stoddard which is located on the opposite side of the highway;

THENCE in a easterly direction crossing number three highway and following the northern boundary of property of Dorothy Stoddard and continuing along the boundary of property of Gary R. Stoddard until it intersects the boundary of the former C.N.R. right-of-way now owned by the Department of Lands and Forests;

THENCE in a southerly direction following the western boundary of the former C.N.R. right-of-way to a point where it intersects the old Township of Barrington boundary line;

THENCE in a southwesterly direction following the old Township boundary to the seashore and the place beginning.

BY-LAW NO. 27

APPENDIX "B"

SCHEDULE OF SEWER SERVICE CHARGES
WASTEWATER MANAGEMENT DISTRICT

TYPE OF CONSUMER	
Single Detached Dwelling	1.0
Mobile Home	1.0
for private swimming pool add	1.0
for each Doctor or Dentist office in private home add	1.0
for each beauty shop or barber shop in private home add	0.75
Individual apartment	1.0
Senior Citizens Home, per unit	0.6
Rooming house, Boarding house, Convent, dormitory up to five beds	1.0
each additional bed	0.2
Hospitals and homes with medical care facilities	
without laundry facilities per bed	0.5
with laundry facilities per bed	0.75
Schools per classroom without cafeteria or gym	
per classroom	1.0
with cafeteria or gym per classroom	1.5
with both cafeteria and gym per classroom	2.0
Doctor, Dentist Office Beauty Shop	1.0
Tourist Home/Bed & Breakfast Home	
with one bathroom	1.0
for each additional bathroom	0.3
Hotels, Motels, and tourist cottages	
with housekeeping facilities; each room or unit	0.5
without housekeeping facilities; each room or unit	0.3
Restaurants, etc. are additional to above listings and are rated in accordance with this schedule	
Tourist Trailer Park	
with hook-up facilities, per unit space	0.75
without hook-up facilities per unit space	0.3
Stores, banks, clubs, recreational facilities, barber shops and places of business including industrial premises	
first washroom facility	1.0
each additional washroom facility	0.5
Cafeterias etc. are in addition to above listing and are rated in accordance with this schedule	

Churches, church halls, each washroom facility	0.3
Buildings owned by fraternal organizations	0.3
Fire halls and fire stations with facilities	0.5
Fire halls and fire stations without facilities	0.3
Laundromat	1.0
for each machine	0.5
Service Stations	2.0
for each bay	1.5
Car Washes	
for each bay	1.5
with washroom facilities	1.0
Restaurants, Snack Bars and Cafeterias	1.0
for each 10 seats add	0.25
Premises licensed by the Nova Scotia Liquor Commission	
Restaurant, lounge, dining room or club	1.0
for each 5 seats add	0.25
Drive-in Restaurant or Theatre with canteen	1.0
for first washroom facility add	1.0
for each additional washroom facility add	0.5
Vacant Land	
for each lot with up to 300' fronting or abutting on a public highway or lane on which public sewer services have been installed	0.3
for each additional 50', or portion thereof, of street or land frontage	0.1
Street or highway frontage of a lot in excess of 300', for each of the within types of users for every 50' or portion thereof, of street or highway frontage in excess of 300'	0.1
Grouped dwellings, apartments or mobile homes located on the same lot:	
For each of the first 3 units	1.0
for each additional dwelling, apartment or mobile home	0.75
Stores, banks, clubs, recreational facilities, barber shops, and places of business including industrial premises which have no sanitary facilities	0.5
Adult Residential Institutions	
Up to five beds	1.0
For each additional bed	0.2

Amended September 27, 2004

BY-LAW NO. 27

APPENDIX "C"

APPLICATION TO CONNECT

To the Municipality of Barrington:
Names of the Property Owners
The undersigned, being the
(Owner, Owner's agent)
of the property located at
(residence, commercial building, etc.)
does hereby request a permit to install and connect a building sewer to serve the

at said location.

1. The following indicated fixtures will be connected to the proposed building sewer:

Number	Fixture	Number	Fixture
	Kitchen Sinks		Water Closets
	Lavatories		Bath Tubs
	Laundry Tubs		Showers
	Urinals		

Specify other fixtures.....

2. The maximum number of persons who will use the above fixture is

3. The name and address of the person or firm who will perform the proposed work is

4. Plans and specifications for the proposed building sewer area are attached hereunto as Exhibit "A".

In consideration of the granting of this permit, the undersigned agrees:

1. To accept and abide by all provisions of the Wastewater Management District By-law of the Municipality of the District of Barrington, and of all other pertinent By-laws or regulations that may be adopted in the future.

2. To maintain the building sewer at no expense to the Municipality.

3. To notify the Municipality when the building sewer is ready for inspection and connection to the municipal sewer, but before any portion of the work is covered.

Date:..... Signed.....
(applicant).....
(address of applicant).....
.....

Application approved an permit issued:

Date:..... Signed.....
(Municipal Official).....

THIS IS TO CERTIFY THAT the foregoing is a true copy of Part 5 - Finances of By-Law No. 27, "Wastewater Management District", as amended by the Barrington Municipal Council at their meeting held July 27, 2015 to increase the Sewer Service Charge for the Woods Harbour sewer system. Public notice was given by way of a publication in the Coast Guard Newspaper on August 11, 2015.

_____

Brian Holland, Clerk-Treasurer

Clerk's Annotation for Official By-law Book

Date of first reading:	June 22, 2015
Date of advertisement of Notice of Intent to Consider:	July 7, 2015
Date of second and final reading:	July 27, 2015
*Date of advertisement of Passage of By-law:	August 11, 2015
Date of mailing to Minister a certified copy of By-law:	August 11, 2015

I certify that the above amendments to Part 5 - Finances, of By-law No. 27 was approved by Council July 27, 2015 and published as indicated above.

_____ _____

Clerk Date

*Effective Date of the By-law unless otherwise specified in the text of the By-Law.