BY-LAW NO. 28
LIMIT OF LIABILITY

1. In this By-Law,

   a) "sewerage" means the structures, devices, equipment and appurtenances intended for the collection, transportation, pumping and treatment of sewage, including storm water;

   b) "water system" means the structures, devices, equipment and appurtenances intended for the collection, transportation, pumping and treatment of water.

2. The Municipality of the District of Barrington and its officers and employees are not liable for damages caused, directly or indirectly, by

   a) the operation, maintenance, repair, breaking or malfunction of sewerage or a water system; or

   b) interference with the supply of water through a water system,

   unless the damages are shown to be caused by the negligence of the Municipality of the District of Barrington or its officers or employees.

3. The Municipality of the District of Barrington and its officers and employees are not liable for any damages caused by the discharge of any sewage or water into any premises from a public sewer unless such discharge was caused by the improper construction of the sewer or by neglect in the maintenance of it.

4. The Municipality of the District of Barrington and its officers and employees are not liable for any damages caused by the discharge of any sewage or water into any premises from a public sewer in any case in which the By-Laws of the Municipality of the District of Barrington or the Municipal Reform (1994) Act have not been complied with by any owner or previous owner of the property.

5. By this By-Law, the Municipality of the District of Barrington has determined that Section 154 of the Municipal Reform (1994) Act applies to the Municipality of the District of Barrington and its officers and employees.

January 10, 1996