

## SHIPS POINT IMPROVEMENT DISTRICT

### Water Distribution and Regulation Bylaw No. 119

A bylaw for regulating the distribution and use of water and prescribing penalties for non-compliance with the regulations.

The Trustees of Ships Point Improvement District enact as follows:

1. In this bylaw, unless the context otherwise requires:

“Improvement District” means the Ships Point Improvement District.

“Trustees” means the Trustees of the Improvement District or their duly authorized designate(s).

“Water” means water conveyed through the works operated or maintained by the Improvement District.

“Works” means anything capable of or useful for diverting, storing, measuring, or conveying, conserving, retarding, confining or using water.

#### Service Connections

2. The type and size of service connection and the arrangement of valves and other appurtenances required to regulate the water will be specified in the design guidelines for the Improvement District.
3. Inspection of the service connection by the Improvement District or an Improvement District designate is required prior to initial turn-on of the water service.

#### Turn Off and Turn On

4. Property owners who wish to have their water service discontinued must give the Improvement District fourteen (14) days written notice. The water service will be turned off by the end of the month following the request. The property owner must pay a turn-off fee as detailed in the water tolls bylaw in effect at that time. Before the water service is turned on again, the property owner must pay a turn-on fee as detailed in the water tolls bylaw in effect at that time.
5. The Improvement District or an Improvement District designate may order the water turned off to any property where tolls have been owing for forty-five (45) days or longer from the payment due date.

#### Trustees Right of Access

6. The Trustees or their designate shall have right of access to all parts of a person’s property or premises at all reasonable hours for the purpose of inspecting or testing any works, fittings or appliances related to the use of water, or for the purpose of installing, removing, repairing, reading or inspecting meters and no person will obstruct or prevent the Trustees or their designate from carrying out any of the provisions of this bylaw.

#### Improvement District Works

7. No person except the Trustees or their designate will open, shut, adjust, draw water from or tamper with any of the Improvement District’s water works.
8. No person will obstruct at any time or in any manner access to any hydrant, valve, stop cock or other fixture connected with the Improvement District’s works, and should any person so obstruct access to

any fixture by allowing accumulation of surface water around it or by placing thereon or near thereto any structure or material, the Trustees or their designate may remove such obstruction at the expense of the offending person.

9. When a property owner requests that any of the Improvement District's works situated within an easement in favour of the Improvement District be moved or relocated, the entire cost of moving or relocating the said works will be borne by the property owner unless other arrangements are agreed upon in writing by both parties.

### **Works on Private Property**

10. No person to whose premises water is supplied will make, or permit to be made, any additional connection to their service of either temporary or permanent nature, for the purpose of supplying water to another building, or house trailer on their or any other property without permission of the Improvement District.
11. No person will interconnect any portion of works on private property which are supplied by the Improvement District with an external source of water, such as a well, except with written permission of the Improvement District. Wherever works on private property which are supplied by the Improvement District are connected to a body of contaminated water, such as a swimming pool, in such a way that, if a reverse flow were to be induced, a health hazard could result, the owner of the private property will install and maintain a back flow preventer on every such potentially dangerous cross connection to the approval of the Improvement District.
12. No change or addition to the number or type of fixtures on a premises, for the purpose of expanding a commercial or industrial enterprise, will be made until notice thereof has been given in writing to the Improvement District and written permission obtained. Any extra charge or higher toll payable due to the change or addition must be paid before the change or addition is commenced.
13. No person will use or permit the use of any pump or other device for the purpose of, or having the effect of, increasing the pressure in any pipe without the written permission of the Improvement District, whether such pipe forms part of the Improvement District's works or part of the works on the said person's premises. The Improvement District may, without notice, discontinue service to any person employing such pump or other device.
14. The property owner will be responsible for the safekeeping, maintenance, repair and replacement of all service pipes and plumbing systems from the Improvement District's service connection or standard waterworks valve at their property line and will protect them from frost or other damage, and will promptly repair frozen, leaky or imperfect pipes or fixtures.
15. No reduction in rates will be allowed on account of any waste of water unless the Improvement District is satisfied that such waste arose from an accident to the pipes or fittings on the property owner's premises arising from a cause beyond their control and that the property owner used all reasonable diligence to stop such waste.

### **Water Use Regulations**

16. Where, in the opinion of the Trustees, the quantity of water being used or the rate which it is being used from time to time, through any service is in excess of that contracted for or otherwise considered adequate, the Improvement District may take such measures as are considered necessary to limit the supply to said service. These measures may include the installation of a meter, partially closing the controlling curb stop or standard waterworks valve, regulating the rate and time at which water may be

used, and establishing special charges for water used in excess of a stipulated quantity or rate. The cost of any measures deemed necessary by the Improvement District under this section must be paid by the owner or owners concerned. The Trustees may limit the amount of water used by any service in the interests of efficient operation of the Improvement District's works and equitable distribution of water.

17. The Improvement District may, at any time, substitute a metered service for an unmetered service to any premises. All meters will be the property of the Improvement District.
18. No owner or occupant of any premises supplied with water by the Improvement District will sell, dispose of, or give away water, or permit the same to be taken away or applied for the benefit of other persons or premises, except by permission of the Trustees.
19. No person will use water from the Improvement District water works for filling of swimming pools or reservoirs, or for any purpose other than that required for normal domestic use, except by written request to the Improvement District and after receipt of written permission from the Improvement District.
  - i. The written request will detail the purpose, time of use and quantity of water to be used and any special works required to be altered or installed.
  - ii. Additional water tolls may be required.
20. No person will use any service as motive power for the purpose of operating machinery without permission of the Trustees, who may terminate or withdraw such permission at any time.

#### **Liability of Improvement District**

21. The Improvement District does not guarantee a specific pressure or a continuous supply of water quality to meet the special requirements of individual users. The Improvement District reserves the right to interrupt water service at any time for the purpose of making repairs or alterations to the works. If service is to be interrupted for more than four consecutive hours, due notice will be given to those water users affected.

#### **Penalties**

22. The Trustees or their designate, may on twenty-four (24) hours written notice, turn off the supply of water to any person in default of the requirements of this bylaw. The person in default will not be entitled to receive any further water from the Improvement District until such person has remedied the default. It will be unlawful for any person whose water has been turned off, pursuant to this section, to turn such water on again, or take any water from the Improvement District's works until such time as a Trustee or their designate turns on the water.
23. A person who commits an offence under this bylaw is liable on summary conviction to a fine in accordance with the *Offence Act*.

#### **Repeal**

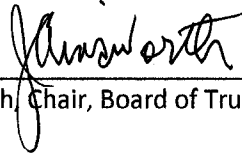
24. This bylaw repeals Water Distribution Regulation Bylaw No.3

#### **Citation**

25. This bylaw may be cited as the "Water Distribution Regulation Bylaw No.119".

Introduced and given first reading and second reading by the Trustees on the 10th day of April, 2024.

Reconsidered and finally passed by the Trustees on the 10<sup>th</sup> day of April, 2024.



4-14-24

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J. Ainsworth, Chair, Board of Trustees



4-15-24

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W. Trussler, Chair, Water Technical Committee