

# **TOWN OF OLDS**

## **BYLAW NO. 2024-10**

***BEING A BYLAW OF THE TOWN OF OLDS TO ESTABLISH AND PROVIDE FOR THE REGULATION,  
CONTROL, OPERATION, AND MAINTENANCE OF WASTEWATER AND STORMWATER UTILITIES***

**WHEREAS** Section 7 of the Municipal Government Act, Chapter M-26 2000 and amendments thereto, provide for the passing of a bylaw by a Municipal Council respecting Public Utilities within the Town and,

**WHEREAS** Wastewater is defined as a Public Utility.

**NOW THEREFORE** the Council of the Town of Olds in the Province of Alberta, duly assembled, enacts as follows:

**BYLAW TITLE:** This Bylaw may be cited as the “**Wastewater Bylaw**”.

### **DEFINITIONS**

1. **Arrears** means any Past Due amount that continues to be unpaid after the due date.
2. **Application** means the application made by the Consumer to the Town for the supply of Utility Services.
3. **Application Fee** means a Fee charged to Consumers who apply for Utility Services, as per the Town’s Rates Bylaw.
4. **Chief Administrative Officer (C.A.O.)** Municipal Government Act, Section 207
  - a) Is the administrative head of the municipality.
  - b) Ensures that the policies and programs of the municipality are implemented.
  - c) Advises and informs the Council on the operation and affairs of the municipality.
  - d) Performs the duties and function and exercises the powers assigned to a Chief Administrative Officer by this and other enactments or assigned by Council.
5. **Consumer** means any Person who has entered into a contract with the Town for the provision of Utility Services.
6. **Council** means the Municipal Council of the Town of Olds.
7. **Enforcement Officer** means a Community Peace Officer, Bylaw Enforcement Officer, RCMP Officer or an inspector appointed by and employed by the Town with respect to the enforcement of Bylaws of the Town of Olds.
8. **Flammable Liquids** means a substance or mixture of liquids that has a flash point under 37.8°.
9. **FOG (Fats, Oil and Grease)** means organic deposits extracted during the process of food preparation, cooking, cleaning, consisting of fatty acids and glycerol from meats, lard, fats, oils, dairy, and grease laden products.

10. **Hydrocarbons** means a compound composed of hydrogen and carbon, such as any of those which are the chief components of petroleum and natural gas.
11. **Municipal Violation Ticket** means a Town-issued notice that alleges an offence and provides a person with the opportunity to pay an amount to the Town in lieu of prosecution for the offence.
12. **Municipal Government Act (MGA)** means the Municipal Government Act, Chapter M-26 R.S.A. 2000 and amendments thereto.
13. **Officer** means a person appointed by the Town to enforce the provisions of this bylaw including a Bylaw Enforcement Officer, Community Peace Officer, or a member of the RCMP.
14. **Owner** means the registered owner of a property or the purchaser thereof.
15. **Person** includes any individual, partnership, firm, corporation, municipality, association, society, political or other group, and the heirs, executors, administrators, or other legal representatives of a person to whom the context can apply according to law.
16. **Premises** include lands and buildings or both, or part thereof.
17. **Pre-Treatment System** means a privately owned system for the collection, treatment, and disposal of wastewater, and may include a septic tank with an absorption field or other approved means of disposal.
18. **Private Service** means that portion of a pipe used or intended to be used for the discharge of effluent, which extends from the building to the property line.
19. **Release** means directly or indirectly releasing matter by spilling, discharging, depositing, disposing of, abandoning, leaking, seeping, pouring, draining, emptying, or any other means.
20. **Service Connections** means the part of the system or works of a public utility that runs from the main lines of the public Utility to a building or other place on a parcel of land for the purpose of providing water to the parcel and includes those parts of the system or works described in the Municipal Government Act.
21. **Stormwater System** means any part of the Town's infrastructure used primarily for the collection, transporting, and disposing of surface water.
22. **Tenant** means the Person and/or group renting the property from the Owner.
23. **TSS (Total Suspended Solids)** means an insoluble substance in liquid that is removable by filtration.
24. **Town** means the Town of Olds.

25. **Town Service** means that portion of a pipe used or intended to be used for the supply of water which extends from the Wastewater or Storm System to the property line.
26. **Utility** or **Utility Service** shall mean and include, as the context may require, the discharge of wastewater effluent or stormwater into a respective system.
27. **Violation Ticket** means a Violation Ticket issued in accordance with the *Provincial Offences Procedure Act* R.S.A. 2000, c.P-34.
28. **Wastewater System** means the Town's infrastructure used for the collection, transmission, treatment, and disposal of wastewater to the South Red Deer Regional Wastewater Services Commission.

## **ADMINISTRATION OF UTILITY AND COLLECTIONS**

### **APPLICATION FOR UTILITY SERVICE**

29. The Utility Service shall be under the general supervision and control of the Town CAO.
30. The CAO or designate shall exercise the powers and perform the duties with respect to the Utility Services conferred and placed upon them by this and any other Bylaw of the Town applicable thereto and any order or direction the Town CAO or Council with respect thereto.
31. Any Person who requires any Utility Services shall apply to the Town Office on a form provided by the Town, such form may be changed from time to time by the CAO or designate. Accounts may not be changed or transferred under circumstances other than those described below and pay a non-refundable Application Fee as per the Town's Rates Bylaw.
32. Failure by a property owner to submit a Utility Application to the Town Office a minimum of 15 days prior to occupation of the property shall be considered a contravention of this Bylaw. The Town reserves the right to discontinue service to the property until such time that an Application is submitted, and a Utility account is setup.
33. An Application shall be supported by such identification and legal authority of the Applicant as the CAO or designate may require.
34. The Utility account shall be set up in the name of the property Owner as per Land Titles notification. Any Owner desiring to have a copy of the Town Utility billing forwarded to a Tenant at a Tenant's mailing address may direct the Town to do so by making an Application at the Town Office on the printed forms provided by the Town. The Application must be signed by the property Owner. The property Owner is ultimately responsible for any outstanding charges, Arrears, and penalties from Utility billings.
35. The CAO or designate may enforce payment of all accounts rendered by whatever means he/she considers appropriate in accordance with the Municipal Government Act. This includes transferring amounts owing to the tax roll.
36. The Owner is responsible for ensuring the payment is received in the Town's bank account by the due date. Owners must consider the bank's timing to process a payment. If a payment is

received after the due date the responsibility for the late payment falls to the Owner. Allowance for bank processing time of electronic funds transfer (EFT) is the responsibility of the property Owner.

37. Upon making Application, providing all information required by the Town, and paying the Application Fee and any other sums herein required, there shall thereupon be a binding agreement between the Consumer and the Town, for the Utility Service applied for, and the provisions of the Application and this Bylaw shall constitute the terms and conditions of such agreement.
38. No provision, agreement, term, condition, or representation not contained in an Application for Utility Service or in this Bylaw shall form any part of the contract between the Town and a Consumer for Utility Service.
39. Where the Applicant is indebted to the Town for any Utility Services previously provided, the Town may refuse to provide the Utility Service until such amount is paid in full or until arrangements for payment are made satisfactory to the CAO or designate.
40. The contract for Utility Service is not transferable and shall remain in full force and effect until the Consumer notifies the Town Utility Clerk prior to the termination or transfer date, of their desire to terminate the contract or until the said contract shall have been terminated by the Town.
41. The Town does not guarantee the continuous uninterrupted supply of any Utility, and the Town, its officers, employees, or agents shall not be liable for any damages of any kind due to or arising out of a failure to supply a Utility.
42. Every Consumer shall, at the time of Application for a new Utility Service, pay an Application Fee as per the Town's Rates Bylaw.
43. All Schedules attached and form part of this Bylaw may be amended the same way the Bylaw was implemented.

#### **TEMPORARY DISCONNECTION OR TERMINATION OF SERVICE**

44. When the premises to which Utility Service is provided becomes vacant and no new Application for Service has been made the Owner shall continue to be responsible for the monthly flat charge and any consumption charges as indicated in the Town's Rates Bylaw.
45. The Town may discontinue the supply of all Utility Service for any of the following reasons:
  - a) Non-payment of any Utility accounts.
  - b) Failure by, or refusal of a Consumer to comply with any provision of this Bylaw.
  - c) Failure by, or refusal of, a Consumer to comply with any provisions of any Provincial Acts, the Plumbing Code, or any regulations thereunder.
  - d) In any other case provided for in this Bylaw.
46. And in such an event the Town, its officers, employees, or agents shall not be liable for any damages of any kind from such discontinuance of Service.

**SERVICE DISCONNECTION AND/OR DEMOLITION**

47. No Person shall cause, permit, or allow a building connected to a Utility Service line or main to be demolished until the service connection has been disconnected. Notwithstanding the foregoing, the CAO or designate may, in circumstances which he considers appropriate, permit the service to remain connected to the Utility Service line or main.
48. A demolition request shall be submitted to the Town through a formal Application submitted by the Person. Requests for a permit for demolition or removal of a building shall be given at least twenty working days prior to starting said work.

**PAYMENT OF UTILITY ACCOUNTS**

**ADMINISTRATION OF RATES**

49. The Town hereby levies, and the Consumer shall pay, for all services rendered hereunder the amounts and charges provided in the Town's Rates Bylaw.
50. The CAO or designate shall determine which rate contained in the Town's Rates Bylaw shall apply to any Consumer.
51. The rate payable by a Consumer as set out in the Town's Rates Bylaw for all wastewater services supplied shall be determined based on the monthly consumption reading of the associated water meter supplied to each Consumer.

**RATES AND CHARGES PAYABLE**

52. All rates and charges payable hereunder shall be paid to the Town within the time prescribed by this Bylaw. The CAO or designate shall administer Utility account payments as follows:
  - a) The Town shall issue a monthly bill to the Owner and Tenant. The Owner is the Customer on the Utility account and is ultimately responsible for all charges.
  - b) The full amount owing shown on the Utility bill is due on the billing due date shown on the bill.
  - c) Any unpaid portion of the Utility bill shall be assessed a penalty at a rate of 1.5%.
  - d) Penalties shall be applied to any unpaid portion of the Utility bill that is in Arrears after the payment due date and shall be shown on next month's Utility bill.
  - e) If the payment is not received within 45 days of the invoice date, or no acceptable payment arrangements are made with the Utility Clerk, then the total Arrears shall be moved to the property tax roll associated with the property.
53. At the discretion of the CAO or designate, flat wastewater rate charge exemptions shall be granted contingent that a property meets any one of the following criteria:
  - a) The property has no municipal Wastewater System in proximity in order to facilitate a connection.
  - b) The property has been approved for the use of alternative wastewater systems such as a private septic tank or septic field.
  - c) There is no structure on the property to facilitate a connection. As confirmed by the CAO or designate.
  - d) The property does not have an occupancy permit due to construction or renovation as determined by the Town's Safety Codes Officer, via formal written notice to the CAO or designate.

- e) The Owner has a valid demolition permit. Should the demolition not be completed by the deadline outlined in the permit, the Owner shall be back invoiced for all past flat Utility charges in full and applicable penalties.
- 54. The entire Utility account is due and payable when rendered and if not paid by the penalty date stated on the Utility bill is deemed in Arrears. Failure to receive a Utility bill does not relieve the Consumer of liability.
- 55. A Consumer who has not paid the full Utility account rendered on or before the penalty date stated in the Utility account, may have the supply of all or any Utility Services discontinued with forty-eight (48) hours-notice. The Town reserves the right to disconnect Utility Services to any Consumer whose Utility account falls into Arrears if the Utility Account remains unpaid after 10 days of being notified of such Arrears by letter. The Utility Service shall not be reinstated until all Arrears and charges owed to the Town are paid, including any shutoff and reconnection fees.

#### **APPEAL/ERRORS**

- 56. Notwithstanding any other provision of this Bylaw hereof, any Consumer who feels aggrieved in respect to the rate class a Consumer is placed under within the Town's Rates Bylaw may, by notice in writing delivered to the CAO, specifying the grounds of the complaint. Such an appeal shall in the first instance be heard and determined by the CAO. Provided that if such Consumer is not satisfied with such determination they may, by notice in writing to be delivered to the Town CAO within 30 days of the date of such determination, further appeal the matter to Council.
- 57. In the event an error has occurred in the Utility billing and the Town is responsible, the account shall be adjusted for 3 billing periods plus the current period.

### **GENERAL WASTEWATER UTILITY PROVISIONS**

#### **AUTHORITY**

- 58. The Town has the power and authority to do all things necessary for the general maintenance, management, and operation of the Utility Service.
- 59. The CAO or designate shall be the designated officer in respect of this Bylaw.
- 60. The CAO or designate is authorized to:
  - a) Carry out the administration, control, care, and management of the Utility Service.
  - b) Enter into contracts on behalf of the Town in respect of the Utility Service.
  - c) Enter onto land and structures to carry out inspections, remedies, enforcement, or other actions with respect to this Bylaw in accordance with the Municipal Government Act.
  - d) Delegate any or all powers of the CAO or designate to employees of the Town (or their designate).

#### **RESPONSIBILITY**

- 61. The Town, having constructed or caused to be constructed, operated, and maintained the Wastewater and Stormwater Systems, shall handle the disposal of effluent and stormwater.

### **SERVICE CONNECTIONS**

62. No Person shall connect to the Town's Utility Service without first obtaining written approval.
63. Owners of new developments utilizing an existing Wastewater Service Connection are responsible for ensuring the viability of the service connection prior to completing the connection. Should the Premises require a new Wastewater Service Connection, the Owner would be responsible for installation and associated costs.
64. Unless otherwise permitted by the Town, no development shall proceed on a parcel that is adjacent to the Town's Utility Service unless the owner connects the parcel's building sewer to the Wastewater System in accordance with this Bylaw.
65. Unless otherwise permitted by the Town, where the Utility Service is extended such that a Wastewater System is adjacent to a parcel of land that has a private wastewater system, the owner of that parcel, upon notice from the Town, must decommission the private wastewater system in place and connect to the Wastewater System. All the costs associated with decommissioning the private sewer system and connect to the Wastewater System shall be paid by the Owner of the parcel.

### **MANDATORY CONNECTION TO WASTEWATER SYSTEM**

66. Except where indicated, every Owner of a building, situated on land which abuts a Wastewater System, shall make an Application to construct a Service Connection and continue, at the Owner's cost, the Service Connection into the building, in accordance with the regulations of this Bylaw. The said Owner shall construct the Service within 1 year of substantial completion of the Wastewater System.
67. The following properties are exempt from the mandatory connection requirement:
  - a) Properties where the nearest corner of the building is more than 100m (300') from the property line that the Wastewater System abuts.
  - b) For any other reason deemed appropriate, at the discretion of the CAO. Record of this exemption shall be noted on the Utility account.
68. Where a property is exempt from the mandatory connection requirement of this Bylaw and the property is not connected to the Wastewater System, there shall be no flat rate charged to the property Utility account.
69. Where a property is exempt from the mandatory connection requirement of this Bylaw, the property is not exempt from any capital contribution required towards the cost of extending the Wastewater System.
70. Failure of non-exempt properties to perform the mandatory Wastewater System connection as prescribed, shall be subject to penalties. Payment of the fines shall not relieve an Owner from incurring any costs associated with completing the work outlined within this section.

### **CLEANOUT MANHOLES**

71. Cleanout manhole(s) are required to be constructed in accordance with Town Standards in locations that are accessible to the Town, on all Wastewater Service Connections to Premises such as:

- a) Industrial – oil related industries, dairies, breweries, packing plants, processing plants, feed mills, manufacturing plants, fabricating plants, painting shops, and any other industrial related facilities.
  - b) Commercial - shopping centers, strip malls, warehouses, grocery stores, heavy machine repair, welding shops, automobile repair, service stations, car washes, restaurants, paint stores, hotels, motels, dry cleaners, laundries, and any other commercial related facilities.
  - c) Residential - dwellings and apartments over 6 units.
  - d) Other - nursing homes, senior complexes, institutional facilities, hospitals, dental labs, funeral homes, schools, and any other developments that do not fall into the above three subsections, at the discretion of the CAO.
72. The Owner and occupants of the Premises shall keep free, clear, and unobstructed access to the cleanout manhole at all times.
73. The Owner shall be responsible for all costs associated with the installation and maintenance of a cleanout manhole.

#### **SEWER BACKUP AND FAILURE**

74. Should any Consumer claim that a sanitary Service Connection is plugged, the Town shall respond by investigating free flow in the Wastewater System. In the event that no blockage is observed in the mains, the customer shall be instructed to contact a plumber certified in the Province of Alberta to open the service line from inside the building cleanout, to assess the blockage.
75. Should the plumber provide evidence supporting a claim that the cause of the obstruction is from grease, ice, any foreign object that entered the Service Connection from within the building, or tree roots on any section of the service line, the Owner or Consumer shall be responsible for the costs of the repair.
76. Should the plumber provide evidence supporting a claim that the obstruction is from anything other than grease, ice, or a foreign object that entered the Service Connection from within the building, or tree roots on any section of the service line, the Owner or Consumer shall provide a video record of the obstruction for review by the Town.
77. If an investigation by the Town determines the obstruction in the Service Connection is from a material defect such as pipe collapse, sags, significant joint separation, or poor installation, the following protocols shall be adhered to:
- a) Should the cause of the claim be determined to be situated on the portion of the Service Connection from the Wastewater System to the property line, the Town shall assume reasonable costs incurred by the Consumer for the clearing of the sewer by the plumber and any repairs.
  - b) Should the cause of the claim be determined to be situated on the portion of the Service Connection from the property line to the building, the Consumer shall obtain the services of a private contractor to repair the Service Connection if necessary. The costs of any repair shall be assumed by the Consumer.
  - c) Should the problem co-exist on private property and between the main and property line, the Town shall in its sole discretion determine a fair apportionment of the costs of the repair between the Town and Consumer.

#### **PRE-TREATMENT**

78. The CAO may require an Owner to do any one or more of the following:
- a) Install, operate, and maintain at all times a wastewater Pre-Treatment System that is located at a directly accessible location.



- b) Take steps to equalize either the composition or the flow rate of a release, or both, from the Premises into the Pre-Treatment System or Wastewater System.
- c) Provide access to the Pre-Treatment System for inspection at the request of the Town.
- 79. An Owner who fails to install, operate, monitor, provide access to and properly maintain at all times a Pre-Treatment System as required by the Town is guilty of an offence under this Bylaw.
- 80. An Owner of Premises with a Pre-Treatment System installed must do all of the following:
  - a) Obtain and retain at the Premise any manuals, instructions and specifications related to the installation, operation, maintenance, and cleaning of the Pre-Treatment System.
  - b) Maintain a maintenance schedule and record of each maintenance for every Pre-Treatment System installed for a period of two years.
  - c) Submit any records as requested to the Town.
- 81. An Owner of a restaurant or similar Premises that is connected directly or indirectly to the Wastewater System, and where food is cooked, processed, prepared, or where FOG is released, must do the following in addition to section 78:
  - a) Install a FOG interceptor at a directly accessible location on the upstream side of the monitoring access point, that is designed and sized in accordance with CAN/CSA B481 and meets the requirements of the National Plumbing Code of Canada.
  - b) Monitor, operate, maintain, and clean each FOG interceptor installed in the Premises in accordance with CAN/CSA B481 and in compliance with the manufacturer's specifications.
  - c) Ensure that all wastewater does not exceed the concentration limits for FOG, as set out in Schedule "A" of this Bylaw.
- 82. An Owner of a commercial vehicle or equipment service station, car wash, repair shop or garage, or of a Premises where motor vehicles are repaired, lubricated, maintained, or washed, must do all the following:
  - a) Install an interceptor at a directly accessible location on the upstream side of the cleanout that is designed and sized in accordance with the requirements of the National Plumbing Code of Canada to prevent Hydrocarbons, Flammable liquids and TSS into the Wastewater or Stormwater Systems.
  - b) Ensure all wastewater does not exceed the concentration limits for Hydrocarbons, Flammable Liquids and TSS, as set out in Schedule "A".
  - c) An Owner is prohibited from using emulsifiers, enzymes, bacteria, solvents, hot water, or any other agent to facilitate passage of FOG or Hydrocarbons through a Pre-Treatment System.

#### **DISCHARGES AND REPAIRS TO THE WASTEWATER AND STORMWATER SYSTEMS**

- 83. Any person who Releases or allows the Release of an unauthorized substance into the Wastewater and Stormwater Systems in contravention of this Bylaw must immediately take all reasonable measures to mitigate the release.
- 84. Sump pumps, where installed, must adhere to the following:
  - a) Shall not discharge water by direct connection to either the Premises Service Connection or to the Wastewater System.
  - b) Shall not discharge water indirectly by way of a floor drain, laundry drain or any other connection to the Wastewater System.
  - c) Shall only discharge water from the sump or dry well onto the surface of the ground outside the building.
- 85. No weeping tile may be installed that drains subsurface or groundwater in such a manner that a direct or indirect connection is made with the Wastewater System.

86. No Person shall make any direct or indirect connections for either stormwater or surface water collected by drainage in weeping tiles, eavestroughs, downspouts, sumps, sump pumps or roof spouts into the Wastewater System.
87. No Person shall discharge into any Stormwater System, land drainage works, or watercourse, wastewater that:
  - a) May interfere with the proper operations of the Stormwater System.
  - b) May damage the Stormwater System.
  - c) May obstruct or restrict the Stormwater System.
  - d) That could adversely affect any person, animal, property, or vegetation.
  - e) That may impair the quality of water in any other watercourse.
  - f) That may result in the contravention of an approval, requirement, direction, or order issued by Alberta Environment or any other enforcing agency.
88. The Owner of a Premises is required to take all necessary steps to repair Private Services where damage, and/or wear and tear to such Private Services are impacting or are likely to impact the Town Service, the Service Connection, or the Wastewater System. Failure to do so constitutes an offence under this Bylaw.

#### **PROHIBITED DISPOSAL OF WASTEWATER**

89. No Person shall place, deposit, dump, or permit wastewater, deleterious substances, hazardous waste, or reactive substances in any manner upon public or private property in the Town.
90. No Person shall discharge to any watercourse within the Town, any wastewater, deleterious substances, hazardous waste, or reactive substances except where permitted by the Town in writing and where suitable pretreatment is provided, as outlined in Schedule "A".
91. Except as permitted by this Bylaw or the National or Alberta Building Code, no Person shall construct or maintain in the Town any privy or pit toilet, septic tank, cesspool, or other facility intended or used for the collection or disposal of wastewater.

#### **SPILL AND RELEASE CONTROL**

92. Any Person who Releases or permits the Release of any matter other than those permitted in this Bylaw shall immediately, after becoming aware of the Release, take all reasonable steps to:
  - a) Confine, remedy, and repair the effects of the Release.
  - b) Protect the health and safety of the public.
  - c) Minimize damage to property.
  - d) Protect the environment.
  - e) Remove or otherwise dispose of the matter as per applicable municipal, provincial, and federal standards.
93. At the time of a Release, samples may be collected by the Town and subsequent penalties may be assessed, as outlined in Schedule "B".
94. The Town may invoice the Person responsible for the Release to recover the costs of time, materials, and services arising as a result of the Release. This will include remediation, clean up, and all other associated costs. The Person responsible shall pay the costs invoiced upon demand.
95. The Owner of the Premises where the Release occurred shall notify the proper Provincial Authority as per Federal or Provincial requirements.
96. The Owner of a Premises from which a Release has been reported shall submit a written report to the Town within five (5) working days of the Release. The report shall include all parameters as follows:
  - a) Location where Release occurred.
  - b) Name and telephone number of the person who reported the Release.

- c) Date and time of the Release.
  - d) Material Released.
  - e) Characteristics and composition of material Released.
  - f) Work completed and work still in progress in the mitigation of the Release.
97. The CAO may require the Person responsible for the Release or the Owner of the premises to prepare and submit a spill contingency plan to the Town to indicate how risk of future incidents will be mitigated and how future incidents will be addressed.

#### **AUTHORITY TO INVESTIGATE**

98. The Town has the authority to carry out any inspection reasonably required to ensure compliance with this Bylaw, including but not limited to:
- a) Inspecting, observing, sampling, and measuring the flow in any private sewer, clean out, or wastewater disposal system.
  - b) Take samples of wastewater, stormwater, and subsurface water being released from the Premises or flowing within a private drainage system.
  - c) Perform on-site testing of the wastewater, storm water, and subsurface water within or being released from private drainage systems, pre-treatment facilities and storm water management facilities.
  - d) Collect and analyze samples of hauled wastewater coming to a discharge location into the Wastewater System.
  - e) Perform inspections of the types and quantities of chemicals being handled or used on the Premises in relation to possible release to the Wastewater System.
  - f) Require information from any Person concerning a matter.
  - g) Inspect and copy documents or remove documents from Premises to make copies.
  - h) Inspect chemical storage areas and spill containment facilities and request Safety Data Sheets (SDS) for materials stored or used on site.

#### **TESTING AND SURCHARGES**

99. The Town may, for the purpose of determining compliance with this Bylaw, do one or more of the following:
- a) Enter upon a Premises from which wastewater is Released to retrieve one or more samples.
  - b) Conduct testing of wastewater at any or all cleanouts located in or on the Premises.
  - c) Test discrete wastewater streams within a Premises.
100. The Town will conduct an analysis of all samples, and the result will be averaged to determine the characteristics and concentrations of the effluent being Released into the Wastewater System.
101. Notwithstanding section 96, the Town may choose to rely on a single sample taken from the Premises to determine if the effluent produced meets the requirements of the Bylaw.

### **OFFENCES AND ENFORCEMENT**

#### **Enforcement**

100. An Officer is hereby authorized and empowered to issue a Notice, Municipal Violation Ticket or Violation Ticket to any Person who the Office has reasonable and probable grounds to believe has contravened any provision of this Bylaw. The Officer may commence proceedings against such a Person.

101. Municipal Violation Tickets and Violation Tickets will be issued in accordance with the Provincial Offences Act and the Town's General Penalty Bylaw.

Continuing Offence

102. In the case of an offence that is of a continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence with respect to each day, or part of a day, during which the contravention continues, and a person guilty of such an offence is liable to a fine in an amount not less than established by this Bylaw for each such separate offence.

Fines and Penalties

103. Any Person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction to a fine of not more than TWO THOUSAND FIVE HUNDRED DOLLARS (\$2500.00) and not less than FIFTY DOLLARS (\$50.00).
104. The specified fines for an offense committed pursuant to this bylaw are set forth in in the attached Schedule "B".

Interference With Duties

105. It is an offence to interfere, obstruct, or hinder and person authorized by the Town, including Officers and other authorized persons, in the exercise or performance of the person's powers pursuant to this Bylaw.

**REPEAL CLAUSE**


102. This Bylaw repeals Town of Olds Bylaw 2018-45 Water Wastewater Bylaw.

**READINGS**

Read for a first time on the 22<sup>nd</sup> day of April 2024.  
Read a second time on the 22<sup>nd</sup> day of April 2024.  
Received unanimous consent for third reading on the 22<sup>nd</sup> day of April 2024.  
Read a third and final time on the 22<sup>nd</sup> day of April 2024.

**SIGNATURE LINE**

  
\_\_\_\_\_  
Judy Dahl,  
Mayor

  
\_\_\_\_\_  
Brent Williams,  
Chief Administrative Officer

SIGNED by the Chief Elected Official and the Chief Administrative Officer this 23<sup>rd</sup> day of April 2024.

**Schedule "A"**  
**PROHIBITED SUBSTANCES**

<i><b>Substance</b></i>	<i><b>Maximum Concentration (mg/L)</b></i>
Aluminum	50
Arsenic	0.1
Biochemical Oxygen Demand (BOD)	1000
Cadmium	0.2
Chemical Oxygen Demand (COD)	5000
Copper	2.0
Chloride	500
Chromium	3
Cobalt	5
Cyanide	1
Fat, Grease and Oil (FOG)	300
Iron	50
Lead	1
Manganese	5
Mercury	0.01
Molybdenum	5
Nickel	2
Selenium	1
Silver	0.5
Sulphate	1000
Sulphides	1
Thallium	0.5
Tin	5
Titanium	5
Total Suspended Solids	1000
Vanadium	5
Zinc	2

**Schedule "B"**  
**FINES AND PENALTIES**

Unless otherwise noted all offences of the Water Bylaw have the following specified penalties.

Penalty in Lieu of Prosecution (PLP)	1 <sup>st</sup> Offence	2 <sup>nd</sup> Offence	3 <sup>rd</sup> Offence
\$125	\$250	\$500	\$750

Specified penalties are as follows:

Section	Violation	PLP	Minimum	Maximum
61	Any Person who connects to the Town's Utility Service without first obtaining written approval.	\$200	\$1000	\$2000
64	Failure to perform mandatory connection to the Wastewater System.	-	\$250/month	\$500/month
70	The Owner and occupants of the Premises shall keep free, clear, and unobstructed access to the cleanout manhole at all times.	\$200	\$500	\$1000
77	An Owner who fails to install, operate, monitor, provide access to and properly maintain at all times a Pre-Treatment System as required by the Town.	\$500	\$1000	\$2000
81	Any person who Releases or allows the Release of an unauthorized substance into the Wastewater and Stormwater Systems.	\$500	\$1000	\$5000
84	No Person shall make any direct or indirect connections for either stormwater or surface water collected by drainage in weeping tiles, eavestroughs, downspouts, sumps, sump pumps or roof spouts into the Wastewater System.	\$200	\$500	\$1000
87	No Person shall discharge to any watercourse within the Town, any wastewater, deleterious substances, hazardous waste, or reactive substances	\$200	\$500	\$1000
88	Failure to repair Private Services where required	\$500	\$1000	\$2000