

BYLAW NO. 1353/21

A BYLAW OF LACOMBE COUNTY IN THE PROVINCE OF ALBERTA RESPECTING WATER AND WASTEWATER SERVICES IN THE QEII WEST LACOMBE BUSINESS PARKS.

The Council of Lacombe County, duly assembled, enacts as follows:

1 TITLE AND GEOGRAPHIC SCOPE

- 1.1 This Bylaw may be referred to as the **“QEII West Lacombe Business Parks Water and Wastewater Bylaw”**.
- 1.2 This Bylaw shall only be applicable within the boundaries of the QEII West Lacombe Business Parks, as depicted in Schedule “A” attached hereto.

2 DEFINITIONS AND INTERPRETATION

2.1 In this Bylaw:

- a) “Backflow” means the reversal of flow of any water, wastewater, or any other liquid, chemical, or substance back into or towards the County’s potable water system.
- b) “Commercial” includes buildings consisting of three or more units, as well as all buildings or outlets used for the purpose of business.
- c) “Council” means the Council of Lacombe County.
- d) “County Manager” means the Chief Administrative Officer for Lacombe County or his designate.
- e) “County Water System” means the water system authorized by Section 4.1 of this Bylaw.
- f) “County Wastewater System” means the Wastewater System authorized by Section 4.3 of this Bylaw.
- g) “Cross Connection” means any unauthorized connection to or from the County’s potable water system to any other source of water, wastewater, or any other substance that could contaminate the County’s potable water system, or that could render the County’s water non-potable or lethal.
- h) “Cross Connection Control Device” means a device or method that prevents Backflow and isolates a premise, and which may be either Reduced Pressure (RP) or Double Check Valve Assembly (DCVA) types.
- i) “Customer” means any person who is the Owner or occupant of any premises connected to or provided with utility services pursuant to this Bylaw and includes a contractor who requests services on behalf of a Customer as contemplated in Section 7.9 hereof.
- j) “Deferred Servicing Fees” means the costs incurred to install underground water and wastewater utilities, including engineering studies, to properties that were in place prior to the passing of this Bylaw. Service fees are calculated by the County using all servicing costs divided by the developable area to determine a per hectare rate.
- k) “Owner” means the registered Owner of land and includes the purchaser thereof, and where the context so requires the Owner of the land receiving goods or services pursuant to this Bylaw.
- l) “Person” means a human being, a corporation or other legal entity.
- m) “Storm Water Discharge System” means a system, including sump, sump pump and related piping used to convey water collected by drainage in weeping tile, eaves trough, roof spouts or foundation drain.

- n) "Testable Cross Connection Control Device" means a Cross Connection Control Device which is capable of being inspected and tested in accordance with the National Plumbing Code of Canada, as amended or replaced.
- o) "QEII West Lacombe Business Parks" means those areas identified in Schedule "A" of this Bylaw.

- 2.2 The preamble and schedules attached to this Bylaw form part of this Bylaw.
- 2.3 In this Bylaw the reference to the male gender shall include the female, and the singular, shall include the plural and vice versa.
- 2.4 Where a word or term in this Bylaw is defined by this Bylaw, derivatives of that word or term shall be interpreted to have the same general meaning as the defined word or term, as the context may require.

3 DELEGATION OF AUTHORITY

- 3.1 Council hereby delegates to the County Manager authority to do all things necessary in order to fulfill the responsibilities and duties of the County with respect to the delivery of utility services under the Municipal Government Act and this Bylaw. The County Manager is responsible for the operation of the County's Water and Wastewater Systems in accordance with:
 - 3.1.1 Provincial and Federal Statutes and Regulations
 - 3.1.2 This Bylaw and related Regulations
- 3.2 The County Manager may delegate to one or more County employees any of the duties hereby delegated to the County Manager under this bylaw.

4 WATER AND WASTEWATER WORKS

- 4.1 The County is hereby authorized to operate a water supply and distribution system for the purposes of supplying the Owners and Customers within the QEII West Lacombe Business Parks with potable water and fire protection.
- 4.2 No person except the County may operate a water supply and distribution system or drill a water well within the boundaries of the QEII West Lacombe Business Parks on private or public land unless authorized in writing to do so by the County Manager.
- 4.3 The County is hereby authorized to operate a wastewater collection and disposal system for the purposes of collecting, treating and disposing of wastewater produced by any Owner and Customer within the QEII West Lacombe Business Parks.
- 4.4 No person except the County may operate a wastewater collection and disposal system within the QEII West Lacombe Business Parks.
- 4.5 All Owners of Premises located within the QEII West Lacombe Business Parks shall connect to the County Water and Wastewater Systems by December 31, 2021.
- 4.6 The County may give to an Owner of Premises located within the QEII West Lacombe Business Parks who fails to connect to the County Water and Wastewater Systems by December 31, 2021, a notice requiring the Owner to connect to the County Water and Wastewater Systems within the time period specified by the County, which shall not be less than 30 days. If an Owner fails to carry out the required steps and actions to the satisfaction of the County within the specified time period, the County may enter onto the lands in question and take the necessary actions, including construction of the service connection at the owner's expense as per section 553 (1)(a) of the *Municipal Government Act RSA 2000 Chapter M-26*.
- 4.7 Provided that the County has installed a water supply and distribution system within a road, easement, public utility lot or other property controlled by the County, the County Manager may require the Owner of an adjacent property to provide or pay for a service connection to the County Water System, and, if connected to any other water system, or supply (including a well) to disconnect from that water system and connect to the County's water system.

- 4.8 Provided that pipes forming part of the County Wastewater System are located within a road, easement, public utility lot or other property controlled by the County, the County Manager may require the Owner of an adjacent property to provide or pay for a service connection to the County Wastewater System, and, if connected to any other Wastewater System, to disconnect from that Wastewater System and connect to the County's Wastewater System.
- 4.9 All Owners, or other persons occupying or having charge or control of premises located within the QEII West Lacombe Business Parks, shall connect to the County Water System and the County Wastewater System.
- 4.10 All Owners, or other persons occupying or having charge or control of premises located within the QEII West Lacombe Business Parks, that were serviced prior to the passing of this Bylaw are responsible to pay Deferred Servicing Fees. Deferred Servicing Fees are due as of March 31, 2022 and can be paid as a lump sum, or in either 5 or 10 annual installments. Owners choosing to pay in annual installments will be subject to interest of 6.5% annually and agree to allow a Caveat to be placed on their subject land confirming such payment arrangement until the balance is paid in full.

5 OPERATIONAL WATER AND WASTEWATER WORKS

- 5.1 Council may by resolution enter into agreements with other municipalities, private corporations or citizens for the supply of water or wastewater services beyond the limits of the QEII West Lacombe Business Parks, subject to such provisions, regulations or rates as may be deemed appropriate by Council.
- 5.2 The installation of all water and wastewater mains and related facilities shall be in accordance with the standards and specifications set out in the County's Standards Manual Edition 3 as updated from time to time.
- 5.3 Where the County undertakes work pursuant to this Bylaw the costs to be charged to and to be payable by the Owners or Customers, shall be calculated in accordance with costs and charges as set out in Schedule "C" to this Bylaw, or in the event that the charges are not specifically contemplated by Schedule "C", in such amounts as the County Manager may deem appropriate having regard to Schedule "C".
- 5.4 All properties that generate wastewater shall be connected to the County's Wastewater System.
- 5.5 Each lot or parcel and each principal building or occupancy, shall be provided with separate water and wastewater service where feasible.
- 5.6 No Person shall install a utility service connection without making an application for approval of such installation to the County and obtaining approval of such service.
- 5.7 No service connection shall be installed until a development or servicing agreement is signed by the Owner in form satisfactory to the County Manager.

6 WELLS AND OTHER SOURCES OF SUPPLY OF WATER

- 6.1 No well or other source of water except the County Water System shall be used in the QEII West Lacombe Business Parks without written permission from the County Manager.
- 6.2 All Persons having charge of or being Owners or occupiers of premises containing a well or other source of supply of water other than County Water System, may apply to the County Manager for permission to use the water in such well or other source of supply of water other than the County Water System. The County Manager in his discretion, may deny the application, or grant the application subject to such conditions the County Manager may deem appropriate including conditions on the use of such well or other source or supply of water.
- 6.3 Upon complying with the conditions prescribed in Section 6.2, the applicant may be granted a permit to use the water in the well or other source of supply of water. Any such permit may be withdrawn by the County Manager at any time without notice, and no person shall use a well or other source of supply of water after a permit for use of same has been withdrawn.

- 6.4 If the use of any well or other source of supply of water is continued contrary to the provisions of this Bylaw the County Manager may issue an order that use of the well or other source of water cease immediately and that the well or other source of supply of water shall be disconnected, removed, plugged, filled up or otherwise abated.
- 6.5 No permits will be issued for new wells after the date this Bylaw becomes effective.

7 SYSTEM EXTENSIONS AND INSTALLATION OF SERVICE CONNECTIONS

- 7.1 Provision of service connections to County Water or Wastewater Systems
- 7.1.1 Owners or their agents shall submit water and wastewater service connection line design plans, duly signed by a Professional Engineer, to the County for review and approval prior to the start of service connection construction. Each unit must have an outside curb stop readily available near the front property line and otherwise comply with County standards.
- 7.1.2 The County may require changes to water and wastewater service connection line system designs to ensure acceptable standards in design, materials and construction.
- 7.2 Owners or their agents shall furnish two sets of "as built" plans to the County within 30 days of completion of the water and wastewater service connection lines and accompanying these "as built" plans shall be a letter indicating that the connections are fully operational.
- 7.3 Developing multi-lot subdivisions
- 7.3.1 Where any new lot or group of lots is developed, the Owner shall arrange at their own cost the installation of approved water and wastewater service connections.
- 7.3.2 Each development will be governed by development or servicing agreements.
- 7.4 Service connections on County property
- 7.4.1 The Owner of a property is responsible for all costs of constructing or installing service connections which service the Owner's property, regardless of whether within the Owner's property or within County owned or controlled property.
- 7.4.2 The County may install the service connection lines within County property to the Owner's property boundary only and shall charge the Owner of the property for those costs in accordance with Schedule "C".
- 7.4.3 The County may cause the installation of service connections to be performed by a private contractor at the cost of the Owner for whom the service connections are installed.
- 7.5 An Owner shall be responsible to arrange and pay for the laying of service connections within his or her own property.
- 7.6 Owner provided service connections
- 7.6.1 Where the County does not install the service connection lines, the County shall have the right of inspection.
- 7.6.2 The Owner shall advise the County of the time of installation and shall allow the County reasonable opportunity to inspect the installation for conformance to County standards and specifications.
- 7.6.3 Persons excavating for service connection lines shall not backfill until a request for inspection has been made to the County and the County has done an inspection and approved the installation.
- 7.6.4 When making a request for an inspection, a 24-hour notice will be required by the County and inspection will only be done during County regular work hours.
- 7.6.5 Persons backfilling before requesting and receiving an inspection may be required by the inspector to dig out and expose the service lines at the Owner's cost so that a proper inspection can be done.

7.7 Development of commercial buildings

7.7.1 Permission will not be granted to supply water or wastewater services to two or more Commercial buildings that front on the same street and which are located on the same parcel of land. Each building must be serviced individually.

7.8 Application for temporary service

7.8.1 Persons who wish temporary water service shall make application and enter into an agreement with the County and shall pay the County in advance the whole cost of service construction, including the cost of removal when no longer required.

7.8.2 If required by the County a person requiring temporary water service shall provide a meter attachment meeting the requirements of the County.

7.9 Application for the testing of a water line

7.9.1 A plumber acting on behalf of an Owner or Customer may, after obtaining permission by the County Manager, operate a curb shut off valve up to 1" (25 mm) in diameter for the purpose of:

- a) The testing of the Owner's or Customer's piping in the case of new installations;
- b) The replacing or renewing of the Owner's or Customer's service connection line.

7.9.2 If water is required to test plumbing before a meter is installed a plumber may temporarily install a meter spacer pipe.

7.9.3 After completion of work under this clause the authorized plumber shall immediately close the valve and remove the temporary meter spacer pipe.

7.9.4 A plumber shall not operate any of the service control valves of 40 mm (1 ½") or larger in size for any purpose.

7.10 Provision of fire protection works

7.10.1 When an Owner wishes to provide fire protection by means of sprinkler heads, fire hydrants, or outlets for hose lines, or in some other manner, the Owner must apply for a special service pipe and the requirements of Section 7.1 of this Bylaw shall apply.

7.10.2 When an application is approved by the County for a separate special service pipe to be utilized for fire protection, all costs are at the Owner's expense including the costs of the service connections between the Owner's property and the County's water system.

7.10.3 The County shall maintain at its expense that portion of the special service pipe between the County's system and the Owner's property line, provided that the construction is accepted by the County as being in accordance with the County's standards and requirements, including the placement of all stop tapping or control valves.

7.10.4 Service connections constructed on lands under the control or ownership of the County shall become the property of the County upon acceptance by the County.

7.11 County repairs to the service connections

7.11.1 The County shall be responsible for the maintenance and repair of the water service line on County lands including the thawing of frozen lines from the main up to and including the curb stop valve.

7.11.2 Should the damage to the line be caused by the negligence or improper action of the Owner or Customer or those for whom they are responsible, the costs for repairing or thawing lines and curb stop valve will be charged to the Owner.

8 REPAIR AND MAINTENANCE OF WATER SERVICE LINES

- 8.1 An Owner shall be responsible for the repair of the water service line within his own property.
- 8.2 Repair of water lines on Owner's property:
- 8.2.1 Where the exact location of a problem cannot be determined to be either clearly within County lands or on private property, the County may undertake to determine the location of the problem;
- 8.2.2 If a problem exists within the County lands, the County will continue to complete repairs; and
- 8.2.3 If the problem is found to exist on private property, the Owner shall be responsible for the costs incurred by the County to that point and shall be responsible for the completion of the repairs.
- 8.3 Where the Owner undertakes the repair of a service connection on his own property and finds that the problem exists on the portion of line for which the County is responsible, the County may complete the repairs.
- 8.4 The Owner or occupant of a property shall ensure that the water service curb stop valve remains accessible and exposed. Where the Owner or occupier damages or causes the curb stop valve to become inoperative, the Owner shall be responsible for costs incurred by the County.
- 8.5 Any obstructions restricting access to the curb stop or water meter touchpad will be removed. Removal of these obstructions shall only be arranged by the County, at the cost of the Owner.
- 8.6 The Owner shall be responsible for clearing any blockages in the wastewater service line from the building to the main.

9 REPAIR AND MAINTENANCE OF WASTEWATER SERVICE LINES

- 9.1 Repair of wastewater lines
- 9.1.1 If an Owner believes that a wastewater service connection is blocked or is performing poorly the Owner may request the County to repair or replace that part of the service connection within County lands. In such a case, the Owner may be required, at the Owner's cost, to provide a camera inspection of the wastewater line to determine the nature of the problem before action is taken by the County.
- 9.1.2 If a problem or problems are found to be on both private and County lands it will be the responsibility of the Owner of the property to repair the problem on the Owner's property before the County will undertake repairs to the County property.
- 9.2 Replacement of lines
- 9.2.1 If the Owner of a property wishes to replace a water or wastewater service connection, it shall be at the Owner's expense.
- 9.2.2 Where a service connection needs replacement because it can no longer be economically repaired, the replacement must be undertaken by the Owner at his own expense.
- 9.2.3 Section 7 of this Bylaw shall apply to the installation of replacement service connections.

10 WATER METERS

- 10.1 All water meters shall be supplied by the County with all costs outlined in Schedule "C" being charged to the Owner or the Owner's general contractor of the property to which the meter has been installed.

- 10.2 All water outlets from a water service connection to any building must be metered using a meter specified in Schedule "C".
- 10.3 Where at the time of passage of this Bylaw a water service is not metered the County shall install a meter at a cost to the Owner as specified in Schedule "C".
- 10.4 Placement of water meters:
- 10.4.1 The County will supply and maintain all water meters as required and may install remote readout indicators where necessary or desirable.
- 10.4.2 The Owner will be responsible for coordinating the installation of the meter for his building with the County.
- 10.4.3 The County may undertake any repairs necessary to the meter and remote readout to ensure proper operation.
- 10.5 All Owners, Customers and occupants of buildings or land shall give access to all parts thereof to the County for the purposes of installing, maintaining or reading a meter.
- 10.6 Installation of water meters:
- 10.6.1 Every Owner shall make allowance for the installation of water meters in accordance with the County's specifications and shall protect the same from frost or other damage when placed upon their premises.
- 10.6.2 Every Owner shall make allowance for the installation of a remote reading device on the outside of the building at the front of the building in an easily accessible location between one to one and one-half meters from ground level in accordance with the County's specifications and shall protect the same from frost or other damage.
- 10.7 Where the Owner fails to protect the meter, remote reading device and service lines from frost or other damage, such Owner shall pay the cost of repairs to the County.
- 10.8 The County may seal meters installed and no person except as authorized by the County shall break or tamper with any such seal. It is an offence to tamper with a meter and the offender is liable to the penalties specified in Schedule "D".
- 10.9 The County may undertake to read the actual consumption from the meter rather than from the remote read units, in which case, the next utility billing will be calculated using the actual consumption.
- 10.10 Disturbance of water meters:
- 10.10.1 If a meter reading is disputed by either the County or the Customer, a written notice shall be given to the other.
- 10.10.2 Following written notice, a meter situated on the premises of such Customer may be tested or calibrated by a proper official delegated by the County.
- 10.10.3 If the said meter is found to be accurate within 98.5% to 101.5% of the water passing through the same, the expense of such test or calibration as specified in Schedule "C" shall be borne by the party giving such notice.
- 10.10.4 If a meter is found not to be accurate within the above limits, the same shall forthwith be repaired or replaced by another meter and the expenses of so doing shall be borne by the County.
- 10.10.5 If a meter is found not to be accurate, the accounts based upon the reading of that meter for the maximum of 12 monthly bills (consumption portion of monthly bill) preceding the date of such test shall be corrected in proportion to the error of the meter in excess of the limits outlined in S.10.10.3 hereof and the Customer shall pay or there shall be refunded payment which shall be accepted by both the County and the Customer as settlement in full to the date thereof of all claims due to the inaccuracy of such meter.

11 CROSS CONNECTIONS AND BACKFLOW PREVENTION

11.1 Cross Connections and Backflow Prevention

- 11.1.1 No Person shall connect, cause to be connected, or allow to remain connected to the water system or any extension thereof, any piping, fixture, fitting, container or appliance, which, under any circumstances, may allow water, wastewater or any other liquid, chemical or substance to enter the County Water System.
- 11.1.2 Owners and Customers shall allow a County authorized inspector full access to their facilities in order to evaluate and/or inspect for possible Cross Connections and existing or newly installed Backflow preventers.
- 11.1.3 For the purposes of preventing a Cross Connection, the County Manager may require any Owner or Customer to install a Testable Cross Connection Control Device or Devices.
- 11.1.4 At the time of installation and thereafter, every Owner or Customer required to install a Testable Cross Connection Control Device pursuant to any Act, regulation or code or by the County Manager pursuant to this Bylaw, shall:
- a) Ensure that the Testable Cross Connection Control Device or Devices installed are inspected and tested on a yearly basis; and
 - b) Report the results of the inspection and testing on the form prescribed by the County Manager to the County Manager within the time frame specified by the County Manager.
- 11.1.5 Every Owner or Customer required by the County Manager to install a Testable Cross Connection Control Device or Devices shall install only Testable Cross Connection Control Device or Devices approved by the County Manager.
- 11.1.6 Every Owner or Customer required by this Bylaw to ensure that Testable Cross Connection Control Device or Devices are inspected and tested shall ensure that only persons approved by the County Manager are utilized to perform those inspections and tests. In approving Persons to inspect and test Cross Connection Control Devices, the County Manager may take into consideration the following qualifications:
- a) A certificate from an accredited organization as a Certified Backflow Prevention Device Tester;
 - b) A calibration certificate for test equipment;
 - c) Another trade or professional qualification (e.g. Plumbing Certificate, Sprinkler Fitter Certificate, etc.); and
 - d) Liability insurance coverage.
- 11.1.7 If an Owner or Customer fails to have a Testable Cross Connection Control Device or Devices inspected or tested or fails to report the results of the inspection or testing to the County Manager, the County Manager may notify the Owner or Customer that the Testable Cross Connection Control Device or Devices must be inspected and tested and a test report must be submitted to the County Manager within the time frame specified by the County Manager or his designate.
- 11.1.8 The County Manager may discontinue providing water service to an Owner or Customer until the Owner or Customer has the Testable Cross Connection Control Device or Devices inspected and tested and the Owner or Customer submits a report with results satisfactory to the County Manager.
- 11.1.9 Every Owner or Customer shall display an up-to-date information record card issued by the County on or immediately adjacent to the Testable Cross Connection Control Device or Devices.

12 RATES, BILLING AND COLLECTION

- 12.1 The various rates to be charged to Customers for the purchase of water and the disposal of wastewater are prescribed in Schedule "B" of this Bylaw.
- 12.2 A utility bill showing actual or estimated amounts for all service charges to the Customer shall be prepared and mailed monthly. The water and wastewater service charges and any other charges authorized by a Bylaw of Lacombe County may be combined on a single Customer bill, but each charge shall be shown separately.
- 12.3 The billing for water service charges shall be based on meter readings taken within the last seven days of each month, or as soon as practical thereafter, or following a change in the ownership of the property.
- 12.4 Where a meter cannot be read by an agent of the County on the normally scheduled date for meter reading services, or where the meter or its appurtenances have been interfered with or obstructed, consumption amounts shall be estimated by the County based on past and current consumption information.
- 12.5 No reduction in rates or charges shall be made for any interruption of water or wastewater services during a billing period.
- 12.6 Where an Owner or occupant wishes to obtain water and wastewater services, he shall make application to the County.
- 12.7 Customers opening a new account who are indebted to the County for utility services previously supplied shall not be entitled to receive utility services until payment of such outstanding account has been made in full.
- 12.8 Every applicant for the supply of water or wastewater services shall, before the service is turned on, deposit with the County a deposit as prescribed in Schedule "B".
- 12.9 Customers opening a new utility account due to a change of address within the QEII West Lacombe Business Parks shall not have to pay a deposit if 1) the Customer has an existing utility account established for at least two (2) years; 2) the existing account is not in arrears; and 3) the new account is in the same name as the existing account.
- 12.10 Interest shall not be paid for the period of time which the deposit is held by the County.
- 12.11 Deposits shall be returned as follows:
 - 12.11.1 Where Customers have made payment of all utility bills rendered them on or before the due date stated on the bill during the most recent two-year period, and have maintained their utility account in good standing during that time; and
 - 12.11.2 When the water and/or wastewater service has been discontinued, subject to the deduction of any unpaid account at the time of such discontinuance of service.
- 12.12 All utility bills are due and payable upon receipt of billing with payment to be made at the Lacombe County office or at such other place as may be designated from time to time by the County Manager.
- 12.13 Non-receipt of a utility bill shall not exempt the Customer from payment of the services rendered.
- 12.14 Any water and/or wastewater account balance which remains unpaid after the last day of the month in which the County office is regularly open shall have added to their account a late payment fee as specified in Schedule "C" based on the combined account balance including other services and charges included on the utility bill by Lacombe County.
- 12.15 Where a utility account has been outstanding for a period of 60 days, a notice shall be mailed to the Customer and the registered Owner of the property if the Customer is not the registered Owner, warning that water service may be shut off unless full payment of the account is received within seven days of the notice. If payment is not received within the seven-day period, the County may, but is not required to, hand deliver, or post a final notice on the property, warning that water services shall be shut off unless full payment of the account is received within two days of the final notice. Payment must be made by

cash, certified cheque, debit card or internet banking, failing which, services may be disconnected.

- 12.16 Where water service has been shut off for non-payment of a utility account in accordance with Section 12.15, the water service shall not be turned on until such time as the account, including penalties and a reconnection fee as prescribed in Schedule "C" has been paid and an account deposit, as prescribed in Schedule "C", has been provided. Payment must be by cash, certified cheque, debit card or internet banking.
- 12.17 Notwithstanding Section 12.15, where the Customer is unable to pay the entire amount of the outstanding utility account the County Manager may, upon negotiation of a satisfactory repayment schedule, postpone the shut-off of water services.
- 12.18 Where the Owner of the property is the Customer and where a utility account and other charges under this Bylaw remain unpaid, the County Manager may add the unpaid utility and other charges to the tax roll account of the property.
- 12.19 The County Manager may undertake collection of any unpaid utility accounts by any means provided by law.
- 12.20 Any person wishing to discontinue receiving water and wastewater service from the County shall give two working days' notice of the same to the County office, otherwise the rates will continue until such notice is given or the water is turned off.
- 12.21 Where water and wastewater service is to be discontinued a final billing will be calculated on a prorated basis from the date of the last billing to the date of discontinuance of service.
- 12.22 Where it has been determined that a Customer has been paying an amount lesser than that which should have been paid because of errors of the County such as improper meter placement, sizing or specification, improper rate application, or improper meter reading or bill calculation, a charge of the difference between what was paid and what should have been paid shall be paid by the Customer for the period between January 1st of the year previous to the current year and the date on which the error was discovered.
- 12.23 Where it has been determined that a Customer has been paying an amount greater than that which should have been paid because of errors of the County such as improper meter placement, sizing or specification, improper rate application, or improper meter reading or bill calculation, a refund of the difference between what was paid and what should have been paid shall be given to the Customer for the period between January 1st of the year previous to the current year and the date on which the error was discovered. Notwithstanding the above, Council may, at its sole discretion, authorize a refund exceeding the amount determined in this Section.
- 12.24 Where a customer can demonstrate that water is delivered and consumed and is not returned in any amounts to the sanitary system, the County Manager may adjust a utility bill to reflect this situation.

13 GOVERNING THE PROVISION AND USE OF WATER

- 13.1 In the event of construction, maintenance, repairs, emergency, shortage of water, water bans, or in connecting or repairing of service connections, or the maintenance or repair of the County's Water System or any part thereof, the County shall have the right to shut off, interrupt or ration the water from or to any Customer without notice and keep it off as long as may be necessary.
 - 13.1.1 The County shall endeavor to provide notice to Customers of such interruption of service and shall seek to minimize the inconvenience to Customers as may be deemed reasonable by the County Manager.
 - 13.1.2 The County does not guarantee the pressure nor the continuous supply of water, and the County reserves the right at any and all times without notice to change operating water pressures and to shut off, interrupt or ration water. The County, its officers, employees or agents shall not be liable for any damages of any kind due to changes in water pressure, the shutting off of water, interruption of water supply, water bans or shortage, or by reason of the water containing sediments, deposits or other foreign matter.

- 13.2 Except where authorized by the County in writing no Person shall open, close or interfere with any hydrant or valve connected to the County Water System.
- 13.3 No Customer, Owner or occupant of any building or property which is supplied with water by the County shall sell or otherwise dispose of water supplied by the County, or to give away or permit the same to be taken or carried away from the property unless specifically authorized by the County.
- 13.4 The County may have the water shut off to the property of any Owner or Customer breaching any of the provisions of this Bylaw, and in cases where the water has been shut off for allowing waste due to leaks or defects in pipes or connections may refuse to restore water services until the defects have been repaired.
- 13.5 The County may shut off water at the curb stop valve, in which case no person shall turn on or attempt to turn on the water except where authorized by the County in writing.
- 13.6 When an emergency in water supply occurs, the County may restrict the use of water from the County Water System.

14 RESTRICTED MATERIALS

- 14.1 No Person shall connect, cause to be connected, or allow to remain connected to the County Water System any piping, fixture, fittings, container or appliance, in a manner which under any circumstances, may allow contaminated or polluted water, wastewater or any other liquid, chemical or substance to enter the domestic water system.
 - 14.1.1 The County Manager or his designate may issue such order or orders to the Owner of the property as may be required to ensure compliance with Section 10 of this Bylaw.
 - 14.1.2 The Owner of a property is required to install Cross Connection Control Devices that may be required by the County Manager and shall be responsible for the costs of the device, installation and maintenance.
- 14.2 No Person shall throw, deposit or leave in or upon the County Wastewater System or any sewer, trap, grating, drain or manhole connected therewith, any material that may cause blockage of the County Wastewater System, including its mains or service connections.
- 14.3 No Person shall discharge into the County Wastewater System, or any sewer, trap, drain or manhole connected therewith, any liquid or liquids that would prejudicially affect the County Wastewater System, adversely affect the environment, or which would cause pollution or are hazardous.
- 14.4 No Person shall make any connection with the County Wastewater System or any drain or pipe connected therewith for the purpose of conveying any inflammable, explosive or hazardous material.
- 14.5 No Person shall make any connection with the County Wastewater System or any drain or pipe connected therewith for the purpose of conveying any surface water collected by drainage in weeping tile, eaves trough or roof spouts.
- 14.6 No Person shall discharge the contents of any privy vault, manure pit or cesspool, directly or indirectly into the County Wastewater System, or any drain connected to the County Wastewater System.
- 14.7 No Person shall turn, lift, remove, raise or tamper with the cover of any manhole, or ventilator of any County sewer, except where authorized by the County.
- 14.8 No Person shall cut, break, pierce or tap into the County Wastewater System.
- 14.9 The County may upon reasonable notice and at reasonable times enter buildings or other places which have been connected to the County Wastewater System and to ascertain whether or not any improper material or liquid is being discharged in wastewater, and the County shall have the right to use any test or other means necessary to determine compliance with this Bylaw and to stop or prevent the discharge of any substances that are contrary to this Bylaw.

14.10 Discharges from trade, industrial or manufacturing process

14.10.1 No Person shall discharge or allow to be discharged any waste, product or by-product created or resulting from any trade, industrial or manufacturing process, directly or indirectly into the County Wastewater System without such pre-treatment as shall be prescribed by the County for each such case.

14.10.2 The necessary pre-treatment works so prescribed shall be completely installed by the Customer at his own expense, prior to the construction of the wastewater connection and shall be continuously maintained and operated by the Customer.

14.10.3 No person shall discharge or allow to be discharged into the County Wastewater System any materials found listed in Schedule "E" to this Bylaw which exceed the levels listed in Schedule "E" of this Bylaw.

14.10.4 Any person who breaches Section 14.10.3 of this Bylaw shall in addition to the penalty prescribed in Schedule "D" to this Bylaw be liable for all costs incurred by the County in remediating the situation caused by that breach, including all clean-up costs.

14.11 Grease traps of sufficient size and approved design shall be placed on the waste pipes from all hotels, restaurants, laundries, and such other places as the County may direct. The Owner will be responsible for the maintenance of the grease traps.

14.12 Commercial building sumps:

14.12.1 Interceptors of sufficient size and approved design shall be placed on the waste pipes from all car washes and any other buildings that may cause excess dirt and debris to pass in the County Wastewater System.

14.12.2 The Owner of any building shall design and connect a Storm Water Discharge System that is in compliance with the development's Storm Water Management Plan.

14.12.3 No person shall allow the discharge from a Storm Water Discharge System to enter into the County Wastewater System.

15 PENALTIES

15.1 Charges as prescribed in Schedule "C" will be imposed on any Customer issuing a cheque to Lacombe County which is dishonoured or returned with a notification of non-sufficient funds (N.S.F.) and those charges shall be added to their account.

15.2 Any Person who breaches or contravenes any provision of this Bylaw is guilty of an offence and upon conviction, is liable to pay a fine as prescribed in Schedule "D" of this Bylaw together with any further or other sanctions a court may impose.

16 MISCELLANEOUS

16.1 Received first and second reading and by unanimous consent of Councillors present, a third reading and finally passed this 30th day of November, 2021.

Reeve

County Manager

SCHEDULE "A"

QEII WEST LACOMBE BUSINESS PARKS SERVICE AREA



SCHEDULE "B"

RATES

Water Service

- 1. A fixed base rate monthly charge shall be levied based on the size of the meter supplied to each Customer as follows:

5/8" (16 mm), 3/4" (19 mm)	\$ 18.01
1" (25 mm)	\$ 45.04
1 1/2" (38mm)	\$ 112.60
2" (50 mm)	\$ 281.56
3" (75 mm)	\$ 563.04
4" (100 mm)	\$1,126.08

For meters larger than 4" (100 mm), the fixed base rate monthly charge shall be determined by the County Manager.

Minimum Monthly Charge – Fixed base monthly charge as defined above

- 2. Consumption Rate - \$4.76 per Cubic Meter

Wastewater Service

- 1. Fixed Base Rate – \$28.98 per month
- 2. Consumption Rate – \$3.33 per cubic meter of water consumed
- 3. For the purpose of calculating the wastewater charge the volume of wastewater contributed by the Customer to the County's Wastewater System shall be deemed to be equal to 100% of the water delivered to the Customer's premises, whether the water was received from the County or from sources other than the County.

Account Deposits

Account deposits shall be determined based on the size of the water meter servicing the property, as follows:

<u>Meter Size</u>	<u>Deposit</u>
3/4" (19 mm)	\$ 300.00
1" (25 mm)	\$ 300.00
1 1/2" (38mm)	\$ 600.00
2" (50 mm)	\$1,200.00
3" (75 mm)	\$2,000.00
4" (100 mm)	\$2,000.00

SCHEDULE "C"

SERVICE FEES

Meter Installation Cost		
¾" Meter		At Cost + 25%
1" Meter		At Cost + 25%
1 ½" Meter		At Cost + 25%
2" Meter		At Cost + 25%
3" Meter		At Cost + 25%
4" Meter		At Cost + 25%
6" Meter		At Cost + 25%
Water Line Connection Permit Rates		
1" From main to property		At Cost + 25%
1 ½" From main to property		At Cost + 25%
2" From main to property		At Cost + 25%
Wastewater Line Connection Permit Rates		
4" From main to property		At Cost + 25%
6" From main to property		At Cost + 25%
Pavement Restoration		
To cut and patch		At Cost + 25%
Sidewalk or curb cuts		At Cost + 25%
Miscellaneous Rates		
Request service call and County employee unable to enter premises or make connection		\$65.00
Turn water off and/or on for construction purposes		
Up to and including 1 ½"		\$35.00
Over 1 ½"		\$35.00
Water turn off and/or on for repairs		
During regular hours		\$35.00
During after-hours		At Cost
Water Kill – on pavement or other		At Cost + 25%
Repairs to water Meters (damaged by homeowner or tenant)		At Cost + 25%
Thawing water service		At Cost + 25%
Repair to damaged stand pipe		At Cost + 25%
Cleaning plugged Wastewater Lines		
During regular hours		At Cost + 25%
After hours		At Cost + 25%
Water turn off/on requested		
During regular hours		\$35.00
After regular hours		At Cost
Meter testing/calibration		At Cost + 25%
Reconnection Fee		\$250.00
Non-sufficient Funds Penalty		\$25.00
Touch Pad installation		\$30.00
Water Meter Installation		\$20.00
Meter Testing – in-house		\$50.00
Meter Testing – out-sourced		At Cost
Late Payment Fees		2% per month
Miscellaneous Items – At cost plus 25% as determined by the County Manager		

SCHEDULE "D"

PENALTIES

Offense	Amount
1 st Offense	\$250.00
2 nd Offense	\$500.00
3 rd Offense	\$1,000.00

SCHEDULE "E"

RESTRICTED MATERIALS

Parameter	
Biological Oxygen Demand (mg/L)	1,000
pH (acceptable range)	6 to 10
FOG (mg/L) Synthetic	100
FOG (mg/L) Animal, Vegetable	200
TKN (mg/L)	400
TP (mg/L)	150
Phosphates (mg/L)	100
Temperature ©	75
Chlorinated Hydrocarbons (mg/L)	0.02
Phenolics (mg/L)	1
Antimony (mg/L)	1
Arsenic (mg/L)	1
Barium (mg/L)	3
Cadmium (mg/L)	0.05
Copper (mg/L)	0.5
Cyanide (mg/L)	1
Lead (mg/L)	1
Manganese	1
Mercury (mg/L)	0.1
Nickel (mg/L)	1
Selenium (mg/L)	1
Silver (mg/L)	1
Sulphide (mg/L)	1
Total Chromium (mg/L)	1
Zinc (mg/L)	1
Petroleum and Derivatives	Not allowed
Colouring Material	Not allowed
Animal Parts	Not allowed
Strong Oxidants /Reductants/NH3	Not allowed