

**TOWN OF LEGAL BYLAW
BYLAW #02-2024
WASTEWATER BYLAW**

A BYLAW OF THE TOWN OF LEGAL, IN THE PROVINCE OF ALBERTA TO ESTABLISH TERMS FOR PROVIDING A SEWAGE SYSTEM, INCLUDING CONDITIONS FOR TREATMENT AND DISPOSAL OF WASTEWATER.

WHEREAS the *Municipal Government Act*, RSA 2000, c. M-26 provides that a Council may pass bylaws respecting public utilities; and

WHEREAS the Town of Legal levies and collects such costs or charges established by Council from time to time for wastewater services; and

WHEREAS it is deemed necessary and expedient to establish terms for provision of wastewater services;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF LEGAL, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. SHORT TITLE

1.1 This Bylaw may be referred to as "The Wastewater Bylaw".

2. DEFINITIONS

- 2.1 "Abut": in relation to a physical object, to be next to or to have a common boundary with;
- 2.2 "Account": an agreement between a Consumer and the Town for the supply of wastewater services for occupancy of a building or property;
- 2.3 "Approved": unless otherwise provided, approved by the Chief Administrative Officer, or their designate;
- 2.4 "Appurtenance": anything that is attached to the Wastewater System or Wastewater Utility;
- 2.5 "Backflow Prevention Valve": a device or mechanism that prevents backflow of wastewater to avoid untreated or potentially contaminated water/wastewater migration into a dwelling, commercial, industrial or institutional buildings or building of similar nature;
- 2.6 "Biological Waste": waste from a hospital, medical clinic, health care facility, mortuary, or biological research laboratory;
- 2.7 "Bylaw Enforcement Officer": a Bylaw Enforcement Officer appointed by the Town pursuant to the *Municipal Government Act*, RSA 2000, c. M-26, to enforce the Town Bylaws, and includes a member of the Royal Canadian Mounted Police, and when authorized, a Special Constable;
- 2.8 "Chief Administrative Officer": the Chief Administrative Officer for the Town of Legal;
- 2.9 "Commercial": includes stores, warehouses, and commercial facilities;
- 2.10 "Consumer": any Person who has applied for an Account or Service Connection, has received any Wastewater Service or is otherwise responsible for paying for the Wastewater Services;
- 2.11 "Council": the Municipal Council of The Town of Legal;
- 2.12 "Emulsifier": any ingredient used to bind together normally non-combinative substances, such as oil and water;
- 2.13 "Environmental Protection and Enhancement Act": the *Environmental Protection and Enhancement Act*, RSA 2000, c.E-12, and its regulations;



- 2.14 "Facilities": any physical facilities or infrastructure including transmission, distribution and collection pipelines, valves, lagoons, manholes, and pumping stations owned and operated by the Town, used to collect and dispose wastewater;
- 2.15 "Fees and Charges": the Town's Fees and Charges as set out in Schedule "C" of this Bylaw as amended by Council from time to time;
- 2.16 "Householder": any owner, occupant, lessee, tenant, Property Manager, or other Person designated by the Property Owner, or any other Person in charge of any Dwelling;
- 2.17 "Institutional": a hospital, nursing home, hotel, or school;
- 2.18 "Municipal Servicing Standards": the Town's engineered servicing standards as approved by Council;
- 2.19 "Owner": the person who is registered under the *Land Titles Act*, RSA 2000 c. L-4, as amended or replaced from time to time, as the owner of the fee simple estate in land, or a Person who is recorded as the Owner of the property on the tax assessment roll of the Town;
- 2.20 "Person": any Person, Householder, firm, partnership, association, corporation, company, or organization of any kind;
- 2.21 "Planning and Development Services": the Town representatives responsible for the approval of plumbing and gas installations within the Town;
- 2.22 "Point of Collection": the point where the Service Connection occurs, which is, in most cases, at or near the property line that defines the point that the owner has the responsibility for ownership, maintenance and repair to the Private Service Line;
- 2.23 "Private Service": all the wastewater facilities serving the premises upstream of the Point of Collection and includes the pipes, fittings, valves, septic tanks, pumps, and Appurtenances owned by the Owner;
- 2.24 "Prohibited Waste": matter set out in Schedule "A" annexed hereto;
- 2.25 "Public Health Inspector": the medical health officer of the Capital Health Authority, or their authorized representative;
- 2.26 "Publication": publication of a notice in a newspaper in general circulation with the Town or the mailing or delivering of a notice to a Person or Persons;
- 2.27 "Residential": any detached single-family dwelling or residence, duplex, or Multi-Family Complex, Row Housing, Park Model, Modular Dwelling, In-law Suite, Guest Home, Garden suite, or Garage suite designed for individual family living;
- 2.28 "Service": the provision of sewage or wastewater disposal including but not limited to the collection, transmission, and treatment;
- 2.29 "Service Pipe": a pipe which carries wastewater from the dwelling, commercial or institutional or similar building onto or across private property, to the Town facilities;
- 2.30 "Snowbird": a person who vacations in or moves to a warmer climate during cold weather;
- 2.31 "Tenant": is:
- 2.31.1 a person who is permitted by the landlord to occupy residential premises under a residential tenancy agreement;
- 2.31.2 a person who is permitted to occupy residential premises under an assignment or sublease of a residential tenancy agreement to which the landlord has consented under the *Residential Tenancies Act*; and



- 2.31.3 an heir, assign or personal representative of a person referred to in Subclause (2.32.1) or (2.32.2);
- 2.32 "Spills": a direct or indirect discharge into the wastewater system, Storm Sewer or the natural environment which is abnormal in quantity and quality in light of all the circumstances of the discharge;
- 2.33 "Storm Sewer": a natural drainage system or a sewer for the collection and transmission of uncontaminated water, storm water, and drainage from land or from a watercourse or any combination thereof but excluding any portion of a combined sewer for the combined collection of wastewater and uncontaminated water or storm water;
- 2.34 "Town": The Town of Legal, or its designate;
- 2.35 "Utility Bill": a bill which sets out the fees levied by the Town on a monthly or bi-monthly basis for utility services provided by the Town;
- 2.36 "Watercourse": a natural or artificial channel through which water flows;
- 2.37 "Wastewater Main": a sewage pipe in the street, public thoroughfare or easement area granted to the Town, which forms part of the Town wastewater collection network and delivers the collected wastewater to the Town facilities (sewage lift stations or Lagoon facilities);
- 2.38 "Wastewater Service": the collection and treatment of wastewater from the Consumers, and all other associated services provided by the Town related to wastewater;
- 2.39 "Wastewater Service Connection": the lateral wastewater Service Pipe which connects an Owner's premises to the Town's Wastewater System with the Owner owning that portion of the Service Pipe lying within the boundaries of the Owner's premises, excluding any Service Pipe lying within the boundaries of any easement area granted to the Town for its Wastewater System;
- 2.40 "Wastewater System" or "Wastewater Utility": a system of lagoons, pumping stations, feeder mains, collection mains, service connections, valves, fittings, manholes and all other equipment, and machinery owned by the Town and which is required to collect and dispose wastewater from the Owners or Consumers and which is deemed to be a Public Utility within the meaning of the *Municipal Government Act*, RSA 2000, c. M-26.

3. ADMINISTRATION

- 3.1 The Chief Administrative Officer may designate the administration of this Bylaw to the following employee positions:
- 3.1.1 Public Works Supervisor, or their designate;
 - 3.1.2 Manager of Corporate Services;
 - 3.1.3 Executive Assistant or position similar thereof;
 - 3.1.4 Bylaw Enforcement Officers or Special Constables appointed by the Town.

4. GENERAL

- 4.1 The Town, having constructed, operated, and maintained a Wastewater System as a public utility shall continue, insofar as there is sufficient capacity to collect wastewater, upon such terms, as Council considers advisable, from any Owner within the Town's Urban Service Area or situated along the Town's Wastewater Main.
- 4.2 In providing a Wastewater Service Connection to Town Wastewater Mains, the Town shall provide and install all Facilities up to the Point of Collection subject to the terms of this Bylaw. The Town shall remain the owner of all Facilities provided by the Town for a Service Connection unless the Town and the Consumer have expressly agreed in writing otherwise. Any payment made by the Consumer for the reimbursement of costs incurred by the Town in installing Facilities does not entitle the Consumer to ownership



of any such Facilities unless an agreement in writing between the Town and the Consumer specifically provides otherwise.

- 4.3 An Owner is responsible for providing such facilities as considered necessary in order to have a continuous and uninterrupted flow of wastewater providing the Chief Administrative Officer approves such facilities and providing that such facilities do not interfere for the operation of the Wastewater System.
- 4.4 The Town's employees, agents and other representatives shall have the right to enter a Consumer's premises at all reasonable times for the purpose of inspecting, testing, monitoring, or removing the Town's Facilities and for any other purpose incidental to the provision of a Service Connection. The Consumer shall not prevent or hinder the Town's entry.
- 4.5 The Town shall not be liable for damages, including building losses:
 - 4.5.1 Caused by a break within the Town's Wastewater System; or
 - 4.5.2 Caused by the interference or cessation of wastewater collection necessary in connection with the repair or proper maintenance of the Town Wastewater System; or
 - 4.5.3 Generally for any incident due to the operation of the Town Wastewater System unless such action has been shown to be directly due to the negligence of the Town or its employees.
- 4.6 No Person shall connect or cause to connect any other source of wastewater to the Wastewater System, either directly or indirectly including but not limited to weeping tile, sump pumps, and eave troughs.
- 4.7 Those persons (prior to 1983) who were permitted to connect sump pumps or weeping tile systems to the wastewater system may continue to do so however are encouraged to eliminate the discharge of water collected from the weeping tile system into the wastewater system. In the event the Town's wastewater system surcharges due to weeping tile connections, Council shall have the authority to ask residents to discontinue the discharge of Storm Water into the wastewater system. The cost of such work will be at the expense of the consumer.
- 4.8 The Chief Administrative Officer or designate shall have the right to request that an Owner take immediate action to correct the landscaping on a property to provide positive drainage or request that eave troughs, and/or down spouts be repaired, replaced, or extended to eliminate infiltration of storm water into the wastewater system.
- 4.9 No Person shall connect to the wastewater system an alternate source of wastewater disposal without a written application requesting consent from the Town, the Chief Administrative Officer, or their designate;
 - 4.9.1 May give consent to an Owner using an alternate disposal system, subject to such terms and conditions as the Chief Administrative Officer or their designate deems necessary and, notwithstanding the generality of the foregoing, may set a limit on the period of time for which an alternate system may be used.
- 4.10 No Person who has been granted permission to connect to an alternate source of wastewater supply shall allow the alternate source of wastewater to be connected to the Wastewater System.

5. AUTHORITY

- 5.1 Except as otherwise provided in this Bylaw and subject to the *Environmental Protection and Enhancement Act*, no Person shall discharge into any Watercourse any Wastewater.
- 5.2 The Chief Administrative Officer or their designate is responsible for the administration and enforcement of this Bylaw, whether through direct enforcement or with the assistance of a Bylaw Enforcement Officer, including but not limited to:



- 5.2.1 The general installation, maintenance, and management of the Wastewater System;
- 5.2.2 The collection and disposal of wastewater from the Wastewater System.
- 5.3 In addition to the Municipal Servicing Standards, the Town may establish standards, guidelines and specifications for the design, construction, and maintenance of the Wastewater System.
- 5.4 For the purposes of administering or enforcing the provisions of this Bylaw, the Chief Administrative Officer may designate their powers to one or more employees of the Town per Sections 3.1.1, 3.1.2, 3.1.3 or 3.1.4.
- 5.5 Town designate, Engineer or Inspector shall be permitted reasonable access upon all property in the Town for the purpose of inspection, measurement, sampling, and testing in accordance with this Bylaw.
- 5.6 No Person shall place or deposit or permit to be deposited in any manner that is unsanitary in the opinion of the Public Health Inspector upon public or private property within the Town limits or in any area under the jurisdiction of the Town, any human or animal excrement, garbage, or other objectionable waste.

6. CONSTRUCTION AND INSTALLATION OF SERVICE PIPE

- 6.1 No person shall connect whatsoever to any of the Town's Wastewater System and Mains without first filing an application to connect, construct and install services and written permission must be obtained from the Town of Legal.
- 6.2 All applications for construction and installations contemplated under this Bylaw shall be done or made in accordance with the provision of the *Safety Codes Act*, RSA 2000, c. S-1 and regulations made thereunder and the Town's Municipal Servicing Standards. The applicant shall be liable for any damage caused while making such connections.
- 6.3 The Owner of multiple housing and commercial developments shall submit service design plans, to the Chief Administrative Officer or their designate for review and approval prior to construction start. The Town may require that the servicing plan and design, together with a letter duly signed by a Professional Engineer, be submitted for approval prior to construction start.
- 6.4 An Owner shall furnish to the Chief Administrative Officer or their designate two (2) sets of "As Built" plans. The Chief Administrative Officer may require a letter, duly signed by a Professional Engineer, indicating that the Private Service is fully operational.
- 6.5 Neither the Town employees, nor their agents, shall carry out any work pertaining to the construction or repair or renewal of a Service Pipe on private property, except with the authority of the Chief Administrative Officer or their designate and only after satisfactory arrangements have been made with the Owner for payment for doing such work.
- 6.6 Unless the Chief Administrative Officer or their designate, determines otherwise, at the request of the Owner, a Service Pipe shall be constructed only to those properties, which Abut directly on the Towns Wastewater System.
- 6.7 A Service Pipe shall not be extended from one lot to another.
- 6.8 Upon notice to any Owner that an existing Private Service fails to meet the requirements of this Bylaw, or for any reason is unsatisfactory to the Chief Administrative Officer or their designate, the Owner shall effect the changes required in the notice by the date specified in the notice at the expense of the Owner.
- 6.9 All additional construction costs associated with the installation of a Service Pipe, at or after the Point of Collection due to a development on private property, including additional costs required for repairing of disturbed streets and sidewalks, shall be borne by the Owner on whose property development is occurring.



- 6.10 When a Service Pipe passes through an excavation or backfill, or through a basement way, finished or unfinished, or through a retaining wall, the Town shall not be responsible for any damage due to displacement, settlement, or any cause due to the Owner's operations, whether the damage occurs during construction or afterwards.
- 6.11 In the event that sewer mains are required in order to provide services for the applicant, the applicant will be required to pay the cost of the said mains.
- 6.12 The Chief Administrative Officer or their designate may refuse to make any new connection, install any new or change any existing service at any time for any reason, which it may consider sufficient.

7. USE AND PROTECTION OF WASTEWATER SYSTEM

- 7.1 No Person shall throw, dispose of or leave in, on, or upon any of the Town's wastewater system including any trap, basin, grating, manhole, or other Appurtenance of the Town's wastewater system, any butchers offal, garbage, litter, manure, rubbish, sweepings, sticks, stone, bricks, earth, gravel, dirt, mud, hay, straw, twigs, leaves, papers, rags, cinders, ashes, or refuse matter of any kind (as identified in Schedule "A" – Prohibited Wastes), those items of which may impair or interfere with the proper operation or treatment process of the Sewage System or may become a hazard to persons, property or animals.
- 7.2 No Person shall discharge directly or indirectly or permit the discharge or deposit of wastewater into the Wastewater System where water has been added to the discharge for the purposes of dilution to achieve compliance with Schedules "A" and/or "B" of this Bylaw.
- 7.3 No Person shall discharge directly or indirectly or permit the discharge or deposit of matter into a Storm Sewer where water has been added to the discharge for the purposes of dilution to achieve compliance with Schedule "A and/or B" of this Bylaw.
- 7.4 No Person shall make or cause to be made any connection with any Town Wastewater System, or house drain, or Appurtenance thereof for the purpose of conveying, or which may convey into the same a flammable or explosive material, storm water, roof drainage cistern, tank overflow, condensing, or cooling water.
- 7.5 No Person shall discharge the contents of any privy vault, manure pit or cesspool directly or indirectly into any Town Wastewater System or house drain connected herewith, unless an agreement is entered into with the Town and approved by the Chief Administrative Officer or their designate.
- 7.6 No Person, except duly authorized employees of the Town shall turn, lift, remove, rise, or tamper with the cover of a manhole, ventilator, or other Appurtenance of the Town Wastewater System or Stormwater System.
- 7.7 No unauthorized Person shall cut, break, pierce, or tap into the Town's Wastewater System or Appurtenance thereof, or introduce any pipe, tube, trough, or conduit into any of the Town's Wastewater System.
- 7.8 No Person shall interfere with the free discharge of any Town Wastewater System, or part thereof, or do any act or thing, which may impede or obstruct the flow or clog up any Town Wastewater System or Appurtenance thereof.
- 7.9 Any authorized Town employee, Plumbing Inspector, Town designated or Safety Codes Officer shall have the right at all reasonable times to enter houses or other places which are or have been connected with the Town Wastewater System and facilities, in order to ascertain whether or not there is any discharge of prohibited or restricted wastes or of water containing prohibited or restricted wastes or is suspected of having been made, and the Town Employee, or their designate, Inspector or designated Safety Codes Officer shall have the power to stop or prevent from discharging into the wastewater system any private wastewater or drain through which substances are discharged which are liable to injure the wastewater system or obstruct the flow of sewage.



- 7.10 No waste or discharge resulting from any trade, industrial, or manufactured process shall be directly discharged to any Town Wastewater System without any previous treatment as shall be prescribed by the Town for each such case. The necessary treatment works so prescribed shall be completely installed by the applicant at their expense, prior to the construction of the wastewater connection and therefore shall be continuously maintained and operated by the applicant.
- 7.11 Grease traps of sufficient size and approved design shall be placed or installed on the waste pipes from all hotels, restaurants, laundries, and such other places as the Town, under advisement may direct.
- 7.12 No Person other than the Town employees or agents of the Town shall make any connections to or shall cut or otherwise tamper in any way with a public or Town Wastewater System or Storm water System without first having obtained a permit to do so. The applicant for the said permit shall be liable for any damages caused while making said connections and shall also be responsible for providing adequate safety facilities and signs during the time of construction.
- 7.13 Where it is deemed expedient to prevent or reduce the flooding of basements or cellars connected to the Municipal Sewage System, the Town may require the owner to install and operate a suitable Backflow Prevention Valve or other mechanical device for the purpose of cutting off or controlling the connection between the sewage system and the cellar or basement. All new development making connection to the wastewater system shall install a Backflow prevention device.
- 7.13.1 Where the installation of a backflow prevention valve is required at the time of connection to the Town's Wastewater system, the cost of installation shall be the responsibility of the owner or applicant.
- 7.14 An Owner shall be responsible to thaw out frozen Service Pipes upstream of the point of connection. The Town may provide at the discretion of the Chief Administrative Officer or their designate the service and the Owner shall pay for the thawing of the Service Pipe.
- 7.15 The Town may revoke or annul any permit that may have been granted to connect with the Town's Wastewater System if it shall find that any of the work is not being done in accordance with the provisions of this Bylaw, and the person or persons making such connections or their successors in interest, shall have no right to demand or claim any damage in consequence of such permits being revoked or annulled.
- 7.16 A person occupying any premises connected to a street main by a Wastewater System, shall be required to keep the said Wastewater System in operational condition at all times, and shall be fully responsible for the operation of the said Wastewater System.
- 7.17 The discharge of waste at the Recreation Vehicle dumping station facility is limited to Recreational Vehicle use only and those items listed in Schedule "A" - "Prohibited Items" shall not be disposed of at the site. Failure to comply will be subject to a fine as identified in Schedule "C" of this Bylaw and all privileges will be revoked.
- 7.18 No commercial or industrial users or haulers shall be permitted to dump wastewater or any other product into a manhole, lagoon, or Recreation Vehicle dump station. Failure to comply is a contravention to this Bylaw and will be subject to the cost associated with wastewater testing in addition to a fine as per Schedule "C" of this Bylaw.

8. ADDITIONAL REQUIREMENTS

- 8.1 Food-Related Grease Interceptors:
- 8.1.1 Every Registered Owner of a restaurant or other commercial or institutional premises where food is cooked, processed or prepared, for which the premises is connected directly or indirectly to the Wastewater system, shall take all necessary measures to ensure that oil and grease are prevented from entering the Wastewater system in excess of the provisions of this Bylaw. Grease interceptors shall not be permitted to discharge into a Storm Sewers.



- 8.1.2 The Registered Owner of a premise described in Subsection 8.1.1 shall install, operate, and properly maintain an oil and grease interceptor in any piping system at its premises that connects directly or indirectly to the Wastewater system. The oil and grease interceptors shall be installed in compliance with the most current requirements of the applicable Building Code and Safety Codes Act. The installation of the oil and grease interceptor shall meet the requirements of the Canadian Standards Association national standard CAN/CSA B-481.2, as amended.
- 8.1.3 All oil and grease interceptors shall be maintained in accordance with the manufacturer's recommendations.
- 8.1.4 Emulsifiers shall not be discharged to the Wastewater system from interceptors. No person shall use enzymes, bacteria, solvents, hot water, or other agents to facilitate the passage of oil and grease through a grease interceptor.

8.2 Vehicle and Equipment Service Oil and Grease Interceptors:

- 8.2.1 Every Registered Owner of a vehicle or equipment service station, repair shop or garage or of a commercial, industrial or institutional premises or any other establishment where motor vehicles or equipment are repaired, lubricated or maintained and where the wastewater is directly or indirectly connected to the Wastewater System shall install an oil and grease interceptor designed to prevent motor oil and lubricating grease from passing into the Wastewater System in excess of the limits in this Bylaw.
- 8.2.2 The Registered Owner of the premises described in Subsection 8.2.1 shall install, operate, and properly maintain an oil and grease interceptor in any piping system at its premises that connects directly or indirectly to the Wastewater System. The oil and grease interceptors shall be installed in compliance with the most current requirements of the applicable Building Code and be maintained as recommended by the Canadian Petroleum Products Institute (CPPI).
- 8.2.3 All oil and grease interceptors and separators shall be maintained in good working order and according to the manufacturer's recommendations and shall be inspected regularly to ensure performance is maintained to the manufacturer's specifications for performance and inspected to ensure the surface oil and sediment levels do not exceed the recommended level.
- 8.2.4 Emulsifiers shall not be discharged into the Wastewater System through an interceptor. No person shall use enzymes, bacteria, solvents, hot water or other agents to facilitate the passage of oil and grease through an oil and grease interceptor.

8.3 Sediment Interceptors:

- 8.3.1 Every Registered Owner of the premises from which sediment may directly or indirectly enter the Wastewater System, including but not limited to premises using a ramp drain or area drain and vehicle wash establishments, shall take all necessary measures to ensure that such sediment is prevented from entering the drain or the Wastewater System in excess of the limits in this Bylaw.
- 8.3.2 Catch basins installed on private property for the purposes of collecting storm water and carrying it into Storm Sewers shall be equipped with an interceptor and the installation of these catch basins on private property shall comply with the requirements of the Town.
- 8.3.3 All sediment interceptors shall be maintained in good working order and according to manufacturer's recommendations and shall be inspected regularly to ensure performance is maintained to the manufacturer's specifications for performance.

9. SPILLS

- 9.1 In the event of a spill or release of any matter not permitted under this Bylaw to a Wastewater System or Stormwater System, the person responsible or the person having the charge, management, and control of the spill shall immediately notify and provide any requested information with regard to the spill to:

- 9.1.1 If there is any immediate danger to human health and/or safety:



- 9.1.1.1 9-1-1 emergency; and
 - 9.1.1.2 Alberta Environment of an unauthorized or unscheduled release; and
 - 9.1.1.3 The Town.
- 9.1.2 Or, if there is no immediate danger:
 - 9.1.2.1 The Town; and
 - 9.1.2.2 The Owner of the premises where the release occurred; and
 - 9.1.2.3 Any other person whom the person reporting knows or ought to know may be directly affected by the release.
- 9.2 The person shall provide a detailed report on the spill to the Town, within five (5) working days after the spill, containing the following information to the best of their knowledge:
 - 9.2.1 Location where spill occurred;
 - 9.2.2 Name and telephone number of the person who reported the spill and the location and time where they can be contacted;
 - 9.2.3 Date and time of spill;
 - 9.2.4 Material spilled;
 - 9.2.5 Characteristics and composition of material spilled;
 - 9.2.6 Volume of material spilled;
 - 9.2.7 Duration of spill event;
 - 9.2.8 Work completed and any work still in progress in the mitigation of the spill;
 - 9.2.9 Preventive actions being taken to ensure a similar spill does not occur again; and
 - 9.2.10 Copies of applicable spill prevention and spill response plans.
- 9.3 The person responsible for the spill and the person having the charge, management and control of the spill shall do everything reasonably possible to contain the spill, protect the health and safety of citizens, minimize damage to property, protect the environment, clean up the spill and contaminated residue and restore the affected area to its condition prior to the spill.
- 9.4 Nothing in this Bylaw relieves any persons from complying with any notification or reporting provisions of:
 - 9.4.1 Other government agencies, including federal and provincial agencies, as required and appropriate for the material and circumstances of the spill; or,
 - 9.4.2 Any other bylaw of the Town.
- 9.5 The Town may invoice the person responsible for the spill to recover costs of time, materials and services arising as a result of the spill.
- 9.6 The Town may require the person responsible for the spill to prepare and submit a spill contingency plan to the Town to indicate how risk of future incidents will be reduced and how future incidents will be addressed.

10. APPLICATION FOR WASTEWATER CONNECTION

- 10.1 No drain or private Wastewater System shall be connected to the Town's Wastewater System until the owner thereof has obtained a permit for the Wastewater connections. All applications for connection to the Town's Wastewater System must be made in writing. The application must be filed at the Town Office and must be signed by the owner of the property to be drained or his authorized agent. Such application must be accompanied by a plan showing in detail the contemplated connection, the exact location and elevation thereof, and specify fully the character of the work to be done, the size of all pipes, and the locations and type of all fittings.
- 10.2 It shall be the consideration by granting of any application for a Wastewater connection that the Town or any of its employees shall not be liable for any damage whatsoever in nature caused either directly or indirectly by such Wastewater connection and the applicant shall be responsible for backfill, surface replacement, safety, and all matters associated with the application.
- 10.3 The Town may revoke or annul any permit that may have been granted to connect with the Town Wastewater System if it finds that any of the work is not being done in

accordance with the provisions of this Bylaw. The person(s) making such connections or their successors in interest, shall have no right to demand or claim any damages in consequence of such permits being revoked or annulled.

11. INSTRUCTIONS FOR PLUMBING AND MECHANICAL CONTRACTORS

- 11.1 Plumbers and Contractors shall comply with the provisions of the *Safety Codes Act*, RSA 2000, c. S-1, and its regulations.
- 11.2 The Point of Collection from private property, as agreed to at the time of application for a Service Pipe shall be strictly adhered to; costs arising from non-adherence shall be borne by the Owner.
- 11.3 Construction specifications of all new construction, the repair or replacement of old construction will adhere to Municipal Servicing Standards, the *Safety Codes Act* or the Alberta Building Code.
- 11.4 All contracts executed by the filing of an application for Wastewater and the acceptance thereof by the Town are hereby declared to be subject to all the terms and conditions of this Bylaw, which shall be understood as forming part of all contracts for the collection and disposal of Wastewater.

12. UNAUTHORIZED USE, INTERFERENCE OR OBSTRUCTION

- 12.1 No Person, other than Town employees or agents, or those authorized to complete new installations or repairs to existing services shall operate, handle or interfere with the Town's provision of a Service.
- 12.2 No Person shall cause or permit to cause an obstruction or impede direct flow and free access to the Town's Wastewater System. Costs of removing obstructions or impediments shall be borne by the offending party and may be added to a monthly utility bill.

13. AUTHORITY TO RESTRICT SERVICE

- 13.1 The Chief Administrative Officer or their designate may without notice shut off the collection of Wastewater to any part of the Town should the Town decide an emergency situation makes such action necessary, this may include the shutting off of water to premises to prevent the creation of Wastewater.
- 13.2 The Chief Administrative Officer or their designate may in a non-emergent situation shut off the collection of Wastewater to any part of the Town provided reasonable notice of such intended shut off is given to all affected Owners. The Chief Administrative Officer or their designate shall have the sole discretion to determine what reasonable notice in the circumstance is.
- 13.3 In giving notice to discontinue a Service, the Chief Administrative Officer or their designate shall bear in mind all the circumstances of the particular case. The time allowed for stopping the Wastewater collection shall be reasonable but at the discretion of the Chief Administrative Officer or their designate.

14. WASTEWATER RATES AND CHARGES, OPENING AND CLOSING OF ACCOUNTS

- 14.1 The rates and charges to be charged for the provision of a Wastewater Service shall be as set as per Schedule "C" of this Bylaw as amended from time to time by Council.
- 14.2 The Town of Legal requires that new account requests or changes for utility services, provided by the Town, be placed in the name of the Owner(s) registered on the property title only as per Alberta Land Titles.
 - 14.2.1 In the event the property is being occupied by a Tenant, Property Manager, or other Person designated by the Property Owner other than the Owner, a duplicate copy of the utility bill, at the request of the Owner, shall be emailed, as per Schedule "B" and/or mailed to the Tenant, Property Manager, or other



Person designated by the Property Owner. The account, however, shall remain the responsibility of the Property Owner. Schedule "A" Utility Billing Request Form, of the Town of Legal Water Bylaw as amended from time to time, will be completed and signed only by the Owner if a Tenant, Property Manager, or other Person designated by the Property Owner is requesting utility services provided by the Town.

- 14.2.2 A Utility Bill shall be mailed, or emailed as per Schedule "B", to the Owner(s) and/or Tenant, Property Manager, or other Person designated by the Property Owner showing the current service charges and any penalty amounts owing, payment for the amount due shall be due and payable when the account is rendered with payment to be made to the Town at the office of the Chief Administrative Officer or at such other place as may be designated from time to time by the Council.
- 14.2.3 Notwithstanding this Section, the Owner remains the Account holder responsible for all debts incurred under that Account.
- 14.3 Where an Owner has set up an Account for Wastewater Service, an Owner may request that the invoice for the Account be sent directly to the Consumer via email, as per Schedule "B", and/or mailing address as identified by the Owner. Notwithstanding this Section, the Owner remains the Account holder responsible for all debts incurred under that Account.
 - 14.3.1 A Consumer is not relieved from paying Utility Charges by reason of non-receipt of a Utility Bill, whatever the reason for non-receipt.
- 14.4 The Chief Administrative Officer or their designate shall have the right to determine into which classification any service belongs and the Chief Administrative Officer or their designate decision shall be final and binding on all persons concerned.
- 14.5 Persons who use Utility Services without opening an Account will be liable for the cost of services used, as estimated by the Town.
- 14.6 All Utility Bills will be due and payable when rendered by the Town and payments will be made at the address indicated on the Utility Bill or to an agent of the Town.
- 14.7 A Consumer shall:
 - 14.7.1 Pay all charges, fees and bills for Wastewater Services provided by the Town in accordance with Schedule "C" of this Bylaw;
 - 14.7.2 Adhere to the requirements of this Bylaw;
 - 14.7.3 Promptly pay their Account or any penalties assessed;
 - 14.7.4 Provide payment at the Town Office, the Consumer's bank, pre-authorized payment plan or through online banking services.
- 14.8 The Chief Administrative Officer may cancel all Utility Services to a Householder in the event that a Utility Bill remains unpaid as described in section 14.17 of this Bylaw.
- 14.9 The Chief Administrative Officer or their designate may discontinue Service without notice for any of the following reasons:
 - 14.9.1 Failure to open an account;
 - 14.9.2 Neglects or refuses to pay when due any charges levied pursuant to this Bylaw;
 - 14.9.3 If, in the opinion of the Chief Administrative Officer or their designate, an emergency exists;
 - 14.9.4 The Consumer's facilities are unsafe or defective, leak excessively or cause contamination or deterioration to the Wastewater System;
 - 14.9.5 For the purposes of repairing and maintaining the Wastewater System;
 - 14.9.6 The Consumer fails to provide the Town adequate access to the Wastewater System on private property or access to the premises for the purposes of testing, repairing, replicating or inspection of the System, or as required; or
 - 14.9.7 If, in the opinion of the Chief Administrative Officer or their designate it is reasonable to do so.



- 14.10 No person shall have any claim for compensation or damages as the result of the Town discontinuing service without notice.
- 14.11 The Chief Administrative Officer or their designate may at any time, upon endeavoring to provide forty-eight (48) hours' notice to a Consumer and without any further notice discontinue Utility Services or refuse to open an Account, if the Consumer:
- 14.11.1 Fails to perform any term of an Account;
 - 14.11.2 Contravenes any other section of this Bylaw.
- 14.12 Any accounts that cannot physically have services shut off (i.e. Condominiums, malfunctioning CC) will be exempt from Section 14.11 of this Bylaw and will have unpaid billings put to taxes.
- 14.13 All Consumers shall pay for their Wastewater Services and all other rates and charges as provided for in Schedule "C" of this Bylaw.
- 14.14 No reduction in rates will be made in the monthly charge for services made available for use by any Consumer because of any interruption due to any cause whatsoever.
- 14.15 All rates and charges shall be included in a bi-monthly Wastewater bill, provided to the Consumer on the Utility Bill, and shall be due and payable as per Section 14.6 of this Bylaw.
- 14.16 In the event a Utility Bill in which Wastewater billing is a part of, remains unpaid after the date fixed for payment, a penalty as described in Schedule "C" of this Bylaw shall be added to the principal outstanding amount thereto and form part of the rates levied as per Schedule "C" of this Bylaw.
- 14.17 In the event that the Utility bill remains unpaid by the following billing cycle (30 days for tenants, Property Managers, or other Persons designated by the Property Owner and 60 days for homeowner):
- 14.17.1 A letter of notice of disconnection will be included with the utility bill indicating payment of arrears is to be made to the Town within fourteen (14) calendar days and payment must be received by 12:00 p.m.
 - 14.17.2 If the payment is not received by the Town on the date specified on the letter of notice of disconnection, a final notice for disconnection in the form of a door tag will be hand delivered to the property and placed in a conspicuous location (door handle) advising the homeowner that a payment due date of forty-eight (48) hours must be made by 12 p.m. (noon).
 - 14.17.3 If payment is not received by the Town on the date specified on the final notice for disconnection (door tag), the utilities will be disconnected at the curb cock (CC) with no further notice.
 - 14.17.4 As per Schedule "C" of this Bylaw, a reconnection fee along with the payment of arrears must be paid prior to reconnection of service to the property.
- 14.18 In the event utility services have been shut off, by reason of non-payment, a reconnection fee as set out in Schedule "C" of this Bylaw shall be payable in advance for turning on of the service as well as the outstanding bill.
- 14.19 Any Utility Bill remaining unpaid under this Bylaw will constitute a debt owing to the Town and is recoverable by any or all of the following methods, namely:
- 14.19.1 by shutting off or discontinuing any Water Service being supplied by the Owner without notice;
 - 14.19.2 by collecting in a like manner as municipal rates and taxes;
 - 14.19.3 by action of any court of competent jurisdiction.
- 14.20 Any person wishing to disrupt the regular Wastewater Service for more than a one (1) month period shall pay a fee as set in Schedule "C" of this Bylaw.
- 14.21 Any person intending to vacate any premises that have been supplied with Utility services (i.e. water, wastewater, and garbage services) by the Town of Legal or who is



desirous of the discontinuing the use thereof shall give notice of the same to the Town, otherwise the rates therefore shall be charged until such notice is given or the utility services are turned off, but no rebate shall be made for any fraction part of a month in which such notice is given.

14.22 The Town may continue to levy Wastewater Service charges in accordance with Schedule "C" of this Bylaw until the Account is closed.

15. SEVERABILITY

15.1 Should any provision of this Bylaw be invalid then such provision shall be severed and the remaining Bylaw shall be maintained.

16. MISCELLANEOUS

16.1 Nothing in this Bylaw will operate to relieve any Person from complying with any Federal, Provincial or other Town of Legal law, order, regulation or Bylaw.

16.2 The power to do any of the things provided for in this Bylaw, for the purpose of enforcing payment of any Utility Bill as may be deemed necessary, is hereby designated to the Chief Administrative Officer.

16.3 That Bylaw #04-2023 is hereby repealed.

THIS BYLAW WILL COME INTO EFFECT upon receipt of third reading or upon approved effective date.

READ A FIRST TIME THIS 5 DAY OF February, 2024

Mayor

Chief Administrative Officer

READ A SECOND TIME THIS 5 DAY OF February, 2024.

Mayor

Chief Administrative Officer

READ A THIRD TIME THIS 5 DAY OF February, 2024

Mayor

Chief Administrative Officer

SCHEDULE "A" PROHIBITED WASTES

No Person shall directly or indirectly discharge, deposit, cause or permit the discharge of Wastewater into a Wastewater System, Storm Sewer or municipal or private wastewater connection, waste or wastewater that;

(1) May cause or result in:

- a) A health or safety hazard to a person authorized by the Town to inspect, operate, maintain, repair, or otherwise work on the Wastewater System;
- b) An offence under any applicable federal or provincial environment protection or water resources legislation, as amended from time to time, or any regulation made thereunder from time to time;
- c) Wastewater sludge from the wastewater treatment facility works to which either wastewater discharges, directly or indirectly, fail to meet the objectives and criteria as listed in any applicable federal or provincial environment protection or water resources legislation, as amended from time to time;
- d) Interference with the operation or maintenance of wastewater works, or which may impair or interfere with any wastewater treatment process;
- e) A hazard to any person, animal, property, or vegetation;
- f) An offensive odour to emanate from wastewater works, and without limiting the generality of the foregoing, wastewater containing hydrogen sulfide, carbon disulfide, other reduced sulfur compounds, amines or ammonia in such quantity as may cause an offensive odour;
- g) Damage to wastewater works;
- h) An obstruction or restriction to the flow in wastewater works, which includes but is not limited to, disposable diapers, tampons and applicators, cotton balls, sanitary napkins, condoms, cleaning wipes (of any kind), facial tissue, bandages and wrappings, automotive fluids, paint, solvents, sealants and thinners, poisons, hazardous wastes, trash, grease, hair and medications.

(2) The wastewater has two (2) or more separate liquid layers.

(3) The wastewater contains:

- a) Hazardous substances;
- b) Combustible liquid;
- c) Biomedical waste, including any of the following categories: human anatomical waste, animal waste, untreated microbiological waste, waste sharps, and untreated human blood and body fluids known to contain viruses and agents listed in "Risk Group 4" as defined in "Laboratory Biosafety Guidelines" published by Health Canada, dated 2004, as amended.
- d) Specified risk material for bovine spongiform encephalopathy as defined in the Federal Fertilizers Regulations (C.R.C., c. 666), as amended from time to time, including material from the skull, brain, trigeminal ganglia, eyes, tonsils, spinal cord and dorsal root ganglia of cattle aged 30 months or older, or material from the distal ileum of cattle of all ages.
- e) Dyes or colouring materials which may or could pass through wastewater works and discolour the wastewater works effluent;
- f) Fuel;
- g) Ignitable waste;
- h) Pathological waste;
- i) PCBs;
- j) Pesticides which are not otherwise regulated in this Bylaw;
- k) Reactive waste;
- l) Toxic substances which are not otherwise regulated in this Bylaw;
- m) Waste radioactive substances in excess of concentrations greater than those specified for release to the environment under the *Nuclear Safety and Control Act and Regulations*, S.C. 1997 c.9 or amended versions thereof;
- n) Solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in a Wastewater System, including but not limited to ashes, bones cinders, sand, mud, soil, straw, shaving, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, animal parts or tissues, and paunch manure.



- (4) The Town may prohibit or set discharge concentrations and/or limit the loading rate for any other material or substance not included in the Bylaw sections where required to protect wastewater facilities or processes, meet effluent standards or other legislated requirements, or control bio-solids quality.



SCHEDULE "B"

UTILITIES EMAIL REQUEST FORM

If you wish to receive your utility bill by email only, please complete this form and return to the Town of Legal Office:

NAME: _____	UTILITY ACCOUNT: _____
CIVIC ADDRESS: _____	PHONE NUMBER: _____
LEGAL, AB T0G 1L0	ALTERNATE PHONE #: _____
OWNER/OCCUPIER EMAIL ADDRESS: _____	

- Please note that if there are any changes to the email address, it is the responsibility of the Owner and/or Occupier to inform the Town accordingly.
- A Consumer is not relieved from paying Utility Charges by reason of non-receipt of a Utility Bill, whatever the reason for non-receipt, as per the bylaws of the Town of Legal.
- Payment due dates do not change. Penalties still apply if payment is late for any reason.

AUTHORIZATION:

I agree that I wish to receive my utility bill via email only and that I will inform the Town of Legal if this email address is no longer valid.

NAME OF APPLICANT *(Please Print)*

SIGNATURE OF APPLICANT

DATE

The information on this form is collected under the authority of Section 33 (c) of the Freedom of Information and Protection of Privacy Act (FOIP), Revised Statutes of Alberta 2000, Chapter F-25, and is used solely for purposes relating to utility accounts with the Town of Legal.



SCHEDULE "C"

WASTEWATER RATES

1.1 DEFINITION OF WASTEWATER RATES AND CHARGES:

Basic Charge: A flat fee charge that is charged bi-monthly (unless otherwise stated) that is intended to recover costs for such things as: billing and other related charges, customer service, energy related charges, communication, facilities, operation and infrastructure maintenance of wastewater collection treatment facilities, and administration of customer accounts.

1.2 SCHEDULE OF WASTEWATER RATES AND CHARGES:

RESIDENTIAL:

	Basic Charge	Application
Residential Dwelling	\$26.50	
Residential Dwelling	\$13.25	Monthly Billing (Tenants, Property Managers, or other Persons designated by the Property Owner)
Apartments	\$26.50	Per Dwelling Unit
5002 50 Ave	\$132.50	5 residential
4811 47 St	\$53.00	2 residential
5015 48 St	\$185.50	7 residential
Sewer, Liquid Only	\$24.50	Dwellings East of Creek on 50 Ave.
Sewer, Liquid Only	\$12.25	Dwellings East of Creek on 50 Ave. Monthly Billing (Tenants, Property Managers, or other Persons designated by the Property Owner)

COMMERCIAL:

	Basic Charge	Application
Commercial	\$37.50	Per store or office
Restaurant	\$37.50	
Car Dealership	\$75.00	2 commercial
Barber Shops / Salons	\$37.50	
Banks	\$37.50	
Welding/Manufacturing Shops	\$37.50	
Car Washes	\$75.00	
4732 50 Ave.	\$57.50	1 commercial, \$4.00/laundromat unit
5320A 46 St	\$37.50	Not for profit club

MIXED USE (COMMERCIAL AND RESIDENTIAL):

Rates per commercial establishment and per dwelling unit.

	Basic Charge	Application
4727 50 Ave.	\$128.00	2 commercial, 2 residential
Hotel	\$128.00	2 commercial, 2 residential
4925 50 Ave	\$287.00	2 commercial, 8 apartment

INSTITUTIONAL:

	Basic Charge	Application
Senior Citizen Lodge	\$135.50	
Community Hall	\$135.50	
Schools	\$135.50	

1.3 DEFINITION OF OTHER WASTEWATER RATES AND CHARGES:

Administration Fee: A flat fee that represents costs associated with the account processing changes required when there is a consumer change on a property and/or utility account. This process includes administration of new utility agreements, creation of new utility account, tenant,

Property Manager, or other Person designated by the Property Owner changes, final meter reading, production of final bill and related administration.

Connection Charge: New service requests where a new physical connection to the sewer main is required to accommodate the service. The fee is to offset capital costs of the installation of sewer mains.

Late Payment Penalty: A Utility Bill which remains unpaid after the date fixed for payment, a penalty of one hundred twenty percent (120%) per annum or ten percent (10%) per month shall be added to the principal outstanding amount.

Reconnection Charge: A flat fee charge that reflects the cost of managing and processing the administration and collection of utility accounts.

- a. A charge that is applied in the event that utility services are disconnected due to a utility account that is in arrears or where a Consumer has defaulted on payment. The Reconnection Fee must be paid prior to services being reconnected.
- b. A charge that is applied in the event the Consumer requests utilities to be reconnected.
- c. Reconnections shall only be performed during normal business hours.

Service Calls: A charge applicable to those Consumers who require service over and above that of the basic service provided for non-emergent issues.

Service Disruption: Provides an option for Consumers who wish to have their service temporarily disconnected. The charge includes a Service Call.

1.4 SCHEDULE OF OTHER WASTEWATER RATES AND CHARGES:

	Charge	Application
Administration Fee	\$30.00	Per change in Consumer utility services – applied on the Consumer’s first utility bill, split between water and wastewater
Connection to Sewer Main Fee	\$500.00	Must be approved by Town of Legal.
Late Payment Penalty	120% per annum (10% per month)	applicable to outstanding balance – applied to total Utility Bill (less penalty) after the date due
Re-Connection Charge	\$50.00	Per consumer request (i.e. Snowbird) or as a result of disconnection
Service Calls	\$100.00 plus \$50/hr if required during regular business hours; \$100.00 plus \$100/hr if required outside of regular business hours	per hour plus any additional costs that may be incurred in attending to non-emergent issues
Service Disruption	Service Call Charge	per notification or event, per utility account

1.5 SCHEDULE OF FINES:

	Fine – 1 st Offence	2 nd and Subsequent Offences
Interference, Tampering or Unauthorized Use Penalty	\$250.00 Per event	\$500.00
Illegal Dumping and Unauthorized Use of Recreational Vehicle Dumping Station by Commercial/Industrial haulers	\$250.00 Per event	\$500.00
Any offence under this Bylaw for which a penalty is not otherwise provided	\$250.00	\$500.00