

BYLAW NO. 02-12

A bylaw of the Rural Municipality of Dundurn No. 314 to control the collection, storage, and disposal of sewage.

Under Section 48 of *The Public Health Act, 1994*, the R.M. of Dundurn No. 314 in the Province of Saskatchewan enacts as follows:

1. In this bylaw the expression -
 - a) "Administrative Authority" means a Medical Health Officer or Public Health Inspector of the Health Region;
 - b) "Householder" means owner, occupant, lessee, or tenant, or the person otherwise in charge of any dwelling, hotel, restaurant, apartment block, office building, public institution, or other premises; and also includes the registered owner of the land on which the offending premises sits.
 - c) "Sewage" means any liquid waste other than clear water waste or storm water;
 - d) "Local Governing Authority" means the council of the Rural Municipality of Dundurn No. 314;
 - e) "Storage or Holding Tank" means a tank constructed of a material that is equivalent to the requirement set out in the Provincial Plumbing Regulations, designed to collect and hold sewage without treatment prior to transporting such waste to a final point of disposal;
 - f) "Privy Vault" means a storage or holding tank placed under an outside toilet for confinement and storage of human excrement only.
 - g) "Septic Tank" means a two-compartment tank of which the first compartment is a settling tank and the second compartment is a storage compartment for the effluent from the first compartment;
 - h) "Private Sewage Works" means a privately owned sewage works, other than a pit privy or seepage pit, located on one property that is:
 - (i) intended to be used for the collection, storage, transmission, treatment or disposal of sewage, effluent or both does not contain industrial waste; and
 - (ii) exempt from the requirement to have a permit pursuant to section 21 of The Environmental Management and Protection Act, 2002; but does not include the building drain or the sanitary drainage system upstream of the building drain;
2. This bylaw shall apply to the following:
(Subdivisions, parcels)
Within the Boundaries of the Municipality

3. Any person installing storage or holding tanks for the purpose of storing sewage, located in areas identified in Section 2 of this Bylaw, must first obtain approval to do so from the Administrative Authority.
4. (a) All householders whose premises are located in areas identified in Section 2 must provide an approved storage or holding tank or septic tank to receive sewage emanating from their premises.
(b) All sewage emanating from premises located in areas identified in Section 2 shall be discharged into an approved private storage or holding tank.
5. All new facilities for the storage of sewage, located in areas identified in Section 2, shall comply with this bylaw and any amendments thereto or revisions thereof.
6. Existing facilities for the storage and/or disposal of sewage shall be required to comply with this bylaw at a time and to an extent specified by the Administrative Authority and the Local Governing Authority.
7. The facilities provided for the storage of sewage, located in the areas identified in Section 2 of this bylaw shall be of not less than 1,000 gallons with respect to storage or holding tanks, and not less than 250 gallons with respect to privy vaults.
8. In all other respects, the facilities provided for the storage of sewage located in areas identified in Section 2 of this bylaw, shall comply with the requirements of the Saskatchewan Shoreland Pollution Control Regulations, 1976 and amendments thereto or revisions thereof.
9. The householder shall maintain all facilities on his property for the storage of sewage in sanitary and structural conditions satisfactory to the Administrative Authority.
10. a) No person shall provide a sewage transporting service within the Rural Municipality of Dundurn No. 314 without;
 - (1) a sewage hauling permit from the Saskatchewan Ministry of Environment to do so is required.
 - (2) a valid sewage hauling permit from the Rural Municipality of Dundurn No. 314.
 - (i) sewage hauling permits from the Rural Municipality of Dundurn No. 314 are valid for one year;
 - (ii) Rural Municipality of Dundurn No. 314 sewage hauling permits are not transferrable;
 - (iii) sewage hauling permits from the Rural Municipality of Dundurn No. 314 are \$100.00.

11. A person granted approval to transport sewage shall provide the Local Governing Authority with such information as may be required from time to time regarding the service provided to any household.
12. The Local Governing Authority may establish a schedule of fees for disposal of sewage.
13. (a) Sewage transported shall be disposed of only at point(s) approved by the Saskatchewan Ministry of Environment and the Local Governing Authority.
 - (1) all offsite disposal within the Rural Municipality of Dundurn No. 314 must be at Dundurn Area Wastewater Utility Waste Disposal site located at the North West Quarter of Section 33, Township 32, Range 04, West of the Third Meridian
 - (i) a current permit must be presented which has been issued by the Dundurn Area Wastewater to obtain permission to deposit liquid domestic sewage at the local waste disposal site within the Rural Municipality of Dundurn No. 314.
 - (2) (a) A person may deposit hauled liquid domestic waste on their own property provided:
 - (i) the liquid domestic waste was generated on the property that it will be disposed onto;
 - (ii) the property total 80 contiguous acres;
 - (iii) Saskatchewan Ministry of Environment's guidelines for the surface application of sewage are adhered to.
14. Cleaning of vehicles, tanks or tankers used for carrying liquid domestic waste shall not be cleaned adjacent to natural waterways or open water. Cleaning will not be permitted on Municipal property which is not designated for such a purpose.
15. (1) When, in the opinion of the Administrative Authority or Local Governing Authority, there is a breach of any provision of this bylaw, a placard or placards prepared and supplied by the Rural Municipality of Dundurn No. 314 giving notice of this breach may be posted on the premises, facility or property where the breach is found.
 - (2) Any person, who without permission of the Administrative Authority or the Local Governing Authority, takes down, covers up, mutilates, defaces or alters the placard posted under this bylaw, is guilty of an offence.
 - (3) The posting of a placard on a premises, facility, or property pursuant to this bylaw shall not relieve the person in default from the possible imposition of a penalty for infringement of this bylaw or from having to carry out the work correcting the breach.
16. If any person fails, neglects or refuses to comply with any provision of this bylaw within a specified time, the Local Governing Authority may proceed to have the work done that it considers necessary for compliance with the bylaw, and the cost of the work is to be added to, and thereby forms part of, the taxes on the land on which the work is done.

17. (1) Every person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction:

(a) in the case of an individual:

(i) for a first offence:

(A) to a fine of not more than \$75,000; and

(B) to a further fine of not more than \$100 for each day during which the offence continues; and

(ii) for a second or subsequent offence:

(A) to a fine of not more than \$100,000; and

(B) to a further fine of not more than \$200 for each day during which the offence continues; and

(b) in the case of a corporation:

(i) for the first offence:

(A) to a fine of not more than \$100,000; and

(B) to a further fine of not more than \$1,000 for each day during which the offence continues; and

(ii) for a second or subsequent offence:

(A) to a fine of not more than \$250,000; and

(B) to a further fine of not more than \$5,000 for each day during which the offence continues.

18. This bylaw shall come into force on the date of final approval by the Local Authority as defined by The Public Health Act, 1994 and the Minister of Health.

SEAL

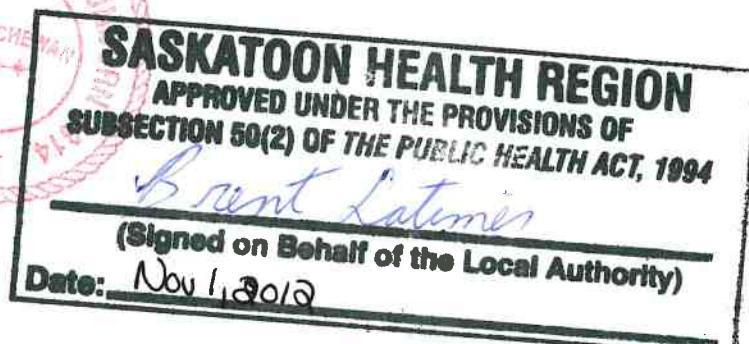
Certified a true copy
of the bylaw adopted by
resolution of the Council
on the 10th day of April A.D. 2012.



R. Red Wilson
Reeve
W. Barnum
Administrator

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Reeve

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Administrator



Saskatchewan
Ministry of Health

APPROVED UNDER THE PROVISIONS
OF SUBSECTION 504) OF THE PUBLIC
HEALTH ACT, 1994

Paul Leech
POPULATION HEALTH BRANCH

Date November 5, 2012

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