

BYLAW NUMBER 114

A BYLAW RESPECTING THE SEWERAGE SYSTEM

THE COUNCIL OF THE MUNICIPALITY OF MINTO DULY ASSEMBLED HEREBY ENACTS AS FOLLOWS:

DEFINITIONS

1. In this bylaw

(a) **"BACKWATER VALVE"** shall mean a valve installed at the end of a drain or outlet pipe to prevent the backward flow of water or waste water.

(b) **"BUILDING"** shall mean a house, trailer, structure or property used for human occupation, employment, recreation or other like purpose, situated within the jurisdiction of the Village of Minto.

(c) **"BUILDING DRAIN"** shall mean the part of the lowest horizontal piping of a drainage system, including any vertical offset, that receives sewage from the building and conducts it to the building sewer.

(d) **"BUILDING SEWER"** shall mean a pipe that is connected to a building drain and begins approximately one (1) metre outside the wall of a building and leading to the "public sewer" or other place of disposal approved by the Municipality.

(e) **"CLERK"** shall mean the Clerk/Administrator of the Village of Minto.

(f) **"COUNCIL"** shall mean the elected Council of the Municipality of Minto.

(g) **"ENGINEER"** shall mean the engineer, firm, company, association, corporation or group from time to time designated by the Municipality to oversee the construction, design, repair and maintenance of the sewer system or his representative.

(h) **"INSPECTOR"** shall mean the inspector from time to time designated by the Municipality to oversee the implementation of this Bylaw, the operation of the sewer system and the construction and maintenance of the sewer system within the Municipality's jurisdiction.

(i) **"LATERAL"** shall mean the extension from the sewer main to the line of adjoining properties.

Page 2

(j) **"MAINTENANCE DEPARTMENT"** shall mean the Village of Minto

Sewer and Public Works Department or any person, firm or officer appointed by Council as required for the efficient and continuous operation of the sewerage system.

(k) **"MUNICIPALITY"** shall mean the Village of Minto and shall include its staff, employees, servants, officers and agents.

(l) **"NATURAL OUTLET"** shall mean any outlet into a watercourse, pond, ditch, lake or other body of surface or ground water.

(m) **"NATURAL WATERCOURSE"** shall mean a surface or underground watercourse created by natural agencies and conditions.

(n) **"OWNER"** shall mean the person in whose name a property is assessed under the Assessment Act.

(o) **"OWNER'S AGENT"** shall mean any person, firm, contractor or agent hired, contracted with or authorized by the "Owner" to perform work or service on his behalf.

(p) **"PERSON"** shall mean any individual, firm, company, association, institution, society, corporation or group.

(q) **"PLURAL OR FEMININE TERMS"** may apply whenever the singular, masculine or feminine is used in this bylaw and where the context hereto so requires.

(r) **"PRIVATE SEWER SYSTEM"** shall mean any private system for sewage disposal serving one lot of real property.

(s) **"PUBLIC SEWER"** shall mean a common sewer controlled by the Municipality.

(t) **"SANITARY SEWER"** shall mean a sewer which carries sewage and into which admission of storm, surface and ground waters is specifically prohibited.

(u) **"SEWAGE"** shall mean combination of the water-carried wastes from residences, businesses, buildings, institutions and industrial establishments.

(v) **"SEWER"** shall mean a pipe or conduit for carrying the domestic wastewater, industrial wastewater, surface run off or excess ground water either together or separately.

(w) **"SEWER SYSTEM"** shall mean collectively all the property involved in the operation of the sewer utility and shall include land, piping and appurtenances, pumping stations, treatment works and general property.

Page 3

(x) **"STORM SEWER"** shall mean a pipe or conduit for carrying storm water, surface water and excess ground water but excludes domestic waste water and industrial wastes.

(y) **"SUSPENDED SOLIDS (SS)"** shall mean solids that either float on the surface of, or are in suspension in, water, wastewater or

other liquids, and which are largely removable by laboratory filtering.

(z) **"USER UNIT"** shall mean a unit as defined in SCHEDULE "B" USER UNIT TABLE of this Bylaw.

(a.1) **"UNPOLLUTED DRAINAGE"** shall mean drainage which does not contain micro-organisms, chemicals, wastes or wastewater in a concentration that exceeds the effluent criteria in effect.

(a.2) **"WASTEWATER"** shall mean a combination of the water carried wastes from residences, businesses, building, institutions and industrial establishments.

MAINTENANCE DEPARTMENT

2. The Council may appoint such officers and employees necessary for the efficient and continuous operation of the sewerage system.

3. Subject to the direction of Council, the Maintenance Department shall:

(a) Supervise the construction and maintenance of the sewerage systems;

(b) Cause to be made plans of the sewer system showing the location, depth, material, size, shape, thickness, and construction thereof and all additions and alterations made thereof from time to time, and

(c) Keep or cause to be kept a record of all work done in connections with the sewer system showing the cost of labour and materials for each job, the depth of the pipe, the location of shut-offs, and any other details of each job required by the council for sewerage connections and

(d) Keep or cause to be kept record of whatever sort necessary for the efficient operation of the sewerage system.

Page 4

APPLICATION FOR INSTALLATION

4. (a) Any person wishing or required to connect a building sewer from any dwelling or building to a public sewer, or who wishes to replace or in any way undertakes any construction or excavation which might affect a lateral or any part of the sewer system, shall submit to the Municipality an "Application for Building Sewer And/Or Lateral in the form set forth in Schedule "A" annexed to this Bylaw.

(b) At the time of making application for a permit under Section 4 (a), the owner shall deposit with the Clerk an amount equal to the estimated cost of installing the lateral from the

Village mains to the property line of the owner. All costs and expenses incident to the installation of the building sewer to the public sewer shall be borne by the property owner. Streets, sidewalks, parkways or any other public property disturbed in the course of this work shall be restored by the Owner or at the expense of the owner, to the satisfaction of the Municipality.

(c) The amount deposited shall be credited to the cost of the work and should such work exceed the amount of the deposit, the owner shall pay the difference to the Clerk, before the services are used. Should the deposit exceed the cost of the work, the surplus shall be refunded to the owner.

(d) Before such permit is issued the Council or its agent for such purposes shall inspect the premises intended to be serviced and the facilities being installed to determine whether the provisions of this bylaw have been complied with.

(e) No project, construction or installation included under Section 4. (a) shall commence until a permit is issued.

(f) Applications for the construction or installation of any work included under Section 4. (a) shall not be accepted after October 31st. of any year, unless approved by Council.

(g) Any construction, installation or work included under Section 4. (a) shall not be undertaken after November 30th. or prior to April 15th. in any year, unless approved by Council.

5. (a) No person shall make or cause to be made an extension or addition to the sewer system without first obtaining the written permission of Council or its authorized agent.

(b) No person shall uncover, make any connections with or openings into, use, alter or disturb any part of the sewerage system without first obtaining written permission from the Council or its authorized agent.

Page 5

6. Any permission granted under this bylaw may be suspended or revoked by Council, if in the opinion of the Council or its agent, the sewerage facility approved by such a permit is not being installed or maintained in compliance with the provisions of this bylaw.

7. The size, shape, alignment, construction materials and methods to be used in excavating, placing of the pipe, jointing, testing, backfilling and site sewer or a lateral shall be subject to the supervision and approval of a person authorized by Council.

8. No connection to the public sewer or installation or connection to a lateral shall be made except under the direct and personal supervision of a person duly authorized by Council.

9. (a) No building sewer or lateral may be covered until it is inspected and approved by a person authorized by Council. The

property owner or his agent shall notify the Municipality when the building sewer is ready for inspection and connection to the public sewer.

(b) If the person installing a building sewer or his agent covers over any building sewer before it has been inspected, the Municipality may excavate the building sewer for the purposes of inspection and the cost of so doing shall be recoverable from the owner of the building sewer.

BACKWATER VALVES AND LIFT PUMPS

10. (a) Where an owner or owner's agent connects a building sewer to the public sewer, such owner or owner's agent SHALL INSTALL A BACKWATER VALVE between the connection of the building sewer and the public sewer.

(b) Section (a) applies to existing as well as new installations.

(c) Any person who fails to install a backwater valve as required by this section is guilty of an offence.

(d) The Village **SHALL NOT BE LIABLE** for damages to buildings, persons, personal belongings, furniture or effects caused because a backwater valve was not installed or not functioning properly.

Page 6

(e) In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewerage carried by such building drain to be discharged into the public sewer system shall be lifted by a CSA approved or equivalent sewage lift pump, installed according to the manufacturer's instructions. **THIS IS THE RESPONSIBILITY OF THE OWNER.**

GENERAL

11. (a) Existing building sewers which are found on examination and test by the Municipality or its agent to be of an acceptable standard to conform with this bylaw, may be incorporated into the system administered by the Municipality. If existing building sewer lines are found not to be of acceptable standards, they shall be replaced in accordance with the provisions of this bylaw.

(b) Upon completion of the building sewer connection and approval thereof, the owner of a property formerly served by septic tank, cesspool, privy or private sewage disposal system on the property shall cause such septic tank, cesspool, privy or private sewage disposal system to be abandoned and filled with suitable material.

(c) Not more than one building shall be serviced from each building sewer unless a special permit is obtained from the

Municipality. If an easement between property owners is required to permit two or more buildings to connect to one building sewer, it is the responsibility of the property owners to obtain such an easement.

(d) On any street upon which the Municipality is carrying out an extension to the sewer system, the owner of a property fronting on such a street and owning property large enough to be subdivided, must specify in writing to the Municipality how many laterals the property owner wants installed, at the time of the expansion.

Should the property owner want additional laterals installed at a later date, the full cost of the installation shall be the responsibility of the property owner.

Page 7

12. (a) The owner of a building adjacent to a street or right-of-way where a sanitary sewer is located shall install suitable toilet facilities in the building and cause such facilities to be connected directly to the sanitary sewer in accordance with the provisions of this bylaw.

(b) If it is established by the owner, the Village and the New Brunswick Department of Health that such a building does not require toilet facilities, the owner of such building may be exempted from the requirement of Section 12.

(c) An owner, as specified in 12. (a), shall be required to connect the building sewer to the sanitary sewer within 1 year of the system becoming operational, unless an extension is granted by Council.

(d) If the owner fails to comply with Section 12 (a) or 12 (c), the owner shall pay a cheque equal to the sewer user-charge that would be payable under this bylaw had the lateral been connected.

13. The Municipality may refuse to permit a building sewer connection to any building.

14. The Village shall be responsible for the maintenance of installed laterals.

15. The Village Maintenance Department or any person authorized by Council may at any reasonable hour enter any premises in the execution of his duties in respect to the maintenance, repair and inspection of the Municipality's sewer system.

16. Service stations and garages shall not be allowed to connect any floor drains to the Village sewerage system.

BLOCKAGES

17. (a) Any blockage within a building drain or building sewer, from a residence to the property line, shall be the responsibility of the property owner.

Page 8

(b) Where the Municipality is called by the owner to clear or repair a service connection and the blockage or damage is found to occur on that portion of the service connection between the building drain or building sewer and the property line, then the Municipality shall charge the owner for all costs incurred in locating the blockage and repairing and/or clearing the service connection.

(c) Where a property owner has contracted with a plumber, contractor or an owner's agent to clear or repair a lateral line and it is proven that the blockage was not caused by the property owner, the Municipality may, subject to Council approval, reimburse the property owner for all or a portion of the costs, not be include damages.

PROHIBITIONS

18. (a) No person shall discharge or cause to be discharged into the sewer system, by sump pump or other means, any storm water, surface water, ground water, roof run-off, subsurface drainage, or floor drains into any sanitary sewer.

(b) No person shall drain or deposit any thing in any public sewer main, or in any pipe leading thereto, which could impair or obstruct any such sewer, including but not limited to the following:

- (i) matter having a temperature in excess of 65 degrees Celsius.
- (ii) matter which may contain any fat, oil or grease of more than 100 parts per million by weight (ppm) of animal or vegetable origin or 15 parts per million by weight of petroleum origin or lubricants of synthetic origin.
- (iii) matter having a ph lower than 6.0 or higher than 9.5.
- (iv) any liquid matter containing suspended solids exceeding 350 milligrams per litre,
- (v) matter that may cause the death of or injury to any person, or capable of causing damage or hazard to structure, equipment or personnel of the sewer lines,

- (vi) gasoline, benzene, naphtha, fuel, oil, acetone, solvents or other inflammable or explosive matter, in excess of 15 parts per million (ppm) by weight.
- (vii) ashes, cinders, garbage, sand, mud, straw, shavings, glass, rags, feathers, tar, plastic, wood, cellulose, sanitary pads, disposable diapers, whole or sliced fruit or vegetables any other solids of a type or quantity capable of causing an obstruction to the flow in sewers or other interference with the proper operation of the sewage system.
- (viii) matter containing a toxic or poisonous substance in sufficient quantity to injure or interface with any sewage treatment process or which constitutes a hazard to humans or animals. The Municipality may, from time to time, set limits on other toxic or poisonous substances, which may be allowed to discharge in to sewage system. Waste considered to be toxic or poisonous shall include, but not be limited to, waste containing metals or chemicals such as arsenic, barium, cadmium, chloride, chromium, cyanide, iron, lead, mercury, phenols, herbicides, pesticides, etc.
- (ix) noxious or malodorous gas or substance capable of creating a public nuisance.
- (x) animal waste such as carcasses, fur, hair, bones, hides or parts thereof.

SUB-DIVISIONS

18. Installation of sewerage systems for all sub-divisions;

(a) The Village shall be responsible only for the installation and cost incurred to the nearest property line bordering on the street or road already having sewer mains installed and being closest to the said sub-division, ie: a distance of approximately thirty-three (33) feet from the centre of the road or street.

(b) The sub-divider, contractor or property owner shall be responsible for all remaining construction, including all costs.

(c) Specifications for sewerage layout shall be submitted by the sub-divider for approval of the Council or such person as

may be authorized by Council, before issuing of a permit.

(d) All work and materials shall be subject to inspection and approval of the Village Maintenance Department before covering.

(e) Upon completion and approval by the Village Maintenance Department, the system shall be considered part of the Village sewerage system for operation and maintenance purposes, the cost of which shall be borne by the Village.

(f) All property owners shall be subject to existing rates and regulations pertaining to other property owners in the Village, which shall include any future adjustments or changes.

ASSESSMENT RATES

19. (a) All rates, assessments and penalties mentioned in all sections of this bylaw shall be calculated, tabulated affixed to and form part of this bylaw.

(b) The charge or charges shall be billed to the owner of the property and any omission to deliver any notice shall not relieve the owner of liability to pay the charge.

(c) Rates and/or assessments may be subject to change from time to time and shall be calculated and established by the Minto Village Council at any time by an amendment to this bylaw.

(d) User units are identified on the attached Schedule "B", which forms part of this bylaw.

(e) All rates imposed by this bylaw shall be assessed annually for the period from January 1st. to December 31st. and shall be payable in advance, by June 30th. of each year.

(f) Overdue accounts shall bear interest at the rate of 2% per month.

Page 11

(g) Upon written notice to any owner who is in arrears, which notice shall advise the owner of the following possible actions, the Municipality may:

(i) sue in the name of the Municipality by an action for debts;

(ii) proceed in any court of competent jurisdiction to collect any charges, penalties and costs of the action;

(iii) register a lien against the property and such a lien shall not be lost or impaired by any neglect or omission of the Village or by want of registration; and/or

(iv) take any other action to collect as determined by Resolution of Council.

INDEMNITY AND REFUNDS

20. No person shall have any cause of action against the Municipality, or its servants or agents for any claims for damages of whatsoever nature or kind, which may be caused at any time to any person or property arising from the construction, maintenance or operation of the sanitary sewer system.

21. No person shall be entitled to a refund of any payment, or damages of any kind as the result of the stoppage or interruption of the sewer system caused by accident, mechanical breakdown, frost or for the purpose of making additions or repairs to the sewer system or for any purpose which in the opinion of the Village is necessary or desirable.

ENFORCEMENT

22. A person who violates any provision of the Bylaw is guilty of an offence and is liable on summary conviction to a penalty of not less than One Hundred Dollars (\$100.00) and not more than Two Hundred Dollars (\$200.00), plus costs of the action, and in default of payment thereof, to imprisonment for not more than thirty (30) days.

Page 12

23. Conviction of a person for a violation of a provision of this Bylaw does not relieve him from compliance with the Bylaw and a Judge of the Provincial Court may, in addition to the fine imposed, order him to do within a specified time any act or thing necessary for the proper observance of the Bylaw or to remedy the violation thereof and a person who, after the expiry of such specified time, fails to comply with the order of the Judge of the Provincial Court commits an offence and on summary conviction is liable to a fine of not less than Twenty Dollars (\$20.00) nor more than One Hundred Dollars (\$100.00) for each day such failure continues or to imprisonment for not more than thirty (30) days or both.

BYLAW NUMBER 25 AND AMENDMENTS THERETO ARE HEREBY REPEALED.

READ FIRST TIME: November 1, 1994

READ SECOND TIME: November 1, 1994

READ THIRD TIME AND ENACTED : December 14, 1994

MAYOR

CLERK

SCHEDULE "A"

**APPLICATION FOR BUILDING SEWER
AND/OR LATERAL**

PROPERTY OWNER(S) : _____

PROPERTY LOCATION : _____

TO THE MUNICIPALITY OF MINTO:

The undersigned owner/owner's agent requests that a building sewer and/or lateral be installed/repaired/replaced from the building drain of his/her property, as specified above, to the sewer main on that street, and that the occupants thereof may be allowed to use that sewer main for the purpose of dispersing sewerage from that building.

The undersigned agrees to pay all costs involved, including labour and materials and any other expenses necessarily incurred in the proper construction as determined by Council or its authorized agent.

The undersigned further agrees to conform to the by-laws, orders and regulations relating to the sewerage system and to by-laws and regulations relating to plumbing.

The undersigned further agrees that no cellar drain, roof drain, or weeping tile shall be connected by sump pump or other means to the building sewer.

DATED this day of ,199

WITNESS

PROPERTY OWNER/OWNER'S AGENT

NOTE: The Maintenance Department of the Municipality or any person authorized for that purpose shall have free access during reasonable hours to all parts of any premises served by the sewerage system for the purpose of maintenance, repair or inspection of the system.

SCHEDULE "B"

IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES

- | | |
|---------------------------------|---|
| 1. Single residence | 1 x annual rate |
| 2. Mobile home | 1 x annual rate |
| 3. Apartments | 1 x annual rate/apartment |
| 4. Mobile home courts | 1 x annual rate/mobile home
(determined monthly) |
| 5. Senior citizen housing | 1 x annual rate/unit |
| 6. Schools | 1 x annual rate/15 persons
(determined annually) |
| 7. Service Stations and garages | 1 x annual rate |
| 8. Restaurants | 2 x annual rate |
| 9. Canteens or take outs | 1 x annual rate |

10.	Laundromat	1/2x annual rate/washer
11.	Industries/Retail Stores and Offices	1 x annual rate/ 15 persons (determined annually)
12.	Car Wash (Only)	1 x annual rate
13.	Hospital/Nursing Home	22 x annual rate (each)
14.	Vacant lots	1/4 x annual rate
15.	Hair Salons	1 x annual rate
16.	Service Clubs/Organizations, Places of Amusement, and/or Recreation Centres	1 x annual rate/ 1-5 units 2 x annual rate/ 6-10 units 3 x annual rate/11-15 units 4 x annual rate/16-20 units
17.	Churches/Places or Worship	1 x annual rate
18.	Special Care Homes	1 x annual rate plus ½ unit for every 3 special care residents

USER RATES

1. BE IT RESOLVED that the sum of \$170.00 (one hundred and seventy dollars) shall be assessed annually per unit for the period January 1st. to December 31st. and shall be payable in advance on or before the 30th. day of June of each year. Interest at the rate of 2% per month shall be charged on any unpaid effective July 1st. of each year.

SCHEDULE "A"

**APPLICATION FOR BUILDING SEWER
AND/OR LATERAL**

PROPERTY OWNER(S) : _____

PROPERTY LOCATION: _____

TO THE MUNICIPALITY OF MINTO:

The undersigned owner/owner's agent requests that a building sewer and/or lateral be installed/repaired/replaced from the building drain of his/her property, as specified above, to the sewer main on that street, and that the occupants thereof may be allowed to use that sewer main for the purpose of dispersing sewerage from that building.

The undersigned agrees to pay all costs involved, including labour and materials and any other expenses necessarily incurred in the proper construction as determined by Council or its authorized agent.

The undersigned further agrees to conform to the by-laws, orders and regulations relating to the sewerage system and to by-

laws and regulations relating to plumbing.

The undersigned further agrees that no cellar drain, roof drain, or weeping tile shall be connected by sump pump or other means to the building sewer.

DATED this day of ,199

WITNESS

PROPERTY OWNER/OWNER'S AGENT

NOTE: The Maintenance Department of the Municipality or any person authorized for that purpose shall have free access during reasonable hours to all parts of any premises served by the sewerage system for the purpose of maintenance, repair or inspection of the system.

SCHEDULE "B"

IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES

- | | | |
|-----|---|---|
| 1. | Single residence | 1 x annual rate |
| 2. | Mobile home | 1 x annual rate |
| 3. | Apartments | 1 x annual rate/apartment |
| 4. | Mobile home courts | 1 x annual rate/mobile home
(determined monthly) |
| 5. | Senior citizen housing | 1 x annual rate/unit |
| 6. | Schools | 1 x annual rate/15 persons
(determined annually) |
| 7. | Service Stations and garages | 1 x annual rate |
| 8. | Restaurants | 2 x annual rate |
| 9. | Canteens or take outs | 1 x annual rate |
| 10. | Laundromat | 1/2x annual rate/washer |
| 11. | Industries/Retail Stores
and Offices | 1 x annual rate/ 15 persons
(determined annually) |
| 12. | Car Wash (Only) | 1 x annual rate |
| 13. | Hospital/Nursing Home | 22 x annual rate (each) |
| 14. | Vacant lots | 1/4 x annual rate |
| 15. | Hair Salons | 1 x annual rate |
| 16. | Service Clubs/Organizations,
Places of Amusement, and/or
Recreation Centres | 1 x annual rate/ 1-5 units
2 x annual rate/ 6-10 units
3 x annual rate/11-15 units
4 x annual rate/16-20 units |
| 17. | Churches/Places or Worship | 1 x annual rate |
| 18. | Special Care Homes | 1 x annual rate plus ½ unit
for every 3 special care
residents |

USER RATES

1. BE IT RESOLVED that the sum of \$170.00 (one hundred and seventy dollars) shall be assessed annually per unit for the period January 1st. to December 31st. and shall be payable in advance on or before the 30th. day of June of each year. Interest at the rate of 2% per month shall be charged on any unpaid effective July 1st. of each year.

BYLAW NUMBER 114D
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

USER RATES

Section 1. is hereby amended by changing the sum of \$185.00 (one hundred and eighty-five) to \$190.00 (one hundred and ninety-dollars) to become effective January 1, 2004.

READ FIRST TIME: December 11, 2003

READ SECOND TIME: December 18, 2003

READ THIRD TIME AND ENACTED: December 18, 2003

____ MAYOR

CLERK

BYLAW NUMBER 114E
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SECTION 12 (d) is hereby amended by changing the word on line 3 of this section from “be” to “been” to correct a grammatical error.

SECTION 19 (g) is hereby amended by deleting the current section (iii) and adding the following new section (iii):

(iii) The Council may initiate legal action against the defaulting person and a lien attached to a defaulting person’s property as provided for in Section 189(10) of the Municipalities Act.

ADDING A NEW SECTION 20 AS FOLLOWS:

PENALTIES

20. (i) Whenever, in the opinion of the Council, a violation of any of the clauses of this by-law has occurred or is existing, the Council may cause sewer service to be discontinued to the premises where such violation has occurred or is existing until such violation has been cured.

(ii) The Council may suspend sewerage to customers whose accounts remain unpaid for more than one year.

(iii) Where sewerage services have been suspended for nonpayment of bills, the service shall not be restored until all arrears have been paid plus the cost of disconnecting and reconnecting of the service.

AND ALSO:

By changing the numbering of the remaining sections as follows:

SECTION 20 becomes SECTION 21, SECTION 21 becomes SECTION 22, SECTION 22 becomes SECTION 23 and SECTION 23 becomes SECTION 24.

READ FIRST TIME: February 24, 2005

READ SECOND TIME: February 24, 2005

READ THIRD TIME AND ENACTED: March 3, 2005

MAYOR

CLERK

BYLAW NUMBER 114F
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

USER RATES

Section 1. is hereby amended by changing the sum of \$190.00 (one hundred and ninety-dollars) to \$255.00 (two hundred and fifty-five dollars) to become effective January 1, 2006 and shall be payable immediately. Interest at the rate of 2% per month shall be charged on any unpaid effective April 1, of each year.

READ FIRST TIME: December 13, 2005

READ SECOND TIME: December 13, 2005

READ THIRD TIME AND ENACTED: January 10, 2006

MAYOR

CLERK

BYLAW NUMBER 114G
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES

18. Special Care Homes	1 x annual rate plus ½ unit for every 4 special care residents plus 1 unit for every ten employees or part thereof.
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READ FIRST TIME: _____

READ SECOND TIME: _____

READ THIRD TIME AND ENACTED: _____

MAYOR

CLERK

BYLAW NUMBER 114H
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SECTION 15 is hereby amended to read:
The Village Maintenance Department or any person authorized by Council may at any reasonable hour enter any premises in the execution of his duties in respect to the maintenance, repair, disconnection and inspection of the Municipality's sewer system.

SECTION 19(e) is hereby amended to read:
all rates imposed by this bylaw shall be assessed annually for
the period from January 1st to December 31st. and shall be payable
in advance, by March 31st, of each year.

ADDING A NEW SECTION 19 (g) (v) AS FOLLOWS:
Once disconnection of sewage service has been done, notification
will be sent to Department of Health regarding lack of proper
sewerage facilities.

READ FIRST TIME: _____

READ SECOND TIME: _____

READ THIRD TIME AND ENACTED: _____

MAYOR

CLERK

BYLAW NUMBER 114J
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

Delete 14. Vacant Lots $\frac{1}{4}$ annual rate.

USER RATES

Section 1. is hereby amended by changing the sum of \$255.00 (two hundred and fifty-five dollars) to \$295.00 (two hundred and ninety-five dollars) to become effective January 1, 2009 and shall be payable immediately. Interest at the rate of 2% per month shall be charged on any unpaid balances effective June 30, of each year.

Section 19 (e) is hereby amended to read:

All rates imposed by this bylaw shall be assessed annually for the period from January 1st to December 31st and shall be payable in advance, by June 30th, of each year.

READ FIRST TIME: _____

READ SECOND TIME: _____

READ THIRD TIME AND ENACTED: _____

MAYOR

CLERK

BYLAW NUMBER 114K
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

USER RATES

Section 1. is hereby amended by changing the sum of \$295.00 (two hundred and ninety-five dollars) to \$304.00 (three hundred and four dollars) to become effective January 1, 2010 and shall be payable immediately. Interest at the rate of 2% per month shall be charged on any unpaid balances effective June 30, of each year.

Deleting sections 23 & 24.

Amending section 20 by adding the following:

20. (iv) (1) Every person who violates any provision of this by-law other than non-payment of accounts is guilty of an offence.
- (2) Every person charged with an offence under any section of this by-law may, on or before the date a charge pertaining to the offence has been laid in Provincial Court, make a voluntary payment of fifty dollars (\$50.00).
- (3) If the voluntary payment set out in section 20 (iv) (2) has not been received on or before the date a charge pertaining to the offence has been laid in Provincial Court, the person charged with the offence may make a voluntary payment of seventy-five dollars (\$75.00).
- (4) The voluntary payment set out in either section 20 (iv) (2) or 20 (iv) (3) shall be made payable to the Village of Minto as follows:
- in person at 420 Pleasant Drive, Minto, in cash or by certified cheque or money order made payable to The Village of Minto;
- Or
- by mail to: The Village of Minto, 420 Pleasant Drive, Minto, N.B., E4B 2T3, "Attention Clerk Administrator", by certified cheque or money order only, payable to The Village of Minto;
- at which time the ticket or ticket number shall be surrendered to the Village of Minto and such payment shall be deemed payment in full.
- (5) If the voluntary payment set out in either section 20(iv)(2) or 20(iv)(3) has not been received on or before the hearing scheduled for entering of a plea before the Provincial Court, the person charged with the offence is liable on summary conviction to a fine of not less than one hundred and fifty dollars (\$150.00) and not more than the maximum fine which may be imposed for commission of an offence

punishable under Part II of the *Provincial Offences Procedure Act* as a Category C offence.

FIRST READING:

SECOND READING:

THIRD READING:

MAYOR

CLERK ADMINISTRATOR

BYLAW NUMBER 114L
A BYLAW TO AMEND THE SEWERAGE BYLAW

The Council of the Municipality of Minto duly assembled hereby enacts as follows:

SCHEDULE "B" OF BYLAW NUMBER 114, IDENTIFIABLE CLASSES OF USER UNITS RESPECTING SEWERAGE RATES IS AMENDED AS FOLLOWS:

USER RATES

Section I. is hereby amended by changing the sum of \$304.00 (three hundred and four dollars) to \$307.00 (three hundred and seven dollars) to become effective January 1, 2011 and shall be payable immediately. Interest at the rate of 2% per month shall be charged on any unpaid balances effective June 30, of each year.

FIRST READING: _____

SECOND READING: _____

THIRD READING: _____

MAYOR

CLERK ADMINISTRATOR