

APPENDIX J2

BY-LAW NO. 79-14

MUNICIPALITY OF DYSART ET AL

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A BY-LAW TO REQUIRE OWNERS OF CERTAIN CLASSES OF BUILDINGS IN THE SERVICE AREAS, MUNICIPALITY OF DYSART ET AL, TO CONNECT SUCH BUILDINGS TO THE SEWAGE WORKS OF THE MUNICIPALITY.

WHEREAS pursuant to the provisions of Section 362a of The Municipal Act, R.S.O. 1970, Chapter 284, as amended, the Councils of local municipalities may pass by-laws requiring owners of buildings or any class or classes of buildings in the municipality or in any defined area thereof to connect the said buildings or class or classes of buildings to the sewage works of the municipality;

AND WHEREAS it is deemed expedient to pass a by-law requiring the owners of all buildings in the Corporation, to connect such buildings to the sewage works;

THEREFORE the Council of the Corporation of United Townships of Dysart, Dudley, Harcourt, Guilford, Harburn, Bruton, Havelock, Eyre and Clyde enacts as follows:

1. In this by-law,

- (a) "Building" shall mean any structure used or intended for supporting or sheltering any use or occupancy with the land and premises appurtenant thereto.
- (b) "Corporation" shall mean The Corporation of the United Townships of Dysart, Dudley, Harcourt, Guilford, Harburn, Bruton, Havelock, Eyre and Clyde.
- (c) "Council" shall mean the Council of The Corporation of the United Townships of Dysart, Dudley, Harcourt, Guilford, Harburn, Bruton, Havelock, Eyre and Clyde.
- (d) "Main Sewer" shall mean the public sewer including its branches;
- (e) "Main Sanitary Sewer" shall mean a main sewer for the collection of sewage;
- (f) "Main Storm Sewer" shall mean a main sewer for the collection of storm water;
- (g) "Occupancy" shall mean the use or intended use of a building or part thereof for the shelter or support of persons, animals or property;
- (h) "Sewage" shall mean any liquid waste containing animal, vegetable or mineral matter in suspension or solution, but does not include storm water;

- (i) "Sewage Works" shall mean and include any main sewer, main combined sewer, main sanitary sewer or main storm sewer operated and maintained by or on behalf of the Corporation for the acceptance, collection, transmission, or disposal of sewage, and storm water;
- (j) "Storm Water" shall mean rain water, melted snow or ice and water in the subsoil.

2. This By-Law shall be enforced and administered by the Corporation.

3. The owner of a building in the Corporation shall connect the said building to the sewage works or The Corporation within nine months after the Corporation has sent notice to him by registered mail to his last-known address requiring the connection to be made.

4. A notice sent under Section 3 of this by-law shall advise the owner that if he fails to make the connection as required the Corporation has the right to make it at his expense and to recover the expense by action or in like manner as municipal taxes.

5. Notwithstanding Sections 3 and 4 above, the Corporation may alternatively impose the current sewage rates against the owner of the building and where the owner fails to make payment the Corporation may collect payment by action or in like manner as municipal taxes.

6. Where a notice is sent under Section 3 of this by-law,

- (a) the drains for sewage and the sanitary facilities of the building shall be connected to a main sanitary sewer, and
- (b) the drains for storm water and the roof drainage system of the building shall be connected to the main storm sewer.

7. Notwithstanding Section 6, where there is only a main sanitary sewer available in the street or alley abutting the land to which the building is appurtenant, or within one hundred feet (100') of such land, the drains for the sewage and the sanitary facilities of the building shall be connected to the main sanitary sewer.

8. Notwithstanding Section 6, where there is only a main storm sewer available in the street or alley abutting the land to which the building is appurtenant, or within one hundred feet (100') of such land, the drains for the sotrm water and roof drainage system of the building shall be connected to the main storm sewer.

9. Notwithstanding Section 6, where there is only a main combined sewer available in the street or alley abutting the land to which the building is appurtenant, or within one hundred feet (100') of such land, the drainage for the building shall be by separate drains for the sewage and sanitary facilities of the building and shall be connected to the place of disposal at the main combined sewer.

10. This By-Law shall come into force and take effect on the day of the final passing thereof.

READ a first, second and third time, finally passed,  
signed and sealed this 12th. day of February, 1979.

Wm. J. Leary REEVE

Harold B. Hood CLERK