



**PUBLISHED BY AUTHORITY**

Pursuant to the authority conferred by Section 413 and 414 of the Municipalities Act, Chapter M-24, S.N. 1999, the Town Council of Carbonear has made the following Regulations.

  
MAYOR

  
CLERK

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1. These regulations may be cited as the town of Carbonear (Water and Sewer System) Regulations.
  2. Interpretation: In these regulations, unless the context otherwise requires:
    - (a) "Act" means the Municipalities Act;
    - (b) "Council" means the Town Council of Carbonear;
    - (c) "Customer" means any person, firm or corporation whose property is connected to the system;
    - (d) "Municipality" means the Town of Carbonear;
    - (e) "Service" means water supply and sewer disposal service supplied to a customer;
    - (f) "System" means the water supply and/or sewer disposal system of the Town of Carbonear.
  3. Every owner or occupier or both of the building or part thereof that is within the municipality and within (60) metres of the system, shall have such building or part thereof connected to the system.
  4. No service shall be provided by the system except in accordance with a written request to council.
  5. Requests for new service line installations will not be accepted after November 15<sup>th</sup> of each year.

6. Service line material selection and installation for water supply shall be in accordance with sections of the Municipal Master Specifications calling for Cross Linked Polyethylene pipe.
7.
  - (a) Service lines for sewer disposal shall be 100 mm (4 in.) PVC or equivalent for a single-family residential unit or such greater size as may be approved by Council for multiple residential units and commercial buildings.
  - (b) Service lines for sewer disposal shall be installed at a minimum underground depth of 1.5 m (5 ft.) unless otherwise approved by Council and may be installed lateral with the service line for water supply in the same trench.
  - (c) The grade for a service line for sewer disposal shall be a minimum of 2% and shall be as much as possible in a continuous straight line without sags or crests; but where a bend is necessary it shall be with the use of a clean out flue.
8. There shall be one only service line for water supply and one only service line for sewer disposal to each building unless otherwise approved by Council.
9.
  - (a) Service lines from the main to the property line shall be installed by Council at the customer's expense and may be installed by Council from the property line to the building at the customer's expense.
  - (b) Service line installation from the property line to the building being carried out by the customer shall be subject to the Prior approval in writing of Council;
  - (c) Service lines installed by the customer shall be subject to inspection by Council prior to backfilling and for this purpose the customer shall pay an inspection fee in an amount to be fixed by Council.
10. Where Council installs a service line for the customer, the cost of such installation shall be paid before the service connection is completed.
11. No customer shall have his property connected to the system where such customer is in arrears of taxes payable to Council.
12.
  - (a) No person shall provide, supply or otherwise permit the supply of water, by any means, from real property owned and or occupied by such person, to any other real property to which such other real property water services have been discontinued, disconnected or otherwise terminated by the Council, unless a prior written approval has been obtained from the Council.

- (b) Where a person is in violation of s. 12 (a), in addition to any other penalty to which such person may be liable, the Council may discontinue, disconnect or otherwise terminate the supply of water services to the real property from which such water supply is provided for such period of time as Council may deem appropriate.
13. No person except an employee of Council or other representative engaged for that purpose shall connect service lines to the system.
  14. Representatives of Council shall upon giving adequate prior notice, have the right to access to all parts of a customer's property or premises at all reasonable hours for the purpose of inspecting and repairing service lines or for the purpose of installing, reading, inspecting, repairing or removing metres and Council shall have the right to suspend service to a customer who refuses access.
  15. If repairs are required to a service line, between the main and the property line, due to a physical failure of the wall of such line, it shall be at Council's expense; otherwise, any such repair, including line blockage between the main and the property line, shall be at the customer's expense.
  16. In the event of a leak in a water supply service line, Council may discontinue the supply of water to the service line if such action is necessary to prevent wastage of water; and, except in the case of an emergency, the customer shall be given prior notice of Council's intention to discontinue the supply of water.
  17. If any necessary repairs are not completed by a resident or business in a timely manner as identified by the Town, and the problem poses a hazard, undue water wastage, or other public concerns, then the Town reserves the right to perform all such repairs and back-charge the property owner for all related costs associated with the required work. The Town shall not be held responsible for any damages to private property that occurs as a result of these repairs.
  18. No person shall indiscriminately use water nor shall they sell or give water to any person except under such conditions or for purposes as may be approved by Council in writing.
  19. No person shall dispose of chemicals or other such material not normally used by a household into a service line for sewer disposal, including but not limited to:
    - a) Effluent from floor drains, storm sewers, rain gutters, or weeping tile;
    - b) Corrosive, explosive, or inflammable material;
    - c) Large or bulky material;
    - d) Non-biodegradable material such as plastic, glass, metal, or cloth.
  20. No person shall abnormally interfere in any manner with any part of the system,

except with the prior approval in writing of Council.

20. No person shall operate a hydrant that draws water from the Town's water system infrastructure.
  - a) Notwithstanding Section 20, hydrants shall only be operated by Town personnel knowledgeable in the operation of hydrants, and only while executing their duties as prescribed by the CAO or their delegate.
  - b) Any person or business may make application to have a hydrant opened. The application must state the purpose, the specific hydrant to which the request pertains, and the time and duration for which it is required.
  - c) A minimum deposit of \$250 shall be paid with the application, which will be refunded upon satisfactory completion of an inspection of the hydrant by a Town representative, less a processing fee as determined by council. Applicants will be responsible for full costs of repairs if damage occurs during use, to which the deposit amount will be credited.
21. Council shall not be responsible for any loss or damage from flooding by water occasioned by rain storms, thaws, breakage, or blockage of any water main or sewer, or from any cause over which council has no council.
22. No person, except an authorized employee of the Town while in the performance of their duties, shall open, injure, or disturb any manhole, chamber, control panel, or any other component of the System; nor shall any unauthorized person open, close, make connection to, nor draw water from, or in any way disturb or injure any valve, pipe, meter, curb stop, or fire hydrant, or any other component of the system.
23. Any contractor or individual who for any reason whatsoever, cuts, breaks, obstructs, or otherwise interferes with any manhole, valve, control, hydrant, or another component of the system shall be liable for the cost repairs to the system, unless some prior written contract has been made in reference to the particular work.
24. Pursuant to Section 420 of the Act, a person who commits an offence under section 419 or who otherwise contravenes this Act is liable on summary conviction for a first offence to a fine of not less than \$100 and not more than \$500 or to a term of imprisonment of not more than one month or to both the fine and imprisonment; for a subsequent offence to a fine of not less than \$500 and not more than \$1,000 or to a term of imprisonment of not more than 3 months or to both the fine and imprisonment.
25. These regulations were amended and adopted by resolution of Council at a meeting held on the 11<sup>th</sup> day of October, 2023 and shall come into effect on the 12<sup>th</sup> day of October, 2023.
26. All previous (Water and Sewer Systems) regulations for the municipality are hereby repealed.