

**SEWER CONNECTION BY-LAW
FOR THE
VILLAGE OF BADDECK**

NOVA SCOTIA

**Adopted-
Ministerial Approval-**

SEWER CONNECTION BY-LAW

This by-law is made by the Village Commission of the Village of Baddeck pursuant to Sections 426, 430, 43 of the *Municipal Government Act*, S.N.S. 1998, c. 18, and in accordance with Part XIV of the Act.

1. This By-law may be cited as the "Sewer Connection By-law".

APPLICATION

2. This By-law shall apply within the Village of Baddeck and to all persons who are owners of buildings, wherever located, served by the Village of Baddeck wastewater facilities.

DEFINITIONS

3. In this By-law, unless the context otherwise requires, the expression:
 - (a) "**Building**" means any dwelling, house, shop, store, office or any building which would require sewerage services;
 - (b) "**Combined Sewer**" is defined to have the same meaning as in the *Municipal Government Act*;
 - (c) "**Commission**" means the elected Commissioners who govern the Village;
 - (d) "**Engineer**" means the Village Engineer as defined in the *Municipal Government Act* and includes the Superintendent of Public Works for the Village of Baddeck;
 - (e) "**Owner**" is defined to have the same meaning as in the *Municipal Government Act*;
 - (f) "**Person**" shall mean any individual, firm, company, association, society corporation or group;
 - (g) "**Sanitary Sewer**" is defined to have the same meaning as in the *Municipal Government Act*;
 - (h) "**Sewer**" is defined to have the same meaning as in the *Municipal Government Act*;

- (i) **"Storm Sewer"** is defined to have the same meaning as in the *Municipal Government Act*;
- (j) **"Superintendent of Public Works"** means the Village employee who is charged with responsibility for servicing the Village water and wastewater facilities;
- (k) **"Village"** means the Village of Baddeck, or the area contained within its boundaries as the context requires;
- (l) **"Wastewater Facilities"** is defined to have the same meaning as in the *Municipal Government Act*;
- (m) **"Water Utility"** means the Water Utility of the Village of Baddeck.

PROHIBITIONS AND REQUIREMENTS. CONNECTION FEE

- 4. (a) No person shall connect any private sewer or building sewer to the Village Wastewater Facilities without first obtaining a Sanitary Sewer Connection Permit from the Village.
 - (b) Every person connecting to the Village Sanitary Sewer shall pay a Sanitary Sewer connection fee of one thousand dollars, (\$1,000.00), per connection prior to obtaining a Sanitary Sewer Connection Permit.
 - (c) No connection to the Village Wastewater Facilities shall be made except under the supervision of the Engineer and only after the Engineer signs the connection approval portion of the Sanitary Sewer Connection Permit.
 - (d) No connection shall be covered until it has been inspected and approved by the Engineer.
 - (e) Nothing in this section means that the Village is responsible for any costs of a sewer connection or any costs related to a sewer connection and for greater clarity all costs associated with the installation, connection, maintenance, or repair of a building sewer line to the Village sanitary sewer and connection to the Village sanitary sewer, whether in a street, highway or easement, including the costs of any necessary permits, are the sole responsibility of the owner.
5. No person shall connect any storm sewer to any sanitary sewer.

6. Every person connecting to the Village Wastewater Facilities shall construct the connection according to requirements of the Canadian Building and Plumbing Codes.
7. (a) The owner of a building, the nearest part of which is not more than one hundred feet from any portion of the Village Sewer shall be required at the owner's expense to construct a building sewer therefrom and connect the same to the said Village Sewer, provided however that the Commission may exempt therefrom any such building as appears to it:
 - (i) to be adequately served with existing storm drainage and onsite disposal systems;
 - (ii) would not be adequately served by connection to the Village Wastewater Facilities.
- (b) The Commission shall not require an owner to connect to a Village Sewer until service from said sewer has been available to the property for one year.
8. Where a building has been or is connected to the Wastewater Facilities or the Commission has ordered a building to be so connected, the Commission may by resolution order the owners of outhouses and septic tanks to remove such outhouses and to destroy or fill such septic systems.
9. Except as otherwise provided herein, any person who contravenes any section of this by-law is liable on conviction to a penalty of not less than \$100.00 and not more than \$1,000.00 and in default of payment, to imprisonment for a term of not more than ninety (90) days.

THIS IS TO CERTIFY that the foregoing By-law was duly passed at a duly called meeting of the Village of Baddeck held the 17th day of July 2003.

Service Nova Scotia
and Municipal Relations

Recommended for
approval of the Minister

Cathleen O'Grady
Deputy Minister

APPROVED this 17th day of

August 2003
[Signature]
Minister of Service Nova Scotia and Municipal Relations

[Signature]
Clerk, Village of Baddeck