

**THE CORPORATION OF THE TOWNSHIP OF SOUTH DUNDAS**

**BY-LAW NO. 2002-04**

**A BY-LAW of the Corporation of the Township of South Dundas to regulate connection and repairs to the lateral sewer line.**

**WHEREAS** the Municipal Act, R.S.O. 1990, Chapter M.45, Section 210 (subsections 83-85), as amended, authorizes Council to pass by-laws for making regulations for sewerage or drainage considered necessary for sanitary purposes; for establishing, acquiring, operating and maintaining sewage works; and, constructing service drains from a sewer to the line of a highway; and,

**WHEREAS** the Corporation of the Township of South Dundas is desirous of enacting such a by-law.

**NOW THEREFORE**, the Council of the Corporation of the Township of South Dundas hereby enacts as follows:

- 1) **Definitions:**
  - a) "Township" shall mean the Corporation of the Township of South Dundas.
  - b) "Owner" includes the assessed owner, occupant, lessee, tenant, mortgagee in possession and the person in charge of the property.
  - c) "Manager of Public Works" means the Manager of Public Works of the Township of South Dundas or his/her designate.
- 2) No person shall connect a sewer line leading from private property to the main sewer line of the Township without the approval of the Manager of Public Works or his designate; the cost of such connection shall be the responsibility of the property owner and such connection must be completed in a good and workmanlike manner and shall not be covered until it has been inspected by the Manager of Public Works.
- 3) In the event of any break which occurs in a lateral sewer line leading from private property to the main line of the Township the following principles shall apply:
  - 1) any break or stoppage on private property shall be the responsibility of the owner of the said property;
  - 2) any break in a lateral line which occurs on Township property shall be the responsibility of the Township;
  - 3) if a lateral line is stopped-up or blocked and such stoppage occurs on Township property but is due to material deposited by the owner or occupant of the property, the cost of such repair shall be the responsibility of the owner.
- 4) When an owner wishes to make repairs to his lateral line and needs to establish whether the Township is responsible for the cost of repairs, the owner shall notify the Township before commencement to allow the Manager of Public Works an opportunity to examine the state of the sewer line prior to any repairs being done. In the event the owner fails to notify the Manager of Public Works and afford a reasonable opportunity to examine the line, the Township will not be responsible for any cost of the repairs.

- 5) When an owner requests the Township to carry out an inspection on repairs of a lateral sewer line leading from the owner's private property to the Township main, the Township may require a reasonable deposit based on such estimate of cost to be held until completion of the work and the determination as to the responsibility for the cost of such repairs.
- 6) Every person who contravenes any provision of this By-Law is guilty of an offence, and upon conviction, is liable to a fine as provided in the Provincial Offences Act.
- 7) That By-Law #2/91 of the former Village of Iroquois and any other by-law of this nature are hereby repealed.
- 8) Where the provisions of any other By-Laws are inconsistent with the provisions of this By-Law, the provisions of this By-Law shall prevail.
- 9) This By-Law shall come into force and effect on the date of passing.

**READ and PASSED** in open Council this 10<sup>th</sup> day of January, 2002.

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Mayor

*Brenda Brent*  
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Clerk