By-Law 160
A By-law Regulating the Use of the Water and Sewer System of the Town of Woodstock and The Rates to be Charged Therefore

The Town of Woodstock, under authority vested in it by Section 117 of the Local Governance Act, S.N.B.(2017), Chapter 18, enacts as follows:

Title

1. This by-law may be cited as a by-law to regulate the use of the water and sewer system of the Town of Woodstock and the rates to be charged therefore.

Definitions

2. For the purposes of this by-law, the following definitions apply:

"Service" means a water or sewer service pipe extending from a water or sewer main line to any building.

"Service connection" means a water or sewer service pipe extending from a water or sewer main line to the limits of the road or street.

"User" means any person or structure connected to the water or sewer system of the town of Woodstock.

"Owner" means the legal owner of the property or premises. "town" means the municipality of Woodstock

"BOD" means biochemical oxygen demand as in the quantity of oxygen used in the biochemical oxidation of organic matter in a specified time, at a specified temperature, and under specific conditions.

Service Connections

3. Where the Town has provided services to all or a portion of the frontage of any lot, the owner of such property will cause any building requiring water or sewer to connect to the system unless the Chief Administrative Officer or his designate shall, upon application by the said owner, waive the requirement for connection where alternate services existed at the time the Town commenced to provide services to the lot, or the Council, upon application by the owner shall approve alternate services as being advisable for the development or use of the property. In the event that service connections shall be established for the buildings on the property, the owner shall be considered to be a user of the service and shall disconnect the buildings from any other water or sewer services and no alternate water or sewer services shall thereafter be used on or in relation to the buildings or the property unless approved by the Council. All connections will be made by the Town in accordance with the Schedule A - Water and Sewer Service Charges and Fees and the provision of section 11. Any service connections required during the time the ground is frozen will be levied a surcharge equal to any additional costs incurred as a result of the frozen soil conditions. The aforementioned costs will be based upon extra time for manpower and equipment, materials and costs associated with removal and replacement of frozen soil. When service is required, application must be filed with the Director of Administrative Services on a prescribed form together with payment in full for the services required. Upon receipt of the application and payment, the Chief Administrative Officer will direct the work to be done unless, in the opinion of the Chief Administrative Officer, the work cannot be reasonably completed. The applicant, if

notified by the Chief Administrative Officer that the work cannot be completed, shall have the right to appeal the decision of the Chief Administrative Officer. Said appeal shall be in writing and the appeal shall be heard by the Council.

All connections for water service shall be placed at sufficient depth and in such a manner as to prevent freezing.

Water & Sewer Rates and Payments

4. (a) The water and sewer rates, outlined in Schedule A hereto, may be amended by Council by resolution from time to time.

(b) Payments for water and sewer rates are due and payable on the first day of March and the first day of September in each year. Water and sewer rates will be subject to an interest charge of 2% per month after 30 days. Failure to pay water and sewer rates will result in discontinuance of service in accordance with sections 7 and 8. The legal owners of the property or building connected to the water or sewer service shall be responsible for payment of all service connection fees and water/sewer rates. No rebate to the minimum rates will be allowed unless the premises or structure is vacant for a continuous period of at least three months, and then only of the owner notifies the Chief Administrative Offices in writing prior to the absence.

Water Meters

5. All users of water service shall install, and maintain, at their cost, a water meter of sufficient size to measure the consumption of water. The water meter shall be located in such a manner as to connect to the water service connection pipe at the first possible point after said pipe enters the building or structure. No person shall cause water to be taken from the connection pipe at a point before it enters the water meter. Water meters may be rented from the town in accordance with the rate structure as set forth in Schedule A - Water and Sewer Service Charges and Fees. Rental meters shall be maintained by the Town of Woodstock except in the case where the meter is damaged, frozen or otherwise tampered with or altered. All meters shall be located to prevent damage from freezing. No meter may be removed without the written permission of the Chief Administrative Officer. The reading of the water meter shall be prima facie evidence of the quantity of water supplied. Any owner not satisfied with his/her meter reading may have the meter tested. Application for a meter test must be in writing to the Chief Administrative Officer. Upon the test being made, if the meter is found to be accurate, the cost of the test shall be the responsibility of the owner.

Repairs

6. The owner shall be responsible for the cost of all repairs to water and sewer service connection pipes, fittings, valves and appurtenances. The owner shall also be responsible for all repairs and maintenance to that portion of the service extending from the street limits to the building of structure serviced.

Disconnection of Service

7. If service is discontinued for any reason, the owner shall be responsible for the payment of any fees in Schedule A - Water and Sewer Service Charges and Fees. If repairs or other work is required in respect to shut-off valves or valve boxes, the owner shall be responsible for the cost of such repairs or work.

8. (a) Water and/or sewer service may be disconnected if payment for water and sewer service is unpaid for a period of more than 60 days. Water and/or sewer service may be disconnected if service connections rates, as

stated in Schedule A - Water and Sewer Service Charges and Fees, cost of repairs to water and sewer service connections, as stated in section 6, are unpaid for a period of more than 60 days from invoice. Disconnection and reconnection fees as set forth in Schedule A - Water and Sewer Service Charges and Fees will be charged.

(b) Sewer Service may be discontinued if any provision of Section 11 are violated.

General Provisions

9. No person shall be entitled to receive damages for the discontinuance of water or sewer services hereunder.

10. The Chief Administrative Officer or designate shall have access at all reasonable times to any premises for the purpose of reading water meters or other duties associated with the operation and maintenance of the water and sewer system.

11. (a) Whenever the town considers it necessary, it may require any person who is the owner of land used for industrial or commercial purposes and which is connected to the sanitary sewer system of the town to provide grease, oil, sand or other interceptors of a type and capacity required to ensure that levels of contaminants do not exceed the levels as set down by the town and set forth in section 11(b), (c), or (d).

(b) No person shall discharge, cause to be discharged, or continue to discharge, any storm water, surface water, ground water, roof run-off, sub-surface drainage, or cooling water or unpolluted industrial water into any sanitary sewer.

(c) No person shall discharge wastewater anywhere except into a public sewer, or an approved private sewer system.

(d) No person shall drain or deposit anything in any public sewer main, or in any pipe leading thereto, which would be liable to impair or obstruct any such sewer, nor willfully damage any sewer pipe or any part of the sewer system. Including but not limited to the following:

(1) Matter having a temperature in excess of 65 degrees Celsius.

(2) 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.

(3) Gasoline, bezone, naptha, fuel oil, acetone, solvents or other inflammable or explosive matter.

(4) Ashes, cinders, garbage, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, cellulose, paunch, manure or other solids of a type of quantity capable of causing an obstruction to the flow in sewers or other interference with the proper operation of the sewage works.

(5) Matter having a pH lower than 6.0 or higher than 9.5.

(6) Any liquid matter containing suspended solids exceeding 350 milligrams per litre

(7) Matter that may cause the death of or injury to any person or capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.

(8) Hydrogen sulphide, carbon bisulphide, ammonia, trichloroethylene and other halogen substituted hydrocarbons, sulphur dioxide, formaldehyde, chlorine, bromine, pyridine, or any other matter that has or may cause an offensive odour or is capable of creating a public nuisance or hazard.

(9) Any matter in which the bod exceeds 300 ppm.

(10) Animal waste, such as hair, wool or fur, feathers, intestines or stomach casings, paunch, manure or intestinal contents, hides or parts thereof, hooves, toenails, horns, bones and fleshings.

(11) Matter containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process or which constitutes a hazard to humans or animals. The town may, as it deems necessary, set limits on other toxic or poisonous substances as may enter the sewage system at some time in the future and may alter the levels already established in this by-law. Waste considered to be toxic or poisonous shall include but not be limited to waste containing metals or chemicals such as cyanide, chromium, phenols and copper whose concentrations are more than:

ALUMINUM AS AL	50 MG/L
ARSENIC AS AS	1.0 MG/L
BARIUM AS BA	5.0 MG/L
CADMIUM AS CD	2.0 MG/L
CHLORIDE AS CL	1500 MG/L
CHROMIUM AS CR	5.0 MG/L
COPPER AS CU	5.0 MG/L
CYANIDE AS HCN	1.0 MG/L
FLUORIDE AS F	10 MG/L
IRON AS FE	50 MG/L
LEAD AS PB	5.0 MG/L
MERCURY AS HG	0.1 MG/L
NICKEL AS NI	5.0 MG/L
PHENOLIO COMPOUNDS	1.0 MG/L
PHOSPHORUS ASP	100 MG/L
SULPHATE AS SO	1500 MG/L
SULPHIDE ASS	2.0 MG/L
TIN AS SN	5.0 MG/L
ZINC AS ZN	5.0 MG/L
PESTICIDES	0.0 MG/L
HERBICIDES	0.0 MG/L

12. All connections to the water and sewer service pipes shall conform to the plumbing codes of the Province of New Brunswick.

13. All sewer connections shall have a check valve to prevent the flow of any substance from the service connection pipes to enter the building or structure.

Offence

14. Every person who contravenes any of the provisions of this by-law is guilty of an offence and liable, on summary conviction, to a fine of not less than $50.00, and not more than $200.00.

By-laws Repealed

15. By-law #159, a by-law regulating the use of the water and water and sewer system of the Town of Woodstock and the rates to be charged therefore, enacted on the 24th day of October, 1994, together with all amendments, are hereby repealed.

Read a first time this day of , 2020.

Read a second time this day of , 2020.

Read a third time and enacted this day of , 2020.

Arthur Slipp, Mayor

Ann Marie Voutour, DAS / Clerk

By-Law #160 - Schedule A
Water and Sewer Service Charges and Fees

1. (a) the following rate structure shall apply to service connections:

(i)	Water line,	3/4" to property line	- $450.00
(ii)	Sewer line,	4" to property line	- $400.00
(iii)	Water line,	1" to property line	- $500.00
(iv)	Sewer line,	6" to property line	- $450.00

(v) Water services larger than 1" and smaller than 2" shall be charged $500.00 plus the cost of materials.

(vi) Sewer services larger than 6" shall be charged $500.00 plus cost of materials.

(vii) Water services larger than 2" shall be charged a connection fee to be set by resolution of the council of the Town of Woodstock

(b) The following rate structure surcharge shall apply to all sewer connections that access a primary sewage lift station that has been established for the purpose of servicing a particular area:

Sewer line, up to 6” - $800.00/unit
Sewer line, over 6" - $800.00/unit
Plus the cost of materials

(c) The following user fees shall apply to water and sewer connections:

(i) Water Meters:

5/8”	- $7.50/six months
5/8” w/remote	- $8.25/six months
3/4”	- $ 7.85/six months
1”	- $ 11.00/six months
1 ½”	- $17.00/six months
2”	- $27.00/six months
3”	- $57.00/six months

(ii) Water Rates:

Minimum charge	-	$67.53 every six months
First 40,000 gallons	-	$4.91 per one thousand gallons - every six months
Next 60,000 gallons	-	$3.57 per one thousand gallons - every six months
Next 900,000 gallons	-	$2.97 per one thousand gallons - every six months
Over 1,000,000 gallons	-	$2.82 per one thousand gallons - every six months

(iii) Sewer Rates (based on water consumption):

minimum charge	-	$112.08 every six months for each dwelling unit, apartment or business where up to 40,000 gallons during a six-month period.
First 40,000 gallons	-	$2.81 per one thousand gallons every six months.
Next 60,000 gallons	-	$2.29 per one thousand gallons every six months.
Next 900,000 gallons	-	$2.05 per one thousand gallons every six months.
Over 1,000,000 gallons	-	$1.93 per one thousand gallons every six months.

(iv) School User Rates (Unmetered)

The following rates apply for each six month period:.

Water Rate:	Minimum charge every six months for every 15 students and staff or fraction thereof.
Sewer rate:	Minimum charge every six months for every 15 students and staff or fraction thereof.

(v) Industrial User Rates:

Rates apply when consumption exceeds one million gallons each six-month period.

Water Rate:	$1.78 per 1000 gallons of consumption each six-month period.
Sewer Rate:	$1.83 per 1000 gallons of consumption each six-month period.

(vi) Minimum charges as set forth in section 1(c) shall be pro rated if service has been connected for less than four months.

(vii) The rates as set forth in section 1(c)(i), (ii), (iii) and (iv) of this schedule shall apply to consumption beginning September 1, 2019 and thereafter.

(viii) Disconnection of Service

$25.00 fee to discontinue the service

$25.00 fee to restore the service