



Amended by
By-law 7-2020.

Amended by By-Law 53-2022 By-Law 53-2022 Rescinded on September 5, 2023 by Motion 4.

Amended by By-Law 71-2022

Repeals By-Law 20-2015

THE CORPORATION OF THE TOWNSHIP OF
ASHFIELD-COLBORNE-WAWANOSH

BY-LAW 30-2016

BEING A BY-LAW to regulate connection to the Municipal Water Systems in the
Township of Ashfield-Colborne-Wawanosh.

WHEREAS Section 11(2) of the Municipal Act, 2001, as amended, provides that a lower tier municipalities may pass by-laws respecting matters within the sphere or jurisdiction of public utilities, specifically for water distribution;

AND WHEREAS Section 391(1) authorizes a municipality to impose fees or charges on persons for services or activates provided or done by or on behalf of it;

NOW THEREFORE the Council of the Township of Ashfield-Colborne-Wawanosh enacts as follows:

1. That the policy as attached hereto is hereby adopted.
2. This by-law shall come in full force and effect upon its final passage.
3. This by-law may be cited as "The Water Connection By-law"
4. This by-law shall repeal By-law 20-2015 and any other by-law found to be inconsistent with this bylaw.

Read a FIRST and SECOND time this 7th day of June, 2016.

Read a THIRD TIME and FINALLY PASSED time this 7th day of June, 2016.

Deputy Reeve, Roger Watt

Administrator/Clerk-Treasurer, Mark Becker

Table of Contents

1.0	DEFINITIONS	3
2.0	WATER SYSTEM OPERATION	5
2.1	Conditions on Water supply.....	5
2.2	Authority for Water Supply.....	5
2.3	Private Water Supply.....	5
2.4	Unauthorized operation or interference – offence.....	5
3.0	CONNECTION TO SYSTEMS	6
3.1	Must Connect.....	6
3.2	Exception	6
3.2.1	Date of passage of by-law	6
3.2.2	Water not available.....	6
3.2.3	Agricultural Purposes	6
	The Building is to be used for agricultural purposes.....	6
3.3	New Development – Lots Created by Severance	6
3.4	Outside the limits of an existing System	6
4.0	WATER SERVICE	7
4.1	Application for new or replacement Service Stub	7
4.2	Payment of Costs – Lump Sum.....	7
4.3	Existing Well Abandonment or Continued Use	7
4.4	Installation and Inspection – Service Stub.....	7
4.5	Application for Connection to a Service Stub and payment prior to installation....	7
4.6	Installation and Inspection – Service Extension and Private Mains.....	7
4.7	Installation - Backflow Prevention Devices	7
4.8	Inspection – access for.....	7
4.9	Inspection - access to be provided	8
4.10	Permanent disconnection of Service Stub	8
4.11	Demolition of a building	8
4.12	Maintenance of Service Stub – Municipality	8
4.13	Maintenance of Service Extensions and Private Mains – Customer	8
4.14	Operation of Curb Stop	8
4.15	Access to Curb Stop.....	8
4.16	Responsibility for protection, Water loss, damage	8
4.17	Responsibility – vacant and unheated Premises	8
4.18	Request for Turn On/Off of Water Supply.....	9
4.19	Responsibility – Water damage.....	9
4.20	Responsibility for frozen pipes – Municipality – Customer	9
4.21	Responsibility for repairs and investigation.....	9
4.22	Renewal of Service Stub – Municipality.....	9
5.0	WATER RATES & FEES	10
5.1	Application for Water supply.....	10
5.2	Water Fees	10
5.3	Initial billing	10
5.4	Ongoing billing - taxes.....	10
5.5	Ongoing billing – Customer request for shut off.....	10
5.6	Service installation charge.....	10
5.7	New Development – Lots Created by Severance	10
5.8	Lots created by Plan of Subdivision.....	10
5.9	Outside the limits of an existing System	10
5.10	Vacant Lots in Dungannon	10
6.0	CROSS CONNECTION CONTROL	11
6.1	Protection from contamination.....	11
6.2	Order to install control device	11
6.3	Additional device	11
6.4	Installation to required standards.....	11
6.5	Failure to install	11

6.6 Inspection and testing 11

6.7 Failure to test 11

6.8 Repair – replacement 11

6.9 Removal of device – permission by Municipality..... 11

7.0 EXTERNAL USE OF WATER:..... 12

7.1 Regulations – External use of Water 12

7.2 Water Ban 12

8.0 FINES/ENFORCEMENT 13

8.1 Fine - contravention..... 13

8.2 Enforcement..... 13

8.3 Order to Discontinue 13

8.4 Remedial Action 13

8.5 Continuation – repetition prohibited 13

8.6 Offence - damage to System..... 13

8.7 Offence - wilful damage..... 13

9.0 PROHIBITIONS 14

9.1 Prohibitions under this by-law..... 14

Schedule A – Rates and Fees 15

Schedule B - Vacant Lots Dungannon 16

↳ Amended by By-law 7-2020

1.0 DEFINITIONS

“Authorized Authority” shall mean an authority approved by the Municipality to act on behalf of the Municipality.

“Backflow” shall mean the flowing back of or reversal of the normal direction of flow of Water.

“Backflow Prevention Device” shall mean a CSA certified device that prevents Backflow.

“Building” shall have the same meaning as set out in the Building Code Act, S.O. 1992, c. 23, as amended, or any successor thereof.

“By-law Enforcement Officer” shall mean the By-law Enforcement Officer or designate for the Municipality.

“Contractor” shall mean a person, partnership, or corporation who contracts to undertake the execution of work commissioned by the Customer or the Municipality to install or maintain Mains, service Mains, services, and other appurtenances.

“Council” shall mean the Council of the Municipality.

“Cross Connection” shall mean any actual or potential connection to the System that may allow Backflow of contaminants, pollutants, infectious agents, other material or substance that will change the Water quality in the System and includes swivel or changeover devices, removable sections, jumper connections and bypass arrangements.

“Curb Stop” shall mean the valve located on a Water Service Pipe near the property line owned and used by the Municipality to shut off or turn on the Water supply from the System to any Premises.

“Customer” shall mean a person who receives, or is entitled to receive a supply of water under this By-law, and without limitation, includes a Property Owner or Occupant of land that is provided Water service or is otherwise connected to the System.

“Developer” shall mean the Property Owner or party specifically named in a Development Agreement or in a Subdivision Agreement.

“Existing Water Works Charge” shall mean a charge to pay for a share of the existing System that the municipality owns.

“External Use of Water” shall mean the use of Water for any purpose outside the walls of any Building or structure located at a municipal address.

“Main” shall mean every Water pipe, except services and portions of Private Mains as herein defined, installed on the public road allowance or on any other land upon which the Municipality or Township has obtained easements.

“Main Stop” shall mean a Water service shut off valve located at a street Water Main.

“Municipality” shall mean the Township of Ashfield-Colborne-Wawanosh, owner of the System.

“Occupant” shall include any lessee, tenant, Property Owner, the agent of a lessee, tenant or Property Owner, or any person in possession of a Premise.

“Person” includes a corporation, and includes anyone who uses Water and every Property Owner of a property to which water is supplied from the System and on which or from which Water is used, but does not include the Municipality or Authorized Authority acting in the course of duty.

“Plumbing” shall mean the System of connected piping, fittings, valves, equipment, fixtures and appurtenances contained in Plumbing as defined by the Ontario Building Code.

“Potable Water” shall mean Water that is fit for human consumption.

“Premises” shall mean any house, tenement, Building, lot, or part of a lot, or both, in, through, or past which a Water Service Pipe runs.

“Private Main” shall mean a pipe connected to a Main and installed on private property and from which more than one service is connected.

“Property Owner” shall include any person who or any firm or corporation that is the registered Property Owner of the property under consideration or any agent thereof, a person entitled to a limited estate in land, a trustee in whom land is vested, a committee of the estate of a mentally incompetent person, an executor, an administrator or a guardian.

“Serviced Area” shall mean any properties that have a Main adjacent to their frontage or side lot.

“Service Extension” shall mean the portion of a Water Service Pipe from the Curb Stop located at the property line to the Plumbing System.

“Service Stub” shall mean the portion of a Water Service Pipe from the Main to the Curb Stop at the property line and includes the Curb Stop.

“System” shall mean any water supply or distribution system owned by the Municipality and all infrastructure necessary to collect, treat and distribute the Water.

“Water” shall mean Potable Water supplied by the System.

“Water Service Pipe” shall mean the pipe and fittings that convey Potable Water from a connection on a Main or Private Main to the inside of the exterior wall of a structure.

2.0 WATER SYSTEM OPERATION

2.1 Conditions on Water supply

The Municipality agrees to use reasonable diligence in providing a regular and uninterrupted supply and quality of Water, but does not guarantee a constant service or the maintenance of unvaried pressure or quality of supply of Water. The Municipality is not liable for damages to the Customer caused by the breaking of any Water Service Pipe or attachment, or for shutting off of Water to repair or to tap Mains, if notice of the intention to shut off the Water has been given.

2.2 Authority for Water Supply

The Municipality shall have the sole responsibility, authority, power and capacity to construct, maintain and operate all System equipment, to establish whether and the terms upon which municipalities or persons may be allowed to connect to the said System as consumers, and the rates to be charged for Water supplied to such consumers.

2.3 Private Water Supply

The Municipality acknowledges that there may be existing wells on private properties. The construction of any new or replacement domestic wells, within the Serviced Area of the System, or for properties within 200m of the Serviced Area is not permitted.

2.4 Unauthorized operation or interference – offence

No person other than a qualified person authorized by the Municipality for that purpose shall open or close a valve in the System, or remove, tamper with or in any way interfere with any valve, Water meter, structure, Water Main or Water service in the System.

3.0 CONNECTION TO SYSTEMS

3.1 Must Connect

All Plumbing serving a Building shall be connected to a Municipal Drinking Water System where a System exists within the boundaries of the Municipality.

3.2 Exception

Plumbing serving a Building may be connected to a Drinking Water System that is not a Municipal Drinking Water System where:

3.2.1 Date of passage of by-law

On the date of passage of this by-law an existing Water Distribution System serving a Building is connected to an existing Drinking Water System;

3.2.2 Water not available

A Municipal Drinking Water System, in the judgement of the Municipality, is not available or located within 200 meters of the Property.

3.2.3 Agricultural Purposes

The Building is to be used for agricultural purposes.

3.3 New Development – Lots Created by Severance

Where a lot has been created by severance where a System exists, the Building must connect to the System.

3.4 Outside the limits of an existing System

Property Owners outside the limits of an existing System who wish to connect to the System may make request by petition to the Council for consideration of a Main extension. The costs associated with the Main extension shall be the responsibility of Property Owners of the area where the Main extension is requested.

The Municipality requires a petition to be signed by the Property Owners requesting the Main extension. A petition is sufficient when it is signed by the Property Owners of 2/3 of the Properties. They must represent over 50% of the assessment value of the area requesting the Main extension. Once the Property Owner signs the petition, they are not able to rescind their signature. Upon approval, the all the Property Owners serviced by the extension shall be responsible for all costs, as per Section 5.8 of this By-law.

4.0 WATER SERVICE

4.1 Application for new or replacement Service Stub

A Customer or their agent shall apply to the Municipality for a Service Stub which will be supplied by the Municipality or its Authorized Agent. All Service Stubs shall be installed by the Municipality, to the specifications of the Municipality. The Customer shall be responsible for the cost of the Service Stub and the installation. The installation of the Service Stub will not be scheduled or commenced in any way until the application has been approved.

4.2 Payment of Costs – Lump Sum

The costs stipulated in Part 4.1 shall be paid as a lump sum.

4.3 Existing Well Abandonment or Continued Use

Any Customer who has an existing well on their property and applies for a new Service Stub or to connect to an existing Service Stub will be required to abandon the existing well. The Customer will do so in accordance with Ontario Regulation 903 and shall provide a copy of the well abandonment record to the Municipality within 30 days of the Curb Stop being turned on to supply Water to the Premises.

4.4 Installation and Inspection – Service Stub

All Service Stubs shall be installed by the Municipality, to the specifications of the Municipality, except in new land development projects where agreements with the Municipality require the Developer or the sub-divider to complete such work. All new Service Stubs and appurtenances, including those required by a Subdivision or Development Agreement, must be inspected by the Municipality or Authorized Authority during installation.

4.5 Application for Connection to a Service Stub and payment prior to installation

A Customer or their agent shall apply to the Municipality for permission to connect to a Service Stub before a new Service Extension is installed and shall pay a connection charge at the rate outlined in Schedule A or on such other basis as the Municipality may at any time or from time to time determine. The installation of the Service Extension will not be scheduled or commenced in any way until the application has been approved and the payment has been made.

4.6 Installation and Inspection – Service Extension and Private Mains

All Service Extensions and Private Mains shall be installed by the Customer, or a Contractor engaged by the Customer, and shall be inspected and approved by an Authorized Authority that will use the Ontario Building Code and any specific requirements made by the Municipality during the inspection.

4.7 Installation - Backflow Prevention Devices

When a new or replacement Service Extension is installed, a Backflow Prevention Device, approved by the Municipality, shall be installed between the Service Extension and the Plumbing, at the first possible location after the point of entry into the building. An Authorized Authority shall inspect this installation.

4.8 Inspection – access for

The Municipality and its Authorized Authority shall have free access, at all reasonable times, and upon reasonable notice given be entitled to enter any Premises for the purpose of examining, repairing, altering or disconnecting Plumbing that is used in conjunction with the Service Extension.

4.9 Inspection - access to be provided

Where access is not provided, a written notice by the Municipality will be issued to the Customer, requiring that access be provided within seven (7) days of the date of issue of the notice. If access is not provided within this time frame, the Municipality may, at its discretion, shut off the supply of Water to the Premises until such time as the access is provided.

4.10 Permanent disconnection of Service Stub

In cases requiring a permanent disconnection of a Service Stub, the pipe must be disconnected at the Main Stop, the service side of the Main Stop shall be plugged, the Main Stop shall be closed and the Curb Stop, box and rod removed at the Customer's expense. All work will be performed only by a Contractor authorized by the Municipality.

4.11 Demolition of a building

If a structure on a property is to be demolished, the Municipality shall be notified prior to demolition in order to shut off the Curb Stop at the Customer's expense.

4.12 Maintenance of Service Stub – Municipality

All Service Stubs shall be maintained by the Municipality at the Municipality's expense.

4.13 Maintenance of Service Extensions and Private Mains – Customer

Any and all defects with a Service Extension or a Private Main shall be repaired by the Customer of the property being serviced. Should the Municipality become aware of any such defect and, upon written notification to the Customer the said defect is not repaired within seven (7) days of the date of the notification or within such time as the Municipality may deem necessary, the Municipality may turn off the Water supply to the property. If the Municipality is ordered to restore the Water supply, the Municipality may repair the defective Service Extension and charge the cost to the Customer and collect such cost according to law and, until paid, such cost shall remain a lien on such property and may be collected in the like manner as taxes. The Municipality shall not be held responsible for the cost of restoration.

4.14 Operation of Curb Stop

No person, other than persons authorized by the Municipality for that purpose, shall be permitted to operate the Curb Stop to any Premises. The Huron Sands seasonal System is exempt from this paragraph.

4.15 Access to Curb Stop

All Curb Stops must be left clear and accessible at all times with a maximum bury depth of 5 cm (2") to ensure the Curb Stop may be turned off or on as may be found necessary by the Municipality.

4.16 Responsibility for protection, Water loss, damage

All Service Extensions and Private Mains shall be properly protected from frost and any other damage at the expense and risk of the Customer of the property being serviced. The Customer shall be responsible for the Water loss occasioned by a leak in the Service Extension and/or Private Main. The charge for such Water loss shall be as determined by the Municipality and shall be paid by the Customer upon demand by the Municipality. The Municipality shall not be held responsible for any damages arising from such leakage.

4.17 Responsibility – vacant and unheated Premises

When any Premises is left vacant or without heat, it is the Customer's responsibility to shut off the Water supply inside the Premises and to drain the Plumbing therein.

4.18 Request for Turn On/Off of Water Supply

The Property Owner must apply in writing to the Municipality to have the Curb Stop turned off to stop Water supply. The Curb Stop will be turned on only at the Property Owner's request and in the Property Owner's presence. The Property Owner shall pay for this service at the rate established by the Municipality. The Huron Sands seasonal System is exempt from this paragraph.

4.19 Responsibility – Water damage

Any damage occurring to a Premises or its contents from leaking or burst Plumbing, is the responsibility of the Customer or the Occupant and the Customer or the Occupant shall have no claim against the Municipality. Should the Municipality become aware of such leaking or burst Plumbing, the Municipality may turn off the Curb Stop and the Water supply shall not be turned on until the Municipality, in its discretion, considers it advisable. This work will be completed at the Customer's expense.

4.20 Responsibility for frozen pipes – Municipality – Customer

The municipality shall be responsible for the thawing of a frozen Main. Thawing frozen Service Extensions and Private Mains to the Main shall be the Customer's responsibility. Where any Authorized Authority assists the Customer in the thawing of frozen pipes on the Customer's property, all such assistance work will be considered to be at the Customer's risk, and the Customer shall have no claim against the Municipality by reason of such work.

4.21 Responsibility for repairs and investigation

In all instances where there is a leak, frozen pipes or other damage to the Water pipes on private property, including sprinkler Systems, it is the responsibility of the Customer to arrange, at their expense, for the necessary investigation and repairs. Where any Authorized Authority assists the Customer in any of these matters on the Customer's property, all such assistance work will be considered to be at the Customer's risk, and the Customer shall have no claim against the Municipality by reason of such work. It is the responsibility of the customer to pay the costs for the Authorized Authority.

4.22 Renewal of Service Stub – Municipality

The Municipality shall renew Service Stubs at its expense and to its specification when piping is deemed by an Authorized Authority to be beyond repair.

5.0 WATER RATES & FEES

5.1 Application for Water supply

Before the initial supply of Water or any subsequent reconnection to any Premises, the Customer shall make application for the same, and the Customer shall be governed by the requirements of this by-law.

5.2 Water Fees

All Water consumed on any Premises shall be charged a rate as shown in the Annual Fee By-law.

5.3 Initial billing

Once a connection has been made and the Curb Stop turned to the 'On' position, the Municipality shall issue an invoice to the Customer with pro-rated charges for the remainder of the year from the date the Curb Stop was turned to the 'On' position.

5.4 Ongoing billing - taxes

Accounts will be applied to the tax bill. Such charges shall remain a lien on the property where they have been incurred at the property and may be collected in the same manner as taxes.

5.5 Ongoing billing – Customer request for shut off

Should a Property Owner request that a Curb Stop be turned to the 'Off' position, the Municipality shall continue to collect the rate as shown in the Annual Fee By-law. All other fees apply.

5.6 Service installation charge

All Water Service Pipes, except those to lands being developed under a Development or Subdivision Agreement wherein the Main is installed, will be installed at the Customer's expense.

5.7 New Development – Lots Created by Severance

Where a lot has been created by severance where a System exists and has been paid for, an Existing Water Works Charge shall apply to pay for a share of the existing System that the Municipality owns. These fees will be deposited into the Water Department Reserve for future upgrades and maintenance required to the System.

5.8 Lots created by Plan of Subdivision

The Developer of a subdivision will pay all costs associated with the extending the Water distribution System to service the development, including all costs for distribution Water Main within the development and any required charge for the supply and treatment facilities.

5.9 Outside the limits of an existing System

Where Property Owners outside of the existing service area of a System have been granted connection to the System by the Council as per Section 3.4, the Municipality will construct the Main extension. The costs of the project will be recovered from all the Property Owners serviced by the extension in one lump sum or other method as decided by Council. In addition, the Property Owners will also be subject to an Existing Water Works Charge. All other applicable charges shall apply.

5.10 Vacant Lots in Dungannon

When an application is made for a Building permit in the Village of Dungannon, the Property Owner of the vacant land as per Schedule B is subject to the Existing Water Works Charges as set out in Schedule A.

5.11 Added by by-law 7-2020

6.0 CROSS CONNECTION CONTROL

6.1 Protection from contamination

No Customer shall connect, cause to be connected, or allow to remain connected to the System any piping, fixture, fitting, container, appliance, vehicle, machine or the like in a manner that may under any circumstance allow Water, wastewater or any other liquid, chemical or substance to enter the System.

6.2 Order to install control device

If a condition is found to exist which is contrary to section 6.1, the Municipality or Authorized Authority shall immediately carry out an inspection and shall issue such order or orders to the Customer as may be required to obtain compliance with section 6.1.

6.3 Additional device

Notwithstanding sections 6.1 and 6.2, where, in the opinion of the Municipality, a risk of possible contamination of the System exists, a Customer shall, on notice from the Municipality, immediately install on the Service Extension a Cross Connection control device, approved by the Municipality, in addition to any Cross Connection control devices installed on the Customer's property at the source of the potential contamination.

6.4 Installation to required standards

Cross Connection control or Backflow Prevention Devices, when required by the Municipality, shall be supplied and installed in accordance with the Ontario Building Code, as amended from time to time.

6.5 Failure to install

If a Customer to whom the Municipality has issued an order fails to comply with that order, the Municipality, at its discretion, may without prior notice, shut off the Curb Stop.

6.6 Inspection and testing

All Cross Connection testable control devices shall be inspected and tested at the expense of the Customer, upon installation, and annually thereafter, or more often if required by the Municipality, by personnel approved by the Municipality to carry out such tests. The Customer shall submit a report to the Municipality of any and all tests performed on a Cross Connection control device within thirty (30) days of the required test date.

6.7 Failure to test

If a Customer fails to have a Cross Connection control device tested, the Municipality may notify the Customer that the Cross Connection device must be tested within seven (7) days of the Customer receiving the notice. If the Customer fails to have the device tested within the time allowed, the Municipality may shut off the Curb Stop until the device has been tested and approved.

6.8 Repair – replacement

When the results of a test referred to in section 6.6 (Inspection and testing) indicate that a Cross Connection control device is not in good working condition, the Customer shall make repairs to or replace the device within seven (7) days. If a Customer fails to repair or replace the device within the time allowed, the Municipality may shut off the Curb Stop until such repairs or replacement has been made.

6.9 Removal of device – permission by Municipality

No person shall, without the permission of the Municipality, remove any Cross Connection control or Backflow Prevention Devices installed as a requirement of this by-law.

7.0 EXTERNAL USE OF WATER:

7.1 Regulations – External use of Water

No person shall use Water from the System for External Use of Water between May 15 and August 31 except as follows:

- a. The property having an even street number may exercise External Use of Water only on even-numbered days from 5 am to 9 am and from 6 pm to 9 pm.
- b. The property bearing an odd street number may exercise External Use of Water only on odd-numbered days from 5 am to 9 am and from 6 pm to 9 pm.

7.2 Water Ban

For the purpose of limiting the consumption of Water as necessary, the Municipality may, at any time, implement any regulation, notice or by-law to limit the External Use of Water or completely ban the External Use of Water.

- a. Notice of the implementation of a Water use regulation or by-law by the Municipality and the effective date thereof shall be given immediately in a manner determined by the Municipality.
- b. Upon the announcement of the implementation of a Water use regulation or by-law by the Municipality, no person shall use Water except in accordance with the provisions of such regulation.

8.0 FINES/ENFORCEMENT

8.1 Fine - contravention

Any person who contravenes any provision of this by-law is, upon conviction, guilty of an offence and is liable to any penalty as provided in the Provincial Offences Act.

8.2 Enforcement

This By-law may be enforced by the By-law Enforcement Officer. The By-law Enforcement Officer may enter on land at any reasonable time for the purpose of carrying out an inspection to determine compliance with this By-law or an order made under Section 431 of the Municipal Act. No person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this By-law.

8.3 Order to Discontinue

Where the By-law Enforcement Officer has reasonable grounds to believe that a contravention of this By-law has occurred, the By-law Enforcement Officer may make an order requiring the person who contravene this By-law, or who caused or permitted the contravention, or the Customer or occupier of the land on which the contravention occurred, to discontinue the contravening activity. The order shall set out reasonable particulars of the contravention; the location of the land on which the contravention occurred; and the date which there must be compliance with the order.

8.4 Remedial Action

If an Customer fails to do a matter or thing, including comply with an order under this by-law, as directed or required by this By-law, the Municipality may, in default of it being done by the person directed or required to do it, do the matter or thing at the Customer's expense. The water may be shut off until the matter is resolved to the satisfaction of the Municipality. The Municipality may recover the costs of doing a matter or thing from the person directed or required to do it by action or by adding the costs to the tax roll and collecting them in the same manner as municipal taxes.

8.5 Continuation – repetition prohibited

The court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted.

8.6 Offence - damage to System

Every person who, by act, default, neglect or omission occasions any loss, damage or injury to any part of the System is guilty of an offence and is liable to the Municipality therefore.

8.7 Offence - wilful damage

Every person who wilfully or maliciously damages or causes or knowingly suffers to be damaged any part of the System is guilty of an offence and on conviction is liable to a fine, to the use of the Municipality, and for any expenses of repairing or replacing any part of the System and double the value of the surplus Water so consumed, all of which is recoverable under the Provincial Offences Act.

9.0 PROHIBITIONS

9.1 Prohibitions under this by-law

No person or persons shall at any time:

- a. Wilfully hinder or interrupt, or cause or procure to be hindered or interrupted, the Municipality or any of its officers, Contractors, agents, servants or workers, in the exercise of any of the power conferred by this by-law;
- b. Wilfully let off or discharge Water so that the Water runs waste or useless out of the works;
- c. Being a Customer, tenant, Occupant of any Premises supplied with Water from the System, improperly waste the Water or, without the consent of the Municipality, lend, sell, or dispose of the Water, give it away, use or apply it to the use or benefit of another, or to use and benefit other than his own or increase the supply of Water agreed for;
- d. Without lawful authority wilfully open or close any Curb Stop or valve, or obstruct the free access to any Curb Stop, valve, chamber or pipe by placing on it any building material, rubbish or other obstruction;
- e. Lay or cause to be laid any pipe or Main to connect with any pipe or Main of the System, or in any way obtain or use the Water without the consent of the Municipality; or
- f. Use Water externally except in accordance with any regulations or by-laws set out by the Municipality.

Schedule A – Rates and Fees

Rates & Fees

Water Service Rates	As per the Annual Fee By-law
New Connection Fee	\$120.00
Curb Stop Turned On or Off at Customers request	Per occurrence \$125.00
Service Stub	Cost plus installation
Existing Water Works Charges	\$7700.00*

* 2% increase annually commencing in 2017.

Schedule B - Vacant Lots Dungannon - Replaced by By-law 7-2020.

Vacant Buildable Lots in Dungannon subject to an Existing Water Connection Charge:

4070-610-004-00484	Plan 228 Lot 42
4070-610-004-00428	Plan 229 Lot 64 Lot 65
4070-610-004-00433	Plan 229 Lots 80 to 82
4070-610-004-00472	Plan 229 Lot 88
4070-610-004-00436 (2 charges)	Plan 229 Lots 85 Lot 86
4070-610-004-00449	Con 4 Pt W Pt Lot 13
4070-610-004-00458	Plan 228 Lot 53
4070-610-005-00388	Plan 230 Lot 144
4070-610-005-00312	Plan 230 Lot 132 Lot 133 Lot 140 Lot 141
4070-610-005-00327	Plan 230 Lot 165
4070-610-005-00342	Plan 230 Lots 169 to 171
4070-610-005-00306	Plan 230 Lot 172 Lot 175
4070-610-005-00345	Plan 230 Lot 173 Lot 174
4070-610-005-00364 (2 charges)	Plan 230 Lots 119 to 122
4070-610-005-00302	Plan 230 Lot 176 Lot 177
4070-610-005-00352	Plan 230 Lot 113 Lot 114
4070-610-005-00354 (2 charges)	Plan 230 Lots 107 to 112
4070-640-004-02410	Plan 231 Lot 41
4070-640-004-02409	Plan 231 Lot 40
4070-640-004-02408	Plan 231 Lot 39
4070-640-004-00410	Con 4 ED Pt N Pt Lot 12 as RP22R2994 Part 2
4070-640-004-00412	Con 4 ED Pt N Pt Lot 12 as RP22R2994 Part 1
4070-640-004-02510	Plan 227 Lot 23
4070-640-005-00300	Con 5 ED Pt Lot 12