

THE RURAL MUNICIPALITY OF WEST ST. PAUL

"THE MUNICIPAL DRAIN REGULATION BY-LAW"

BY-LAW NO. 13/95

Being a By-law of The Rural Municipality of West St. Paul to regulate the discharge of water into Municipal Drains and to repeal By-law No. 19/88.

WHEREAS subsection 276 of The Municipal Act, R.S.M. 1988, c.M225, provides in part as follows:

"276 Subject to the Water Resources Administration Act and the Water Rights Act, each municipality has jurisdiction over all drains within its boundaries;"

AND WHEREAS subsection 287 of The Municipal Act, R.S.M. 1988, c.M225 provides:

"287 Subject as herein provided, and to any other Act of the Legislature and any Act of the Parliament of Canada, and to regulations made under any such Act, the council of a municipality may, by by-law, make provision for the regulation of any matter or thing for the protection of persons or property, or environment or any of them."

AND WHEREAS the Council of The Rural Municipality of West St. Paul deem it expedient and in the public interest to regulate the type of water placed into Municipal Drains;

NOW THEREFORE The Council of The Rural Municipality of West St. Paul, in Council duly assembled, hereby enacts as follows:

1.00 SHORT TITLE:

1.01 THAT this By-law be referred to as "THE MUNICIPAL DRAIN REGULATION BY-LAW".

2.00 DEFINITIONS:

2.01 "Municipality" means The Rural Municipality of West St. Paul;

2.02 "Municipal Drain" means any drain, drainage ditch, floodway or dyke, but does not include a provincial or federal waterway;

2.03 "Grey Water" means any water that contains, but not limited to surfactants, grease, oil, hazardous waste, sewage, fecal matter, laundry water, shower and/or bath water, water softener backwash, iron filter backwash, swimming pool filter backwash, or any combination thereof;

2.04 "Weeping Tile Water" means clear rain/ground water that contains none of the contaminants outlined under Section 2.03 herein;

3.00 WATER PERMITTED IN MUNICIPAL DRAINS:

3.01 THAT Weeping Tile Water is permitted to be drained directly or indirectly into any Municipal Drain;

3.02 THAT natural run-off water from rain waters or snow melt is permitted to be drained directly or indirectly into any Municipal Drain;

4.00 WATER PROHIBITED IN MUNICIPAL DRAINS:

4.01 THAT Grey Water is prohibited to be drained directly or indirectly into any Municipal Drain;

5.00 PENALTY

5.01 Any person who contravenes or disobeys, or refuses or neglects to obey any provision of this By-law for which no penalty is provided, is guilty of an offence and liable, on summary conviction of a fine not exceeding 500.00 in the case of an individual, or \$1,000.00 in the case of a corporation, or, in the case of an individual, to imprisonment for a term not exceeding one (1) month or to both such a fine and such an imprisonment.

6.00 REPEAL

6.01 THAT By-law No. 19/88 of The Rural Municipality of West St. Paul is hereby repealed.

DONE AND PASSED by the Council of The Rural Municipality of West St. Paul in Council duly assembled, this 13th day of April A.D. 1995.

THE RURAL MUNICIPALITY OF WEST ST. PAUL

David O. O. O.
REEVE

M. J. Smith
SECRETARY-TREASURER/
MUNICIPAL ADMINISTRATOR

READ A FIRST TIME THIS 13th DAY OF April A.D. 1995.

READ A SECOND TIME THIS 13th DAY OF April A.D. 1995.

READ A THIRD TIME THIS 13th DAY OF April A.D. 1995.