

DISTRICT OF SECHELT

SEWAGE PUMPING BYLAW NO. 307, 1996

A Bylaw to regulate the installation of private residential wastewater pumping stations (residential sewage pumps) and to establish the standard of service to be provided

WHEREAS, the Municipal Act and other provincial statutes make various provisions for sewer construction on public roads and on private property; and

WHEREAS, Section 734 of the Municipal Act provides, among other things, that Council may, for the health, safety and protection of persons and property, and subject to the Health Act and the Fire Services Act and the Regulations, regulate the installation, alteration or repair of plumbing (including septic tanks and sewer connections), and prescribe conditions generally for permits, inspection of works, and related fees; and

WHEREAS, Section 989 of the Municipal Act provides, among other things, that local government may require that a sewage collection disposal system be connected to a community sewer system in accordance with standards prescribed by bylaw.

NOW THEREFORE, the Council for the District of Sechelt, in open meeting assembled enacts as follows:

1. **TITLE**

This bylaw may be cited as the “Sewage Pumping Bylaw No. 307”, 1996.

2. **DEFINITIONS**

All words or expressions used in this bylaw shall have the same meaning as defined in Sechelt’s current Plumbing Bylaw and, if not defined there, in the current Public Sewer Bylaw and, if not defined there, in the current Subdivision and Development Control Bylaw.

3. **INSTALLATION**

(1) The installation and the use of a private residential sewage pump to provide sewage disposal from private land to a public sewer connection fronting the property may only be permitted:

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- a) where a septic system on the same parcel of land has failed, as certified by the Environmental Health Officer, and the lands cannot be connected to a public sewer by means of a gravity connection; or
 - b) where new building construction is not otherwise permitted on a parcel of land due to lack of compliance with criteria for septic tank and septic field installation.
- (2) Without limiting the generality of the foregoing a proposed residential sewage pump system may not be accepted by the Approving Officer as an adequate sewage disposal system in support of a proposed subdivision of land.
 - (3) Construction and installation of a residential sewage pump must meet the standards as detailed in Schedule "A", attached to and forming part of this bylaw.
 - (4) Following installation of the residential sewage pump, the owner of the lands must provide a certificate from a registered professional engineer, experienced in such matters, certifying that the residential sewage pump has been completed and tested and that its specifications and performance meet the requirements of the approved drawings.

3. **PERMITS**

- (1) A person must obtain a permit under this bylaw before a residential sewer pump system may be constructed, reconstructed, replaced, altered or extended or connected to any sewer system.
- (2) Applications for a residential sewage pump must include a detailed engineering plan for the sewage pump as prepared and sealed by a registered professional engineer of the Province of British Columbia.
- (3) Application for a permit under this bylaw must be made to the Director of Engineering and Public Works.
- (4) Application for a permit shall be made in a form provided by the District of Sechelt and must be accompanied by the required fee as set out in this bylaw.
- (5) The permit fee for a residential sewage pump installation is \$100.00 (One Hundred Dollars).

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4. **PRIVATE SEWER CONNECTION ON PUBLIC PROPERTY**

- (1) Where a portion of a sewer connection within a road right-of-way is not a gravity connection from the property line to the public sewer, but is part of a residential sewage pump or pressure system, that portion of the sewer connection shall remain the property of the owner of the land where the residential sewer pump or pressure system originates, and before a permit for such a system is issued by the Director of Engineering and Public Works, the owner must execute a Covenant for registration in the Land Title Office, containing indemnity and other terms as provided in the form attached to and forming part of this Bylaw as Schedule B.
- (2) Where an owner of land executes a Covenant, as in Schedule B, the Mayor and Administrator are authorized to execute the Covenant on behalf of the District of Sechelt prior to registration in the Land Title Office.
- (3) Upon execution of a Covenant in the form attached as Schedule B, and upon issuance of a permit under this bylaw, an owner of land is permitted to construct a private sewer connection in a municipal road right-of-way in accordance with the approved plans and in consultation with the Director of Engineering and Public Works with respect to location and scheduling.

5. **ADMINISTRATION**

- (1) The Director of Engineering and Public Works must maintain a record of all installations under this bylaw.
- (2) The Director of Engineering and Public Works, Superintendent of Public Works, Chief Building Inspector, Bylaw Enforcement Officer and member of the local detachment of the RCMP have the authority and power to enforce regulations under this bylaw.
- (3) No person shall interfere with or obstruct the entry of the Bylaw Enforcement Officer, Chief Building Inspector, Director of Engineering and Public Works, Superintendent of Public Works or an officer of the RCMP, or any authorized employee or agent of the District of Sechelt in the conduct of administration or enforcement of this bylaw.

6. **INTERPRETATION**

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This bylaw shall be interpreted in accordance with the Municipal Act and the laws of the Province of British Columbia. Should any section, subsection, clause, paragraph, sentence or word of this bylaw be declared invalid by a court of competent jurisdiction,

no other part of this bylaw shall be deemed to be invalid, and the balance of this bylaw shall remain in force as a whole, except for that part declared invalid.

7. **OFFENCE AND PENALTY**

- (1) Every person who violates a provision of this bylaw or who suffers or permits a contravention of a provision of this bylaw, or who neglects or refrains from doing anything required to be done by this bylaw, shall be guilty of an offence and shall be liable to a fine not exceeding \$2,000.00 (Two Thousand Dollars).
- (2) Each day that an offence of this bylaw occurs shall constitute a separate offence.

READ A FIRST TIME THIS 20th DAY OF NOVEMBER, 1996.

READ A SECOND TIME THIS 20th DAY OF NOVEMBER, 1996.

READ A THIRD TIME THIS 20th DAY OF NOVEMBER, 1996.

RECONSIDERED AND FINALLY ADOPTED THIS 18th DAY OF DECEMBER, 1996.

Mayor

Municipal Clerk

I hereby certify this to be a true and accurate copy
of District of Sechelt "Sewage Pumping Bylaw No. 307", 1996.

Municipal Clerk