



Sewer By-law S-084-25

Effective Date:

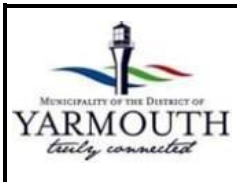
Part 1 Purpose

The purpose of this By-law is to regulate the use, operation and maintenance of sewer systems maintained by and within the Municipality of the District of Yarmouth.

Part 2 Definitions

- 2.1 **“Biochemical Oxygen Demand” or “BOD”** means the quantity of oxygen utilized, expressed in milligrams per litre, in the biochemical oxidation of matter within a one-hundred-and-twenty-hour (120) period at a temperature of twenty (20) degrees centigrade as determined in procedure set forth in “Standard Methods”;
- 2.2 **“Building Service Connection”** means a piping system that conveys sewage or liquid waste from a property to a municipal sewer;
- 2.3 **“Chemical Oxygen Demand”** means the quantity of oxygen utilized in the chemical oxidation of organic matter under standard laboratory procedures expressed in milligrams per litre, according to “Standard Methods”;
- 2.4 **“Commercial”** means all property or part thereof except residential property and resource property, and includes the forest property owned by a person who owns 50 thousand acres or more of forest property in the Municipality;
- 2.5 **“Council”** means the Council of the Municipality;
- 2.6 **“Domestic Waste”** means waste derived principally from a dwelling;
- 2.7 **“Dwelling”** means a building or a part of a building occupied or capable of being occupied as a home or residence by one or more persons, containing one or more dwelling units, and may be built on-site or built off-site and transported to the site where it is to be occupied as a residence, but shall not include a fixed-roof overnight accommodation, or recreational vehicle;
- 2.8 **“Dwelling Unit”** means one or more habitable rooms within a dwelling, designed, occupied, or intended for use by one or more individuals as an independent and separate housekeeping establishment in which cooking, sleeping, and sanitary facilities are provided for the exclusive use of such individual or individuals;
- 2.9 **“Effluent”** means treated wastewater flowing out of a treatment plant;
- 2.10 **“Engineer”** means the *Engineer* of the Municipality and includes a person acting under the supervision and direction of the *Engineer*;
- 2.11 **“Grease”** means total oil and grease extracted from aqueous solution or suspension according to the laboratory procedures set forth in “Standard Methods”, and includes,

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but is not limited to, hydrocarbons, esters, oils, fats, waxes and high molecular fatty acids;

- 2.12 **“Industrial Premises”** means an area of land with or without buildings or structures with activities of industry, manufacturing, commerce, trade, business, institution, or utility, and includes commercial space as distinguished from domestic dwellings;
- 2.13 **“Inspector”** means any person authorized by the Municipality to carry out inspections and investigations and to take samples on behalf of the Municipality as may be required under this By-Law;
- 2.14 **“Matter”** includes any solid, liquid, or gas;
- 2.15 **“Municipal Sewer”** means a sewer controlled by the Municipality;
- 2.16 **“Municipality”** means the Municipality of the District of Yarmouth;
- 2.17 **“Owner”** includes:
- 2.17.1 A part owner, joint owner, tenant in common or joint tenant of the whole or any part of land or a building,
 - 2.17.2 In the case of the absence or incapacity of the person having title to the land or building, a trustee, an executor, a guardian, agent, a mortgagee in possession or a person having the care or control of the land or building,
 - 2.17.3 In the absence of proof to the contrary, the person assessed for the property;
- 2.18 **“Person”** means any individual, firm, company, association, society, corporation or group;
- 2.19 **“pH”** means the measure of the intensity of the acid or alkaline condition of a solution determined by the hydrogen ion concentration of the solution in accordance with the “Standard Methods”;
- 2.20 **“Phenolic Compounds”** means hydroxyl derivatives of benzene and its condensed nuclei, concentrations of which shall be determined by “Standard Methods”;
- 2.21 **“Professional Engineer”** means a registered member in good standing of the Association of Professional Engineers of Nova Scotia;
- 2.22 **“Provincial Regulations”** means the requirements and provisions of the Province of Nova Scotia contained in any Provincial Statute or in any Regulation or Order made pursuant to the authority of any Statute of Nova Scotia;



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- 2.23 **“Residential”** means all property or part thereof used or intended to be used for residential purposes, but does not include the portion of a hotel or motel used for the purposes of lodging for the public or an apartment hotel;
- 2.24 **“Sanitary Sewer”** means a sewer receiving and carrying liquid and water-carried wastes and to which storm, surface or groundwaters are not intentionally admitted;
- 2.25 **“Sewage”** means wastewater;
- 2.26 **“Sewer”** means a pipe, conduit, drain, open channel, or ditch used for the collection and transmission of wastewater, stormwater or uncontaminated water;
- 2.27 **“Sewer System”** means all pipes, mains, equipment, buildings, and structures for collecting, pumping, and treatment of wastewater, and operated by the Municipality, but does not include a storm sewer;
- 2.28 **“Special Care Home”** means an extended or immediate care facility licensed under the Homes for Special Care Act, or successor legislation, to provide full time skilled nursing and/or care to individuals who, by reason of age, chronic illness or infirmity, are unable to care for themselves. This includes nursing homes, long-term care facilities, supportive housing, transitional housing, rooming homes, emergency shelters, and similar uses, but shall not include correctional facilities;
- 2.29 **“Spill”** means a direct or indirect discharge into the wastewater system, which is abnormal in substance, quantity or quality;
- 2.30 **“Standard Methods for the examination of Water and Wastewater”** (referred to as “Standard Methods”) means the analytical and examination procedures, provided in the edition current at the time of testing, published jointly by the American Public Health Association and the American Water Works Association or any publication by or under the authority of the Canadian Standards Association deemed appropriate by the Municipality;
- 2.31 **“Storm Sewer”** means a sewer that carries stormwater and surface run off water, excluding sewage;
- 2.32 **“Stormwater”** means water from precipitation of all kinds, and includes water from the melting snow and ice, ground water discharge and surface water;
- 2.33 **“Subdivision By-law”** means the Subdivision By-law of the Municipality;
- 2.34 **“Suspended Solids”** means insoluble matter that can be removed by filtration through a standard glass fibre filter as provided by “Standard Methods”;

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- 2.35 **“Uncontaminated Water”** means any water, including water from a public or private water works, to which no matter has been added as a consequence of its use, or to modify its use, by any person, and may include cooling water;
- 2.36 **“Vacant Land”** means land fronting a street, road or highway where a sewer collection line passes, which is not connected to a sewerage system;
- 2.37 **“Vehicle Wash Operation”** means a business or industry which washes vehicles specifically for the purpose of carrying on the business or industry;
- 2.38 **“Waste”** means any material discharged into the sewerage system;
- 2.39 **“Wastewater”** means any liquid waste containing animal, vegetable, mineral, or chemical matter in solution or suspension carried from any premises;
- 2.40 **“Wastewater Management District”** means a system which consists of central disposal fields to which clusters of homes are to be connected, as well as all individual on-site systems in addition thereto within the *Wastewater Management District*;
- 2.41 **“Watercourse”** means the bed and shore of every river, stream, lake, creek, pond, spring, lagoon, swamp, marsh, wetland, ravine, gulch or other natural body of water and the water in them, and any channel, ditch, reservoir, drain, land drainage works or other person-made surface feature, whether it contains or conveys water or not.

Part 3 Application of By-law

- 3.1 The Sewer By-law does not apply to lots determined not to meet the Municipality of Yarmouth Land Use By-Law Zone Standards for Minimum Frontage, Area, or Both. However, if a lot previously determined not to meet these standards is issued a Development Permit, the Sewer By-Law shall apply from the date of that permit onward.

Part 4 Sewer Construction, Repair and Maintenance

- 4.1 When the *Council* deems it necessary that a sewer be constructed in any area or any portion of the *Municipality*, the *Council* may order, by resolution and without the authorization of any petition of the *owners*, such sewer to be constructed and all the provisions of the By-laws relating to and regulating the use of public sewers in force in the *Municipality* be and are hereby made applicable to any sewer constructed by virtue of such resolution.
- 4.2 By Resolution, *Council* may order:

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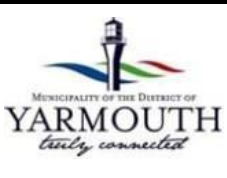
- 4.2.1 the repair or improvement of sewers existing in any road, area or portion of the *Municipality*, whenever the same shall be considered necessary or desirable,
- 4.2.2 laying out, excavating and completing a sewer in any area of the *Municipality*, and
- 4.2.3 performing such other work necessary to be done.

Part 5 Connection to the *Municipal Sewer*

- 5.1 An *owner* of property that may be served by a *municipal sewer* must make application to the *Municipality* for connection services.
- 5.2 The *owner* of any building, the nearest part of which is within 30.5 meters (100 feet) of the centreline of serviced portions of the roads, upon written notice from the *Engineer* or Designate and within the time specified in the notice, is required to connect with the *municipal sewer* by a building service connection.
- 5.3 Where a property abuts two or more serviced roads, the *Engineer* or Designate will determine the access point.
- 5.4 Every *owner* who requests, and every *owner* given notice by the *Engineer* or Designate, to connect to the *municipal sewer*, is required to complete and submit to the *Municipality* an application which shall be obtained at the Public Works/Development Office in the Municipal Administrative Building.
- 5.5 The *owner* of a property connected or connecting to a *municipal sewer* is responsible:
 - 5.5.1 to install and maintain the building service connection from the building on the property to the entry of the sewerage system;
 - 5.5.2 for the installation of *grease* interceptors at the entry to the municipal sewerage system in commercial operations, as required;
 - 5.5.3 for back flow preventers required on all connections; and
 - 5.5.4 for any loss or damage to the *Municipal sewer* system directly or indirectly caused by the installation of the building service connection, and to indemnify the *Municipality* for any such loss or damage.

Part 6 One-time Capital Connection Fee

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- 6.1 Upon issuance of a sewer connection permit, each *owner* shall pay to the *Municipality* a One-time Capital Connection Fee for the installation and connection of the Building Service Connection.
- 6.2 The amount payable is determined by applying the rate for the applicable Type of Consumer as set out in Appendix “D”, to the One-time Capital Connection Fee in the *Municipality’s* current Fees Policy F-044-02. Council has the authority to set the amount of this fee annually by resolution.
- 6.3 The One-time Capital Connection Fee is payable when:
- 6.3.1 the *owner* receives a notice to connect to the *municipal sewer* from the *Engineer* or Designate; or
 - 6.3.2 when the *owner* applies to connect to the *municipal sewer*.
 - 6.3.3 This fee does not apply to re-connections.

Part 7 Sewer Maintenance Fee

- 7.1 Every *owner* of property which is connected to a *municipal sewer* by a building service connection shall pay to the *Municipality* a “Sewer Maintenance Fee” for the construction, operation and maintenance of the sewerage system.

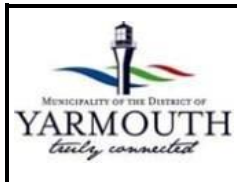
The amount of the annual Sewer Maintenance Fee payable quarterly is determined by applying the unit value for the applicable Type of Consumer, as set out in Appendix “D” to this By-law, to the Sewer Maintenance Fee in the *Municipality’s* current Fees Policy F-044-02. Council has the authority to set the amount of this fee annually by resolution.

If the property has more than 45.7 meters (150 feet) of frontage on a street, road, or highway then the *Vacant Land* Type of Consumer Unit value shall also be applied to the Sewer Maintenance Fee to determine the amount payable.

- 7.2 Every *owner* of property abutting a *municipal sewer*, which property is not connected to the *municipal sewer*, shall pay a Sewer Service Charge determined by applying the *Vacant Land* Type of Consumer in Appendix “D” of this By-law to the Sewer Maintenance Fee in the *Municipality’s* current Fees Policy F-044-02.

When the property is connected to the *municipal sewer*, the One-time Capital Connection Fee and the Sewer Maintenance Fee in Parts 5 and 6 of this By-law apply.

- 7.3 If a property is subdivided under the *Municipality* of the District of Yarmouth *Subdivision By-law*, each new parcel of land created is subject to the charges in Parts 5 and 6 of this

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- 7.4 The Sewer Maintenance Fee is due and payable in four equal installments each year. The *Municipality* calculates the Sewer Maintenance Fee and notifies the *owner* of the amount due by invoice.

Part 8 Lien

- 8.1 Every charge imposed under the provisions of this By-Law constitutes a lien upon the real property as is provided Section 81(3) of the Municipal Government Act. Charges are collected in the same manner as taxes on real property are collected.

Part 9 Plumbing Code


- 9.1 The most recent version of the "*National Plumbing Code of Canada*" issued by the Canadian Commission of Building and Fire Codes, National Research Council of Canada, is hereby adopted as part of this By-Law.

Part 10

- 10.1 All sewers that are constructed on public or municipal roadways are to be constructed in accordance with the provisions of the *Public Highways Act* or Municipal By-laws and amendments and regulations under them, and are to cause as little obstruction as possible for pedestrians and vehicular traffic during installation.

Part 11 Abandoned Service Connection

- 11.1 Whenever any building service connection is abandoned, the *owner* shall obtain a permit and notify the *Municipality's* Public Works/Development Department at least twenty-four hours prior to effectively capping the connection at the property line so that inspection by the *Municipality* can be arranged. This is to prevent *sewage* from backing up into the soil or dirt being washed into the sewer.
- 11.2 Owners who fail to notify the Municipality's Public Works/Development Department in accordance with this section shall be liable to the Municipality for the reasonable costs associated with any work that the Municipal Engineer deems necessary for the proper inspection of the abandoned connection and/or the proper capping, closing up or removal of the abandoned connection. Such costs shall form a first lien on the property of the owner.

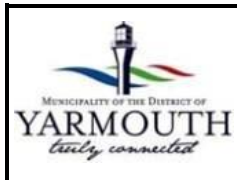
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Part 12 Discharge

- 12.1 Except as otherwise provided in this By-law, no *person* shall discharge, release, suffer or cause to be discharged into any *sanitary sewer system*, both public or private, any compounds as listed in Appendix A”.
- 12.2 No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, sub-surface drainage, polluted/unpolluted cooling water or polluted/unpolluted industrial process waters to any sanitary sewer.
- 12.3 No person shall throw or permit to be thrown or deposited in any sewer opening or receptacle connected with the municipal sewer system any rags or any other material or thing excepting feces, urine, necessary toilet paper and household liquids.
- 12.4 No person shall permit any pipe carrying sewage or surface water to discharge into any such trench.
- 12.5 No person shall injure, break, or remove any portion of the sewerage system.
- 12.6 No person shall discharge or cause to be discharged any quantity of matter capable of obstructing the flow in, or interfering with the proper operation of, any part of the sewage system.

Part 13 South Ohio Wastewater Management District

- 13.1 The boundaries of the *wastewater management district* in the *Municipality* of the District of Yarmouth subject to this By-Law are fully described in Appendix “C” attached to this By-Law.
- 13.2 For the purpose of Part 13, “Sewer” shall mean a sewer system which is entirely on private property or a sewer system which is connected to a public septic system within the *wastewater management district*.
- 13.3 No person shall make any connections to either the public or private systems or alter or disturb in any way any parts thereof without first obtaining written permission from the Engineer or Designate.
- 13.4 If granted a permit, the construction and installation of such service connections shall be conducted subject to an inspection and review by the Engineer or Designate and shall be installed in accordance with engineering practices contained in the Nova Scotia Standard Specification Manual. Should damage occur to the sewer system, which is caused by or would not likely have occurred had such practices been used in the installations, the owner of the connecting property shall indemnify the Municipality for the



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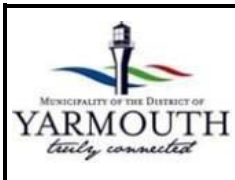
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cost of the repair. This indemnification shall constitute a charge on the property.

- 13.5 The Municipal Council shall have the power to construct additional sewer lines or sewer systems within the defined wastewater management area, and to do all such other work as may be found necessary or convenient in the management of the district.
- 13.6 The Municipal Council may, by resolution, order the repair or improvement of any, or all, sewer lines in the defined area whenever the same shall be considered necessary or desirable.

Part 14 Sampling and Analysis

- 14.1 The *owner* or operator of *industrial premises* with one or more connections to a sewerage system shall install and maintain in good repair in each connection a suitable manhole to allow observation and sampling of the *wastewater* and measurement of the flow of *wastewater*. If installation of a manhole is not possible, an alternative device or facility may be substituted with the written approval of the *Engineer* or Designate.
- 14.2 The manhole or alternative device shall be located on the property of the *owner* or operator of the premises, unless the *Engineer* or Designate has given written approval for a different location.
- 14.3 Every manhole, device or facility installed as required by subsection 12.1 shall be designed and constructed in accordance with good *engineering* practice and the requirements of the *Engineer* or Designate, and shall be constructed and maintained by the *owner* or operator of the premises, at the expense of the *owner* or operator.
- 14.4 The *owner* or operator of *industrial premises* shall, at all times, ensure that every manhole, device or facility installed as required by subsection 12.1 is at all times accessible for purposes of observing and sampling the *wastewater* and measuring the flow of *wastewater*.
- 14.5 Where a sample is required for the purpose of determining the characteristics or contents of the *wastewater*, *uncontaminated water* or *contaminated water* to which reference is made in this By-law:
- 14.5.1 one sample alone is sufficient and, without limiting the generality of the foregoing, the sample shall be a grab sample or a composite sample, may contain additives for its preservation and may be collected manually or by using an automatic sampling device;
- 14.5.2 except as otherwise specifically provided in this By-law, all tests, measurements, analyses and examinations of *wastewater*, *uncontaminated water* and



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contaminated water, shall be carried out in accordance with Standard Methods; and

14.5.3 for each of the metals whose concentration is limited in this By-law the analysis shall be for the quantity of total metal, which includes all metal both dissolved and particulate.

14.6 Where testing of a sample is required for the purpose of determining the characteristics of contents of the *wastewater* or *uncontaminated water* to which reference is made in this By-law, said testing shall be conducted in accordance with the following described methods or by mechanical sampling devices:

Part 15 Method of Sampling and Analysis

15.1 A minimum of four (4) - twenty-four (24) hour composite samples shall be taken, three (3) during the work week and one (1) during the weekend;

15.1.1 Analysis shall be conducted separately on each day's grab sample;

15.1.2 The final results of these tests shall be averaged for this period to determine the characteristics and concentration of the *effluent* being discharged into the *wastewater* facilities or system;

15.1.3 The *Engineer* or Designate may from time to time conduct such tests as are deemed necessary at the manhole, or may enter the *industrial premises* and conduct the *tests* as deemed necessary.

Part 16 Spills

16.1 In the event of a *spill* to a *wastewater* works, the *person* responsible or *person* having the charge, management and control of the *spill* shall immediately notify and provide any requested information with regard to the *spill* to:

16.1.1 If there is any immediate danger to human health and/or safety 9-1-1 emergency, or

16.1.2 If there is no immediate danger: The *Municipality* of the District of Yarmouth by contacting the Administration Department, and

16.1.3 The *owner* of the premises where the release occurred, and any other *person* whom the *person* reporting knows or ought to know may be directly affected by

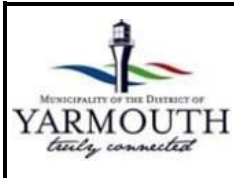


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- 16.2 The *person* shall provide a detailed report on the *spill* to the *Municipality* within five working days after the *spill*, containing the following information to the best of his or her knowledge:
- 16.2.1 location where the *spill* occurred
 - 16.2.2 telephone number of the *person* who reported the *spill* and the location and time where they can be contacted
 - 16.2.3 date and time of *spill*
 - 16.2.4 material *spilled*
 - 16.2.5 characteristics and composition of material *spilled*
 - 16.2.6 volume of material *spilled*
 - 16.2.7 duration of *spill* event
 - 16.2.8 work completed and any work still in progress in the mitigation of the *spill*
 - 16.2.9 preventative actions being taken to ensure a similar *spill* does not occur again; and
 - 16.2.10 copies of applicable *spill* prevention and *spill* response plans.
- 16.3 The *person* responsible for the *spill* and the *person* having the charge, management and control of the *spill* shall do everything reasonably possible to contain the *spill*, protect the health and safety of citizens, minimize damage to property, protect the environment, clean up the *spill* and contaminated residue and restore the affected area to its condition prior to the *spill*.
- 16.4 Nothing in this By-Law relieves any *persons* from complying with any notification or reporting provisions of:
- 16.4.1 Other government agencies, including federal and provincial agencies as required and appropriate for the material and circumstances of the *spill*; or,
 - 16.4.2 Any other By-Law of the *Municipality*.
- 16.5 The *Municipality* may invoice the *person* responsible for the *spill* to recover costs of time, materials and services arising as a result of the *spill*. The *person* responsible for the *spill*



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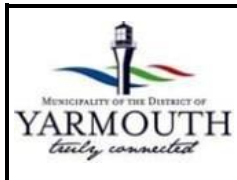
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shall pay the costs invoiced.

- 16.6 The *Municipality* may require the *person* responsible for the *spill* to prepare and submit a *spill* contingency plan to the *Municipality* to indicate how risk of future incidents will be reduced and how future incidents will be addressed.
- 16.7 Industries at whose premises a *spill* has occurred which are required to have a Pollution Prevention Plan by this bylaw shall prepare an updated plan and plan summary incorporating the information set out in the Section and shall submit the plan summary so updated to the *Municipality* within 30 days of the *spill*.

Part 17 Authority of *Engineer* or Designate to Investigate

- 17.1 The *Engineer* or Designate has the authority to carry out any inspection reasonably required to ensure compliance with this bylaw, including but not limited to:
- 17.1.1 Inspection, observing, sampling and measuring the flow in any connection to Municipal Sewer
 - 17.1.1.1 drainage system
 - 17.1.1.2 *wastewater* disposal system
 - 17.1.1.3 management facility, and
 - 17.1.1.4 flow monitoring point.
 - 17.1.2 determine water consumption by reading water meters;
 - 17.1.3 test flow measuring devices;
 - 17.1.4 take samples of *wastewater*, clear *waste* and subsurface water being released from the premises or flowing within a private drainage system;
 - 17.1.5 perform on-site testing of the *wastewater*, clear *waste* and subsurface water within or being released from private drainage systems, pretreatment facilities and stormwater management facilities;
 - 17.1.6 collect and analyze samples of hauled *wastewater* coming to a discharge location;
 - 17.1.7 make inspection of the types and quantities of chemicals being handled or used on the premises in relation to possible release to a drainage system or



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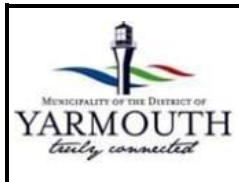
watercourse;

- 17.1.8 require information from any *person* concerning a matter;
 - 17.1.9 inspect and copy documents or remove documents from premises to make copies;
 - 17.1.10 inspect chemical storage areas and *spill* containment facilities and request Safety Data Sheets (SDS) for material stored or used on site;
 - 17.1.11 Inspect the premises where a release of prohibited or restricted *wastes* or of water containing prohibited or restricted *wastes* has been made or is suspected of having been made, and to sample any or all *matter* that in their opinion could have been part of the release.
- 17.2 No *person* shall hinder or prevent the *Engineer* or Designate from carrying out any of their powers or duties.

Part 18 Reports

- 18.1 Any *person* who deposits, intends to deposit or permits or intends to permit the deposit of any *wastes* except *domestic wastes* into a sanitary sewer shall file a *Waste Survey Report* with the *Engineer* or Designate.
- 18.2 The *Waste Survey Report* shall contain the following information and shall be signed by an authorized representative of the *owner* or operator:
 - 18.2.1 name and address of the premises, and names of its *owner* and operator;
 - 18.2.2 description of process operations, including *waste* discharge rates and contaminant concentrations, hours of operation and plans and reports certified by a *professional Engineer* indicating proposed industrial expansion, addition, new construction, or proposed pretreatment works;
 - 18.2.3 a schematic process diagram indicating *waste* discharge points and *waste* descriptions.
- 18.3 When a change occurs in the information contained in a *Waste Survey Report*, the *owner* operator of the premises shall submit the new information within thirty (30) days of the change.
- 18.4 When a change occurs in any information described in a *Waste Survey Report*, the *owner* or operator of the premises shall submit a new *Waste Survey Report* setting out

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18.5 No *person* shall deposit any *wastes* other than *domestic waste* in any sanitary sewer or until:

18.5.1 a *Waste Survey Report* has been filed with the *Engineer* or *Designate*; and

18.5.2 the *Engineer* or *Designate* has confirmed that the *wastes* will comply with the requirements of this By-law.

Part 19 General

19.1 For the purpose of the administration of this By-law, pursuant to Section 503 of the Municipal Government Act, the *Inspector* may, upon production of identification, enter any premises and have free unimpaired access, to carry out any requirements necessary to fulfill the terms of the By-law at reasonable times upon reasonable notice.

19.2 The *Council* has the authority to stop and close up and prevent from discharging into the *municipal sewer* any private sewer or drain through which substances are discharged or into which substances are thrown, deposited, or supposed to be put, prohibited by this By-Law or which are liable to cause damage to the *municipal sewer* or obstruct the flow of *sewage*.

19.3 The *Council* shall not cause any sewer to be closed up pursuant to this subsection unless the *owner* of the property is first notified in writing and given fourteen (14) calendar days to appeal to *Council*.

Part 20 Interest on Overdue Payments

20.1 Interest on overdue charges and sums due to the *Municipality* under this By-law, and Part XIV Sewers of the Municipal Government Act, is payable at the same rate charged on overdue taxes (see Interest Policy I-068-00). This includes, but is not limited to, the One-time Capital Connection Fee, the Sewer Maintenance Fee, and work caused to be done by the *Engineer* or *Designate*.

Part 21 Offences

21.1 Any person, who contravenes any section of this By-law is guilty of an offense and is liable, for every day or part thereof upon which such offence occurs or continues, upon conviction, to a penalty of not less than \$1000.00 and not more than \$10,000.00 and, in

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default of payment, to imprisonment for a term of not more than six (6) months.

Part 22 Penalties

22.1 Any *person* who has contravened this By-law, and where notice so provides, may pay a penalty in the amount of \$50.00 dollars first offence, \$100.00 dollars for a second offence, and \$150.00 dollars for subsequent offences. Payment is to be made by mail to 932 Highway 1, Hebron, NS, B5A 5Z5, or in person at the *Municipality* of Yarmouth's Administration Building. Provided that said payment is made within a period of fourteen (14) calendar days from the date of the notice, and where the said notice so provides for a voluntary payment, said payment shall be in full satisfaction of the penalty, releasing and discharging all penalties incurred by the *person* for said violation in accordance with the Payment In Lieu of Prosecution Policy, P-082-02.

Part 23 Repeal

This By-law hereby repeals and replaces Sewer By-law S-084-24.

Chief Administrative Officer's Annotation for Official By-law Book	
Date of First Reading	
Date of Advertisement of Notice of Intent to Consider	
Date of Second Reading	
Date of Advertisement of Passage of By-law	
Date of Mailing to Minister a Certified Copy of By-law	
I certify that this Sewer By-law S-084-24 was adopted by Council and published as indicated above.	
<div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%; border-top: 1px solid black; padding-top: 5px;">Chief Administrative Officer</div> <div style="width: 45%; border-top: 1px solid black; padding-top: 5px;">Date</div> </div>	

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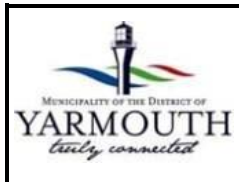
Effective Date:

APPENDIX A

1. hydrogen sulphide, mercaptans, carbon disulfide, other reduced sulphur compounds, amines and ammonia, trichloroethylene, formaldehyde, chlorine, bromine or pyridine;
2. ashes, cinders, sand, potters clay, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, or wood, garbage or cellulose;
3. paunch manure intestines or intestinal contents from horses, cattle, sheep or swine, hog bristles, hooves horns or toenails, animal intestines or stomach casings, bones, hides or parts thereof, manure of any kind, poultry entrails, heads, feet or feathers, eggshells, fleshing and hair resulting from tanning operations; sewage containing hair, wool, fur, fleshings
4. fish, parts of fish, fish *wastes*, animal fat or flesh in particles larger than will pass through a quarter (1/4) inch screen;
5. gasoline, benzene, naphtha, or fuel oil acetone or other solvents, or *wastewater* containing any of these in any quantity;
6. *wastewater* or *uncontaminated water* having a temperature in excess of sixty (60) degrees Celsius;
7. *wastewater* having a *pH* less than 5.5 or greater than 9.5 or having any other corrosive or scale forming properties capable of causing damage or hazards to the *wastewater* facilities or personnel of the *wastewater* facilities;
8. *sewage* containing dyes or colouring materials which pass through a *sewage* works and discolour the sewerage system *effluent*;
9. *wastewater* containing any of the following in excess of the indicated concentrations:

Aluminum (Al)	50 Milligrams/Litre
Antimony (Sb)	5 Milligrams/Litre
Arsenic (As)	1 Milligram/Litre
Barium (Ba)	5 Milligrams/Litre
Beryllium (Be)	5 Milligrams/Litre
Bismuth (Bi)	5 Milligrams/Litre
Cadmium (Cd)	0.1 Milligram/Litre
Chlorides expressed as Cl	1500 Milligrams/Litre
Chromium (Cr)	4 Milligrams/Litre
Cobalt (Co)	5 Milligrams/Litre
Copper (Cu)	1 Milligram/Litre
Cyanide expressed as HCN 2	Milligrams/Litre

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Fluorides expressed as F	10 Milligrams/Litre
Iron (Fe)	50 Milligrams/Litre
Lead (Pb)	2 Milligrams/Litre
Manganese (Mn)	5 Milligrams/Litre
Mercury (Hg)	0.1 Milligram/Litre
Molybdenum (MO)	5 Milligrams/Litre
Nickel (Ni)	2 Milligrams/Litre
<i>Phenolic Compounds</i>	1 Milligram/Litre
Phosphorous (P) 30	Milligrams/Litre
Sulphates expressed as SO4	1500 Milligrams/Litre
Sulphide expressed as H2S	2 Milligrams/Litre
Selenium (Se)	5 Milligrams/Litre
Silver (Ag)	2 Milligrams/Litre
Tin (Sn)	5 Milligrams/Litre
Zinc (Zn)	3 Milligrams/Litre

10. *Wastewater* of which the *BOD* exceeds three hundred (300) milligrams per litre;
11. *Wastewater* containing more than three hundred fifty (350) milligrams per litre of *suspended solids*;
12. *Wastewater* of which the *COD* exceeds one thousand (1000) milligrams per litre;
13. *Wastewater* containing more than one hundred (100) milligrams per litre of animal fats, wax, *grease*, or vegetable oil, in liquid or solid form and in the case of mineral oils, in concentrations exceeding fifteen (15) milligrams per litre;

The presence in *wastewater* of any one of the *matters* in Subsections 15.1.9 through to 15.1.13 in a concentration in excess of its limits constitutes a separate offence.

Compliance with any limit is not attainable simply by dilution.

14. When required in writing by the *Inspector*, the *owner* of the property serviced by a building service connection shall forthwith cease to cause any *sewage* or *waste* to be discharged into the *municipal sewer* line which causes harm or damage to the *municipal sewer*.
15. Without limiting any of the foregoing, no *person* shall discharge or cause to be discharged any waters or *wastes* containing substances which are not amenable to treatment or reduction of the *sewage* treatment processes employed, or are amenable to treatment only to such degree that the *sewage* treatment plant *effluent* cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.



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16. When required by the *Engineer* or Designate by notice in writing, every *owner* of a commercial operation which discharges *grease* into a *municipal sewer* shall;

16.1 Install a *grease* interceptor in which the interceptor installation shall have the written approval of the *Engineer* or Designate,

16.2 Maintain the *grease* interceptor to ensure proper operation,

16.3 In a form satisfactory to the *Engineer* or Designate, keep written records of the maintenance of the *grease* interceptors (available on request by inspector).

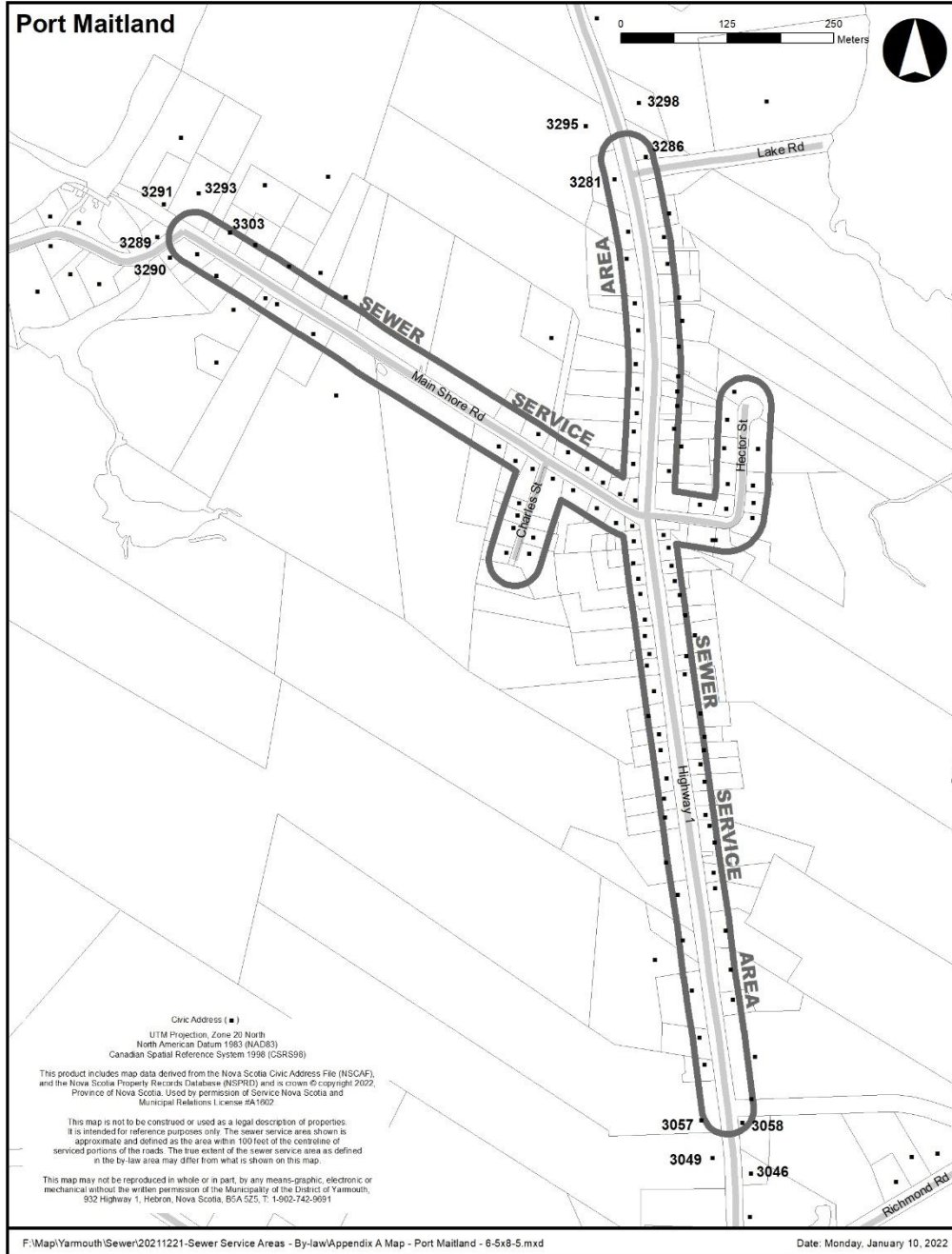
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**Appendix "B"
Municipal Sewer Areas**



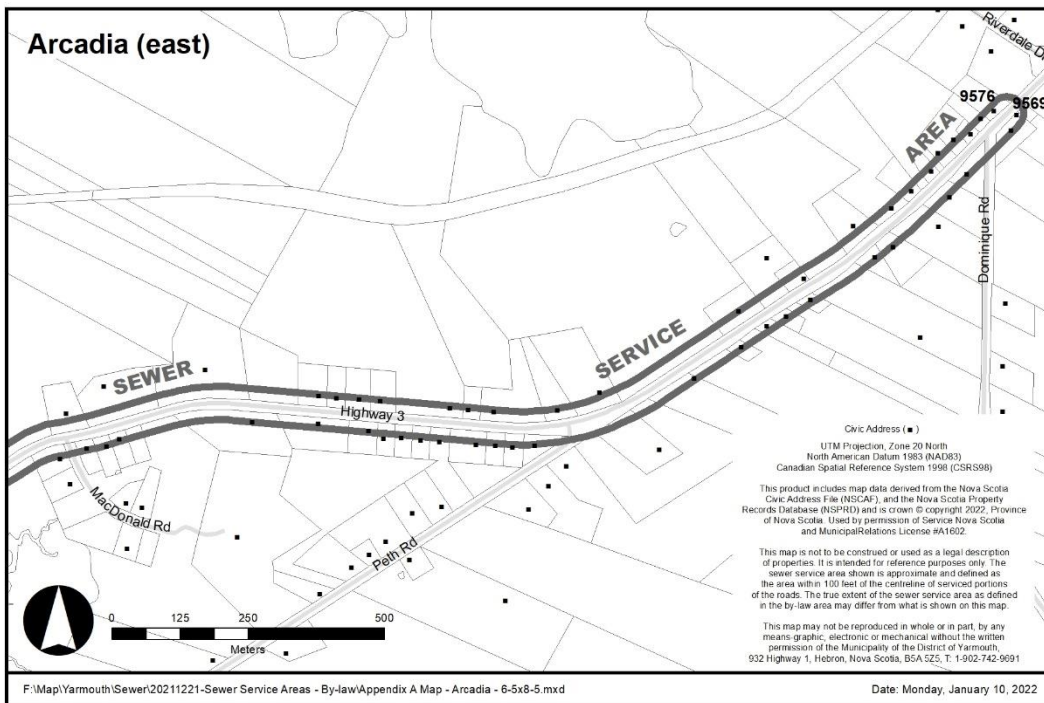
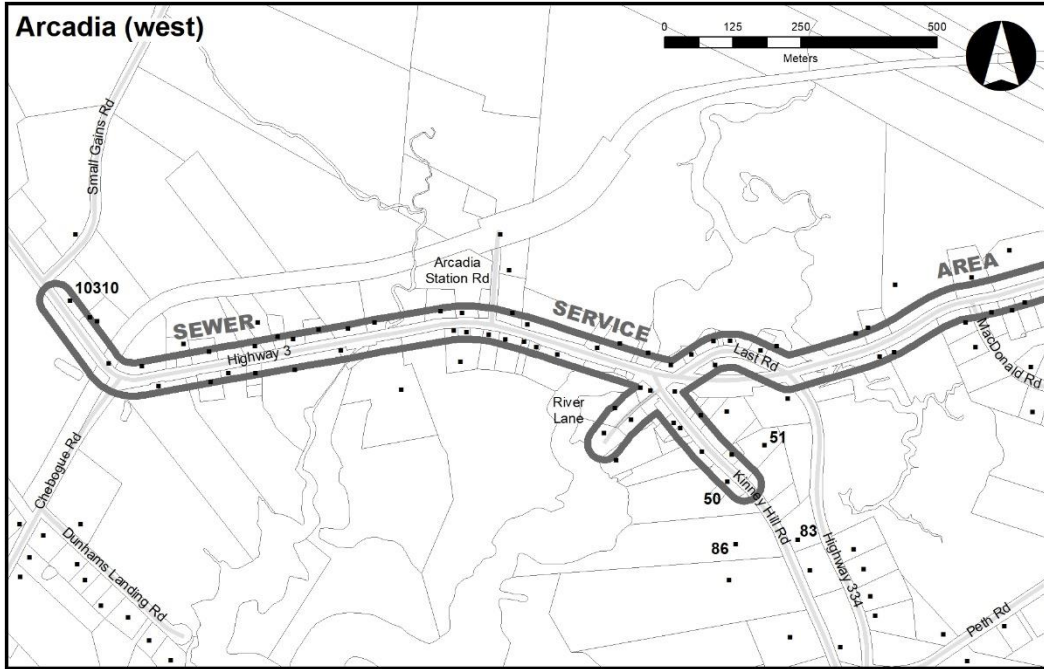
This map is not to be construed or used as a legal description of properties. It is intended for reference purposes only. The sewer service area shown is approximate and defined as the area within 30.5 meters (100 feet) of the centreline of serviced portions of the roads. The true extent of the sewer service area as define in the by-law area may differ from what is shown on this map.

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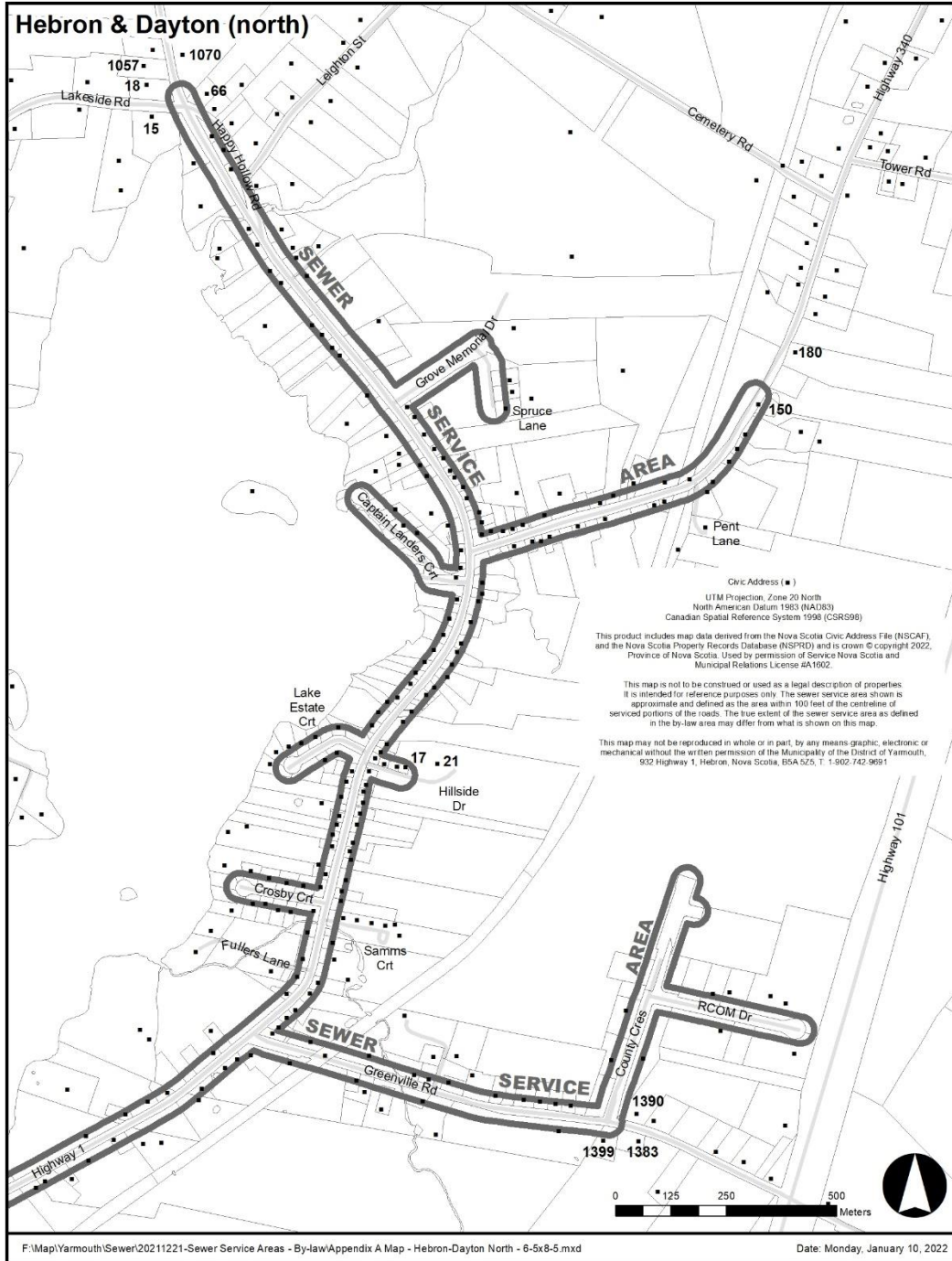
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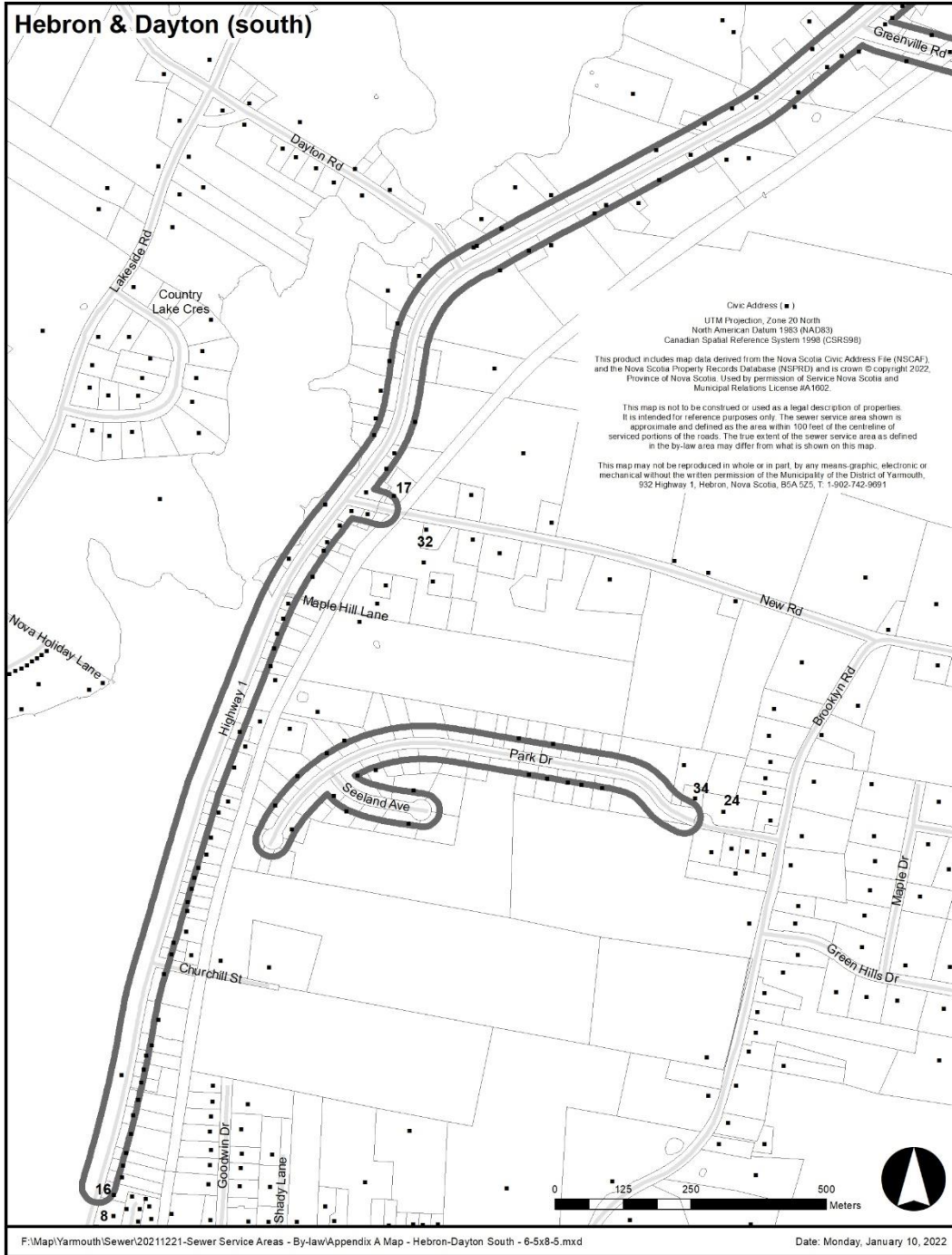
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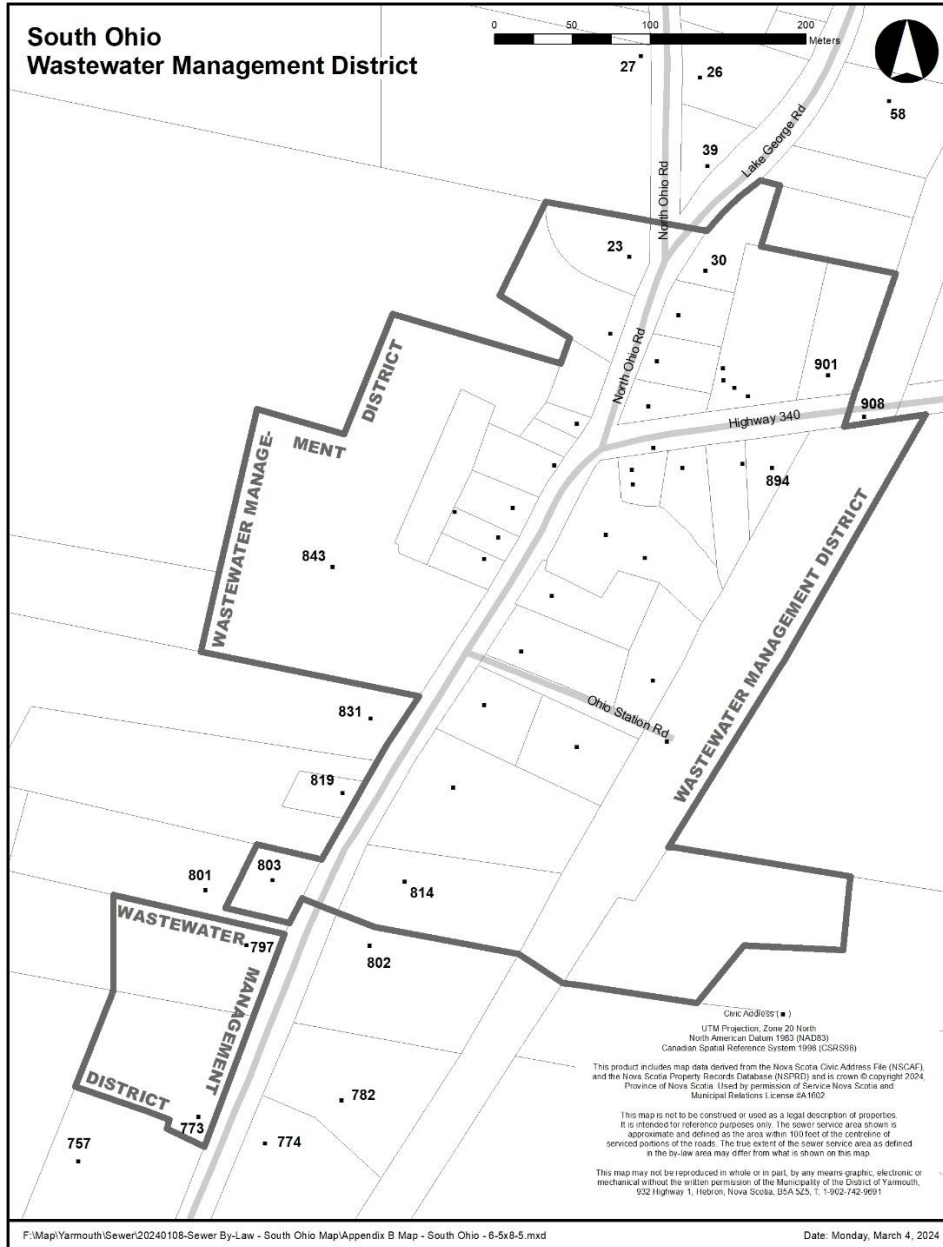
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Appendix "C"
South Ohio Wastewater Management District



Appendix "D"

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Schedule of Sewer Service Charges, Sanitary Sewer System

Type of Customer	Unit Value
Single Family Dwelling Unit	1.0
for private swimming pool add	1.0
for each Doctor or Dentist Office in private home add	1.0
for each esthetics or barber shop in private home, add	1.0
Modular Single Family Dwelling	1.0
for private swimming pool add	1.0
for each Doctor or Dentist Office in private home add	1.0
for each esthetics or barber shop in private home, add	1.0
Mobile/Mini Home	1.0
for private swimming pool add	1.0
for each Doctor or Dentist Office in private home add	1.0
for each esthetics or barber shop in private home, add	1.0
Apartment Units - 1 Bedroom	0.6
Apartment Units - 2 Bedrooms	0.8
Apartment Units - 3 or more Bedrooms	1.0
Residential Multiplex — per Domicile Unit	1.0
Senior Citizens Multiplex — per unit	0.6
Rooming House, Boarding House, Convent, Institutional Dormitory, Hostels - up to 5 beds	1.0
Rooming House, Boarding House, Convent, Institutional Dormitory, Hostels - each additional bed add	0.2
Hospitals and special care homes with medical care facilities without laundry, per bed	0.5
Hospitals and special care homes with medical care facilities with laundry facilities, per bed	1.5
Schools with no cafeteria or gym, per classroom	0.5
Schools with cafeteria or gym, per classroom	0.75
Schools with both cafeteria and gym, per classroom	1.0
Doctors, Dentist Office, Esthetics	1.0
Tourist Home Non-primary Residence Short Term Rental* or Bed & Breakfast - one washroom	1.2
Tourist Home Non-primary Residence Short Term Rental* or Bed & Breakfast - each additional washroom	0.3
Hotels, Motels, and Tourist Cottages with housekeeping facilities, per room or unit	0.3
Hotels, Motels and Tourist Cottages without housekeeping facilities, per room or unit	0.2
Commercial/Office Space, Call Centres, where water is not used specifically for the purpose of carrying on the business or industry for each 304.8 square meters (1,000 square feet) of usable/rentable area	1.0
Stores, Banks, Recreational Facilities, Esthetics and Places of business including Industrial premises not cited elsewhere, first washroom facility	1.0
Stores, Banks, Recreational Facilities, Esthetics and Places of business including Industrial premises not cited elsewhere, each additional washroom facility add	0.5
Churches or Church Halls, each washroom facility	0.3
Buildings owned by fraternal organizations (including Arts & Cultural), first washroom	1.0

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Buildings owned by fraternal organizations (including Arts & Cultural), each additional washroom	0.3
Fire Halls and Fire Stations with facilities	0
Service Station and Gas Bar - first washroom	1.0
Service Station and Gas Barr - each additional washroom	0.5
Restaurants, Lounges, Snack Bars, and Cafeterias	1.0
Restaurants, Lounges, Snack Bars, and Cafeterias - for each 10 seats add	0.25
Club, Tavern, licensed liquor establishment	1.0
Club, Tavern, licensed liquor establishment - for each 10 seats add	0.25
Drive-in Restaurant or Theater – first washroom	1.0
Drive-in Restaurant or Theater - for each additional washroom add	0.5
<i>Vacant Land (excluding South Ohio Wastewater Management District), for each lot with up to 45.7 meters (150 feet) of street, road, or highway frontage in a sewer system, excluding farm and forestry classifications only</i>	0.3
for each additional 22.8 meters (75 feet) or portion (in excess of 45.7 meters {150 feet}) of street, road, or highway frontage	0.1

Metering of Sewer Connection

Vehicle Wash Operation
Laundromat

Meter
Meter

Council retains the right to meter any sewer connection, regardless of zoning, at the discretion of the *Engineer* or Designate.

* Registered under the Nova Scotia Short Term Rentals Registration Act