

# **A BYLAW TO CONTROL THE COLLECTION, STORAGE AND DISPOSAL OF SEWAGE**

## **BYLAW NO. 3-2011**

A bylaw of the R.M. of Lakeland No.521 to control the collection, storage, and disposal of sewage.

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Under Section 48 of *The Public Health Act, 1994*, the R.M. of Lakeland No.521 in the Province of Saskatchewan enacts as follows:

1. In this bylaw the expression –
  - a) “Administrative authority” means a Medical Health Officer or Public Health Officer of the Prince Albert Parkland Health Region
  - b) “Householder” means owner, occupant, lessee, or tenant, or the person otherwise in charge of any dwelling, hotel, restaurant, apartment block, office building, public institution, or other premises; and also includes the registered owner of the land on which the offending premises sits.
  - c) “Sewage” means any liquid waste other than clear water waste or storm water;
  - d) “Local Governing Authority” means the council of R.M. of Lakeland No.521
  - e) “Storage or Holding Tank” means a tank constructed of a material that is equivalent to the requirement set out in the Provincial Plumbing Regulations, designed to collect and hold sewage without treatment prior to transporting such waste to a final point of disposal;
  - f) “Privy Vault” means a storage or holding tank placed under an outside toilet for confinement and storage of human excrement only.
  
2. This bylaw shall apply to the following:  
R.M. of Lakeland No.521
  
3. All householders whose premises are located in the following lands must provide an approved storage or holding tank to receive liquid waste emanating from their premises:

East Half of Section 5, Sections 6 and 7, East Half of Section 8, East Half of Section 17, Sections 18 and 19, all in Township 53 Range 26; South West Quarter of Section 10, North Half of Section 11, Sections 12,13 and 14, South East Quarter, the East Half of the North West Quarter and the North East Quarter of Section 15, Sections 22, 23, 24 and 27 to 34 inclusive, all in Township 53 Range 27; Sections 3 to 9 inclusive, Section 18, South Half of Section 19,

North West Quarter of Section 29, North Half and the South West Quarter of Section 30, Sections 31 and 32, North West Quarter of Section 33, all in Township 54 Range 27; North West Quarter of Section 1, Sections 2, 3 and 4, East Half of Section 5, East Half of Section 8, Section 9 to 16 inclusive, all in Township 55 Range 27; Section 13, 24 and 25 all in township 54 Range 28; Projected Township 56 Range 27; all West of the 2<sup>nd</sup> Meridian; Surface Parcel No. 164088322, Reference Land Description: Parcel D; Plan 97PA01149, Ext. 1; Surface Parcel No. 164105636, Reference Land Description: Parcel F, Plan No. 101949093; Surface Parcel No. 144846164, Reference Land Description: Legal Sub Division 5-Sec 12 Township 53 Range 27 W2, Extension 38.

4. Any person installing storage or holding tanks for the purpose of storing sewage, located in areas identified in Section 3 of this Bylaw, must first obtain approval to do so from the administrative authority.
5. All householders whose premises are not located in the areas identified in Section 3 of this bylaw must provide facilities approved by the Administrative Authority for the disposal of sewage.
6. Existing facilities for the storage and/or disposal of sewage shall be required to comply with this bylaw at a time and to an extent specified by the administrative authority and the local governing authority.
7. All new facilities for the storage of sewage, located in areas identified in Section 3, shall comply with this bylaw and any amendments thereto or revisions thereof.
8. The facilities provided for the storage of sewage, located in the areas identified in Section 3 of this bylaw shall be of not less than 1,000 gallons with the respect to storage or holding tanks, and not less 250 gallons with respect to privy vaults. In all respects the storage or holding tanks shall be of sufficient size to accommodate 15 days of sewage.
9. In all other respects, the facilities provided for the storage of sewage located in areas identified in Section 3 of this bylaw, shall comply with the requirements of the Saskatchewan Shoreland Pollution Control Regulations, 1976 and amendments thereto or revisions thereof.
10. The householder shall maintain all facilities on his property for the storage of sewage in sanitary and structural conditions satisfactory to the administrative authority.
11. No person shall provide a sewage transporting service within the R.M. of Lakeland No. 521 without a current permit to do so from the Saskatchewan Ministry of Environment and written approval from the local governing authority.

12. A person granted approval to transport sewage shall provide the local governing authority with such information as may be required from time to time regarding the service provided to any household.
13. The local governing authority may establish a schedule of fees for disposal of sewage.
14. Sewage transported shall be disposed of only at a point(s) approved by the Saskatchewan Ministry of Environment and the local governing authority.
15. No person shall dispose of liquid waste or sewage except at a location approved by the Local Governing Authority.
16. (1) When, in the opinion of the administrative authority or local governing authority, there is a breach of any provisions of this bylaw, a placard prepared and supplied by the R.M. of Lakeland No. 521 giving notice of this breach may be posted on the premises, facility or property where the breach is found.
  - (2) Any Person, who without permission of the administrative authority or local governing authority, takes down, covers up, mutilates, defaces or alters the placard posted under this bylaw, is guilty of an offence.
  - (3) The posting of a placard on a premises, facility, or property pursuant to this bylaw shall not relieve the person in default from the possible imposition of a penalty for infringement of this bylaw or from having to carry out the work correcting the breach.
17. If any person fails, neglects or refuses to comply with any provision of this bylaw within a specific time, the local governing authority may proceed to have the work done that it considers necessary for the compliance with the bylaw, and the cost of the work is to be added to, and thereby forms part of, the taxes on the land on which the work is done.
18. (1) Every person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction:
  - (a) in the case of an individual:
    - (i) for a first offence
      - (A) to a fine of not more than \$75,000; and
      - (B) to a further fine of not more than \$100 for each day during which the offence continues; and

- (ii) for a second subsequent offences:
  - (A) to a fine of not more than \$100,000; and
  - (B) to a further fine of not more than \$200 for each day during which the offence continues; and
- (b) in the case of a corporation :
  - (i) for a first offence :
    - (A) to a fine of not more than \$100,000; and
    - (B) to a further fine of not more than \$1,000 for each day during which the offence continues; and
  - (ii) for a second or subsequent offence:
    - (A) to a fine of not more than \$250,000; and
    - (B) to a further fine of not more than \$5,000 for each day during which the offence continues.

19. This bylaw shall come into force on the date of final approval by the local authority as defined by *The Public Health Act, 1994* and the Minister of Health.

20. Bylaw No. 5-1988, 20-2007, 2-1989, 10-1989 and 10-2010 are hereby repealed.

Seal

E. E. Christensen  
Mayor/Reeve  
Dave E. Dmytruk  
Administrator

Certified a true copy of a Bylaw passed by  
The Council of the Rural Municipality of  
Lakeland No. 521 at a duly assembled meeting  
held this 18<sup>th</sup> day of April, 2011.

Dave E. Dmytruk  
ADMINISTRATOR