

# THE CORPORATION OF THE TOWNSHIP OF BONNECHERE VALLEY

## By-Law 2004-39

Being a By-Law to Prohibit Fire Hydrant Use and bulk water taking by other than an operator from the Eganville Water Treatment Plant and the Bonnechere Valley Firefighters, and the Works Department.

WHEREAS the *Municipal Act, R.S.O. 2001 c 25, 1 (1 a)*, provides that the Corporation of a local municipality may acquire, establish, maintain and operate waterworks;

AND WHEREAS the said *Act 11(1) item4, and 11(2)* provides that by-laws may be passed by the council for the maintenance and management of the works;

THEREFORE the Municipal Council of The Corporation of Bonnechere Valley enacts as follows:

**Definitions** In this by-law:

**Bulk water user**

"bulk water user" shall mean any customer who draws water from a pipe located at the Village Bulk Water Stations.

**Village**

"Village" shall mean The Village of Eganville in the Township of Bonnechere Valley.

**Contractor - defined**

"contractor" shall mean a person, partnership, or corporation who contracts to undertake the execution of work commissioned by the owner or the Village to install or maintain mains, service mains, services, hydrants and other appurtenances.

**Cross Connection**

"cross connection" shall mean any temporary, permanent or potential water connection that may allow backflow of contaminants, pollutants, infectious agents, other material or substance that will change the water quality in the waterworks distribution system and includes swivel or changeover devices, removable sections, jumper connections and bypass arrangements.

**Customer**

"customer" shall mean any person who enters into a verbal or written contract with the Township to take water from the Village or to receive water related services from the Township

**Water/Sewer Superintendent**

"water/sewer superintendent" shall mean the water/sewer superintendent for the Village of Eganville or authorized representative.

**Hydrant**

"Hydrant" shall mean the fire hydrant

**Shut-Off Valve**

"shut-off valve" shall mean the valve on the water service or private main owned and used by the Village to shut off or turn on the water supply from the Village waterworks distribution system to any premises.

**Water**

"water" shall mean potable water supplied by the Village.

**Water Distribution System**

"water distribution system" shall mean mains with connections to feeder mains, feeder mains within subdivision lands, private mains, services, fire hydrants, and shut-off valves and all other appurtenances thereto.

**Waterworks - defined**

"waterworks" shall mean any works for the collection, production, treatment, storage, supply and distribution of water, or any part of any such works, but does not include plumbing to which the *Building Code Act, 1997*, or any amendments thereto apply.

## **OPERATION OF WATERWORKS**

### **1.1 Conditions on water supply**

The Village 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 or supply of water and 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 mains and services or to tap mains, if reasonable notice of the intention to shut off the water is given.

### **2.2 Authority for Water Supply**

The Village in its own right shall have the sole responsibility, authority, power and capacity to construct, maintain and operate all waterworks plant and equipment within its boundaries serving the Village of Eganville, to establish whether and the terms upon which municipalities or persons outside the Village of Eganville may be allowed to connect to the said waterworks as consumers, and the rates to be charged for water delivered to such consumers; and the Village as Administering Municipality, shall have the sole responsibility, authority, power and to construct, maintain and operate all waterworks plant and equipment in conjunction with these systems, to establish whether and the terms upon which municipalities or persons outside the Village of Eganville maybe allowed to connect to the said waterworks as consumers, and the rates to be charged for water delivered to such consumers.

### **2.3 Unauthorized operation of fire hydrants - offence**

No person other than a person authorized by the water/sewer superintendent for that purpose shall be permitted to open or otherwise interfere with or operate or take water from any fire hydrant.

### **2.4 Unauthorized operation or interference - offence**

No person other than a person authorized by the water/sewer superintendent for that purpose shall open or close a valve in the water works distribution system, or remove, tamper with or in any way interfere with any valve, water meter, structure, watermain or water service in the water works distribution system.

### **2.5 Use of water from hydrants**

Except for water used for fire fighting, any other use of a Village's fire hydrant for water supply must be approved by the water/sewer superintendent.

### **2.6 Improper use of water from fire service - offence**

Any water supplied or made available for any land or building for purposes of protection of property or persons from fire or for preventing fires or the spreading of fires shall not be used for any other purpose.

### **2.5 Bulk Water availability**

Chemical Contractors will not receive water at any time. All other requests for bulk water taking must be directed to the operators of the Water Treatment Plant and that all bulk water taking must be supervised by the operators of the Water Treatment Plant.

Read a First time this \_\_\_\_\_ day of May, 2004

Read a second and third time and finally passed this \_\_\_\_\_ day of May 2004

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Mayor Zig Mintha

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CAO Bryan Martin