

**THE CORPORATION OF THE VILLAGE OF LYTTON**  
**Bylaw No. 650, 2011**

**SEWER REGULATIONS & CONNECTIONS BYLAW**

The Council of the Corporation of the Village of Lytton, in opening meeting assembled, enacts as follows:

**1. DEFINITIONS:**

- 1.1 **"Council"** shall mean the Council of the Corporation of the Village of Lytton.
- 1.2 **"Fees and Charges Bylaw"** shall mean the Village of Lytton Bylaw by that name which is currently in force.
- 1.3 **"Inspector"** shall mean the Lead hand of the Village or such other person designated by Council from time to time
- 1.4 **"Lead hand"** shall mean the Lead Maintenance Man of the Village Public Works department or such person as Council from time to time may appoint.
- 1.5 **"Owner"** shall mean the person, persons, or corporate entity registered with the BC Land Title and Survey Authority as the registered owner of the property.
- 1.6 **"Owner's Sewer Line"** shall mean the sewer pipe extending from the property line of the property concerned, or the public sewer where this is located in an easement through said property, to the building situated thereon, and joining the sewer connection to the plumbing system at that building.
- 1.7 **"Public Sewer"** shall mean any sewer, sewer system or portion thereof used or intended to be used for public use under the control of the Village
- 1.8 **"Sewer Connection"** shall mean the sewer pipe extending from the public sewer to the property line of the property being served or about to be served. Where the public sewer is located in an easement through the property, the public sewer shall be deemed to be the property line.
- 1.9 **"Village"** shall mean the Corporation of the Village of Lytton

**2. GENERAL PROVISIONS:**

- 2.1 The owners of the premises, whether occupied or vacant, to which a service connection has been made, shall be responsible for the payment of all sewer user rates, whether the service is actually used or not.
- 2.2 The Village shall not be liable for any interruption or discontinuance of service provided by sewer facilities installed and maintained by the Village.
- 2.3 If a parcel of land, upon which is situated a building occupied and/or used by one or more persons, abuts a street, land, or right of way or under which there is laid a public sewer, the owner or occupier of such building shall connect or cause to be connected the said building with the public sewer in the manner provided by this Bylaw.
- 2.4 Where in the opinion of the Public Works Lead hand a public sewer connection is incapable of serving said parcel of land, no permit will be issued and no such connection is allowed, however, an adequate septic tank service or other Village approved sewage treatment system may be used until such time as it becomes a hazard in the opinion of the Public Health Inspector, or an adequate sewer service is provided.
- 2.5 If a section, subsection or clause of this Bylaw is held to be invalid by a court of competent jurisdiction, then that invalid portion shall be severed and the remainder of

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this Bylaw shall be deemed to have been adopted without the invalid and severed section, subsection, or clause.

- 2.6 The employees of the Village shall have free access to the property at a reasonable time for the purpose of servicing or repairing the public sewer.

**3. CHARGES:**

- 3.1 There shall be charged against the owner or occupier of land or real property where, a sewer or drain connection has been installed to the property, and is connected to the Village sewer system, a sewer user rate as set forth in Schedule "E" of the Fees & Charges Bylaw.
- 3.2 Where multiple independent users exist on what is commonly referred to as a "common connection line", the individual rates as defined in Schedule "E" of the Fees & Charges Bylaw shall be applicable whether or not an independent sewer or drain has been installed to the property.
- 3.3 All fees and charges for sewer service shall be due and payable within thirty (30) days following the date shown on the utility invoice.
- 3.4 The fees and charges shall be payable at the rate set forth in Schedule "E" of the Fees & Charges Bylaw.
- 3.5 Any fees and charges remaining unpaid at the expiration of the 30 day grace period may be subject to interest charges as listed in the Fees and Charges bylaw.
- 3.6 All fees and charges remaining unpaid as of 30 January of the year following the current billing year shall be rolled over into the property tax account for the property for which the fees and charges were originally billed.

**4. CONNECTION:**

- 4.1 Every application for a connection to the Village's sewer main shall, if the Village has to put in the connection, be charged to the property owner or occupier by the Village based on the fees and charges listed in the Fees and Charges Bylaw.
- 4.2 Before any owner's sewer is connected to a public sewer, the owner of the lands requiring such connection, or his agent, shall make application to the Village office upon the form that is Appendix "A" of this Bylaw, for a permit to connect the owner's sewer to the sewer connection or public sewer.

**5. INSPECTION:**

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- 5.1 The Inspector shall inspect the owner's sewer when advised by the owner that the said sewer has been laid and is ready for inspection.
- 5.2 All of the owner's sewer shall be left uncovered and convenient for examination until the Inspector has inspected it.
- 5.3 The sewer service connection shall be tested in accordance to Master Municipal Specifications for Sanitary Sewers using the Water Exfiltration Test.
- 5.4 The owner's sewer shall not be covered or backfilled until the Inspector has given written approval of the installation.
- 5.5 After final inspection has been made it shall be incumbent upon the property owner to see that the sewer connection does not become obstructed from rocks, gravel, sand, sticks, garbage, or any other foreign material, grease build-up, and the freezing of lines. Property owners shall see that they or other authorized persons do not remove cleanout caps except for inspection. In instances where an act of nature, such as landslide, shifting of earth, washouts caused by contractors digging and breaking sewer, water, construction of new streets or any other work or act of nature that would cause damage or break sewer service lines on a Village street, right of way, or easement, the Village's Inspector shall determine the cause of such damage, and repair or cause to have repaired, the said line, and further, determine who will be liable for payment.
- 5.6 Where the Inspector finds that the materials or workmanship of an owner's sewer are defective or otherwise not in accordance with the provisions of this Bylaw, he shall so notify the owner, who shall forthwith replace the defective material or correct the faulty workmanship, and notify the Inspector when the installation is again ready for inspection.
- 5.7 An inspection fee as listed in the Fees & Charges Bylaw shall be paid to the Village for each additional inspection required after the first inspection because of defective materials or workmanship.

**6. INSTALLATION:**

- 6.1 Upon approval of the application and the receipt of the fee required to connect to the sewer, the Village will permit the sewer connection. Thereupon, the owner shall connect his building sewer to the sewer connection provided, in accordance with the regulations contained herein.
- 6.2 The sewer connection fee does not embrace works within the property of the applicant.
- 6.3 No person other than the Village, its employees, or its contractors shall install or cause to be installed any part of the sewer connection provided for in this Bylaw, or in any way break, interfere or tamper with any public sewer of the Village.

**7. SPECIFICATIONS:**

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- 7.1 Each lot or potential lot must be independently and separately connected with the public sewer.
- 7.2 The minimum diameter of every owner's sewer shall be 100mm (4 inches).
- 7.3 The owner's sewer line shall be excavated and backfilled at his or her expense and the Village shall not be held responsible for any or all damages resulting from said excavating or backfilling. The owner shall supply all pipe and accessories and the owner's sewer line shall be constructed of one of the following materials:
  - a) Plastic sewer pipe (Polyvinyl Chloride – SDR 28 conforming to ASTM; Specification D30 –34) or as approved by the Public Works Leadhand;
  - b) Such other materials as the Village may from time to time approve.
- 7.4 The owner's sewer shall be laid to an even slope of not less than 1 in 50 (1/4 inch to the foot) in the direction of the flow, in the case of 100mm (4 inch lines); and not less than 10 in 100 (1/8 inch to the foot) may be approved if installed under the direction of the Inspector.
- 7.5 The pipe shall be laid not less than .5 meters (20 inches) below the finished surface of the ground as measured to the top of the pipe.
- 7.6 The pipe shall be laid concentric to each adjacent pipe and the joints shall be flush, even, and free of any internal obstruction.
- 7.7 Sewer pipe and fittings shall be jointed with a rubber gasket or other pre-formed factory-manufactured gasket or material approved by the Village.
- 7.8 Bell and spigot pipe shall be laid with the spigot end facing the direction of the flow.
- 7.9 Where the owner's connection is laid over filled ground or in ground which may be subject to settling, the Inspector may require that cast iron soil pipe, or that other materials than those state in Section 7.3 of this Bylaw be used.
- 7.10 At the point where the owner's sewer is joined to the sewer connection, the owner shall install a Le Ron Inspection Chamber, to serve as a cleanout for the sewer connection pipe. The cap or stopper shall be fitted in such a way as to positively prevent the entrance of ground water into the sewer connection. The inspection chamber shall be brought to .3 meters (1 foot) of finished grade.
- 7.11 The pipe shall not bear any plant, timber, rock or other unyielding object, nor shall any such object be placed against the pipe in backfilling.
- 7.12 Where the building sewer is laid near any shrub or tree whose roots may penetrate the pipe joints, the Inspector may require that special joint material be used.
- 7.13 The owner's sewer pipe shall have a 150 mm (6 inch) bed of sand prior to being installed, and shall be covered with a layer of sand not less than 300 mm (12 inches) thick over top of the pipe. Select site material may be used if prior approval is obtained from the Inspector.

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**8. COMPULSORY CONNECTION:**

- 8.1 It shall be compulsory for any owner for whom the provisions of Section 2.4 of this Bylaw apply to connect or cause to be connected such building with the public sewer within six (6) months after the date that the sewer is completed and rendered operational.
- 8.2 Where the owner or owners of any parcel of land in the Village which is required to be connected to the public sewer by this Bylaw, neglects, omits or refuses to comply with the provisions of this Bylaw, the Council may pass a resolution to cause the owner to be served with a notice requiring him to comply with this Bylaw within sixty (60) days of receipt of such notice, after such time the owner shall be guilty of an infraction of this Bylaw.

**9. PROHIBITIONS:**

- 9.1 No person shall permit the installation of any connection which would allow surface water to drain into the public sewer. The connection either directly or indirectly of roof leaders, foundation drains, swimming pools, sumps or any other collector of surface or ground water is not permitted. The owner of property, who permits, connects or causes to be connected, any such storm or surface or ground water from his premises or property to the public sewer shall be guilty of an infraction of this Bylaw.
- 9.2 No person shall allow the discharge into the sanitary sewer of any manner of surface or other waters or of special or hazardous wastes as defined by the Waste Management Act.
- 9.3 No person shall allow or perform any act which could cause an upset or malfunction of the sewage treatment plant through the introduction of any material into the public sewer system.
- 9.4 In the case of any commercial or industrial premises where there exists a possibility that such noxious wastes as are described in Section 9.2 and 9.3 of this Bylaw may be discharged into the public sewer, a permit to connect to the sewer shall not be issued until the Public Works Leadhand has examined fully and approved the layout and design of the protective devices by means of which the applicant proposes to prevent or neutralize the discharge of the said noxious wastes into the sanitary sewer.
- 9.5 No person shall obstruct, destroy, injure, or tamper with any portion of the sanitary sewer system or make any additions or alterations to it, or perform any work on or under any street, lane, right of way or easement without approval of the Inspector.

**10. DISCONNECTION AND RECONNECTION:**

- 10.1 When a building within the Village is removed or demolished, it shall be the duty of the owner to immediately apply to the office of the Village, upon such forms as the Council shall prescribe, for a permit to disconnect from the public sewer, at the property line. The fee for such disconnection shall be the actual cost of the work as determined by the Village Fees and Charges Bylaw.

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10.2 If the owner of any property where the sewer line has been disconnected wishes to reconnect to the public sewer, he shall make application upon such forms as the Council shall prescribe for the reconnection. He shall pay the estimated cost of such work. Upon completion of the reconnection, the owner shall be sent a statement showing the actual cost of the work and he shall be refunded any overpayment or conversely he shall pay the Village any cost over and above the estimated cost of this work.

**11. OTHER REGULATIONS:**

11.1 In case any owner shall fail to take the necessary steps to repair a service line or other which has or may cause disruption in disposal of sewage from any property, or where the owner requests the Village to make the repairs, the Corporate Officer may take such action as is deemed advisable to restore service and the cost of said work shall be deemed to be a charge on the property and, if not paid by the owner by the end of the current calendar year, such charge shall be added to the Property Tax Roll and be treated in all respects as ordinary taxes due upon the said property.

11.2 The Village shall not be liable for the failure of the sanitary sewer, or any temporary stoppage thereof on account of alterations or repairs, in consequence of any damage or accident to the works or whether such failure arises from the negligence of any person in the employ of the Village or other person whomsoever, or through natural deterioration or obsolescence of the system or otherwise.

11.3 Nothing contained in this Bylaw shall be construed to impose any liability on the Village to provide, or continue to provide service to any owner or property

**12. INFRACTIONS AND PENALTIES:**

12.1 Every person who violates any of the provisions of this Bylaw, or suffers or permits any act or thing to be done in contravention of this Bylaw, or who neglects or refrains from doing anything required to be done by any of the provisions of this Bylaw, shall be deemed to be guilty of an infraction hereof and shall be liable to the penalties imposed.

12.2 Failure to comply with any section or subsection of this Bylaw will be considered as an infraction, and further, failure to comply within seven (7) days of receipt of written notice from the Village shall be considered an infraction.

12.3 Every person who violates this Bylaw shall, in addition to any other penalties herein provided, be liable on summary conviction to a maximum fine of \$6000.00 or a maximum jail term or six (6) months, or both.

**13. REPEAL:**

The Sewer Regulations, Connections and Rates Bylaw No. 566, 2003 is hereby repealed.

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This Bylaw may be cited as the "Village of Lytton Sewer Regulations & Connections Bylaw No. 566, 2003"

READ A FIRST TIME this	11 <sup>th</sup> day of April, 2011.
READ A SECOND TIME this	11 <sup>th</sup> day of April, 2011.
READ A THIRD TIME this	11 <sup>th</sup> day of April, 2011.
RECONSIDERED AND ADOPTED this	26 <sup>th</sup> day of April, 2011.

  
MAYOR

  
CORPORATE OFFICER

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**APPENDIX "A"**  
**APPLICATION FOR SEWER CONNECTION, DISCONNECTION AND INSPECTION**

Application is for (check as applicable): Tax Roll No \_\_\_\_\_

\_\_\_ 4 inch Street Connection;  
\_\_\_ \_\_\_ inch Street Connection, at cost (invoiced on completion);  
\_\_\_ \_\_\_ inch Service Inspection, (additional to connection fee);  
\_\_\_ Disconnection or \_\_\_ Reconnection Inspection for the property located at  
\_\_\_\_\_ legal description.

Use: \_\_\_ Residential: \_\_\_ Single \_\_\_ Duplex \_\_\_ Other; Suites \_\_\_  
\_\_\_ Commercial/Industrial; Type: \_\_\_\_\_

I hereby apply as indicated above for sewer service to the property as identified above, and agree to follow all regulations as stipulated by Village of Lytton Bylaw, and further agree to provide the Inspector or Corporate Officer with additional information if required.

Installation required by (date): \_\_\_\_\_ Dated: \_\_\_\_\_

Signature (owner/agent): \_\_\_\_\_ Phone No. \_\_\_\_\_

Mailing Address: \_\_\_\_\_

**OFFICE USE:**

Approval is hereby given for a \_\_\_\_\_ inch street connection to be installed (date) \_\_\_\_\_ and/or a \_\_\_\_\_ inch service connection;

Applicant notified on \_\_\_\_\_ by (Title) \_\_\_\_\_  
(signature) \_\_\_\_\_, Date: \_\_\_\_\_

INSPECTOR USE: (a drawing of the street connection location along with the approximate service location shown on back of page).

The service connection and/or service installed on \_\_\_\_\_ is satisfactory.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Corporate \_\_\_\_\_ Officer

Remarks: \_\_\_\_\_

Approval given to applicant to apply for a water turn on \_\_\_\_\_(date).