



**Municipality of Long Harbour-Mount
Arlington Heights**

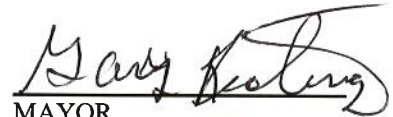
**Water Service Connection Regulations
2020**

WATER SERVICE CONNECTION REGULATIONS 2020

Published by Authority

The following regulations have been developed by the Town Council of Long Harbour-Mt. Arlington Heights under the Provisions of the Municipalities Act, 1999 (section 165) and were approved by Council on the 20th day of February, 2020. This Policy overrides any previously adopted Water Regulations.

RESOLUTION NO. 02-20-20-06


MAYOR


TOWN MANAGER/ CLERK

REGULATIONS

1. These regulations may be cited as the Town of Long Harbour- Mt. Arlington Heights Water Service Connection Regulations, 2020.
2. **Interpretations:** In these regulations, unless the context otherwise requires.
 - (a) “**Act**” means *The Municipalities Act*;
 - (b) “**Town**” means the Town of Long Harbour-Mt. Arlington Heights as defined by Order-in-Council dated the 1968 or any amendments thereof, made or continued under the Act.
 - (c) “**Council**” means the Town Council of the Town of Long Harbour-Mt. Arlington Heights;
 - (d) “**System**” means the water supply of the Town of Long Harbour-Mt. Arlington Heights.
 - (e) “**Customer**” means the owner of any building or premises or part thereof connected or capable of being connected to the system;
 - (f) “**Domestic Service**” means any service provided by the system to the owner or his/her authorized agent or to the occupant or tenant of any building or premises or part thereof, or any mobile home or trailer, occupied for the distinct purpose of a dwelling house, rooming house, apartment, or flat; and where there are different occupants or tenants so occupying different parts of any building or premises, the servicing of each such part by the system shall constitute a separate domestic service.
 - (g) “**Commercial Service**” means any service provided by the system to the owner or his/her authorized agent or to the occupant or tenant of any building or premises or part thereof, other than domestic service herein defined; and where there are different occupants or tenants occupying different parts of any building or premises, the servicing of each such part by the system shall constitute a separate commercial service;

3. **“Application for Service”**: Council shall, before rendering service, require a development application form signed by the prospective customer. No person, firm, corporation, or any other group, shall connect or have connected any building or part thereof to the system except under authorization in writing from the Council.
4. **“New Connections – Water - Residential”**: Council shall, at the customer’s request, install system service lines from the main to the property line, to maximum distance of thirty-three (33) feet from the centre of a Main Street (North, East and West Streets) or twenty-five (25) (All other Streets) feet from the centre of a secondary roads.
5. The connection of any building or part thereof to the system as provided in regulation 4 hereof:
 - (i) The Council shall contribute and install a water line at a maximum of 33 feet from centre line on Main Street, (North, East and West), or twenty-five (25) feet from the centre of a secondary street or at the property boundary, whichever is the shortest. Specific location of the curb-stop will be mutually agreed upon and the location marked.
 - (ii) The Council shall install a corporation stop, a curb-stop and a service box.
 - (iii) The Council is responsible for having the pavement cut.
 - (iv) The owner shall be responsible for the excavation of all trenches and the cost of materials and installation from the property boundary to the structure/building. This work shall be completed before Council installs the corporation stop, curb stop and service box.
 - (b) It is recommended the customer use underground materials conform to minimal standard of type NEW Municipex. It is also recommended the customer use bedding 30 mm (1 ft) below and 30mm (1 ft) above the new pipe and bury all water pipe to a minimum depth of 3 ½ ft.
 - (a) It is recommended the customer wrap water service line from curb stop to main building with a heat trace protector if the 3 ½ ft. depth cannot be accomplished.
6. As per Sections 158, 159 and 160 of the Municipalities Act (info on the sections below):

Right of entry

Section 158. (1) Employees or agents of a council authorized by that council may enter upon all real property and at reasonable times into the buildings and structures on real property, whether publicly or privately owned, to do all things necessary for the purpose of making surveys or examinations or obtaining information relative to the construction, alteration, repair, maintenance or inspection of a water supply system, sewage system, storm drainage system or other works that the council is empowered to undertake or to control in the municipality.

(2) Employees or agents of a council may at reasonable times enter upon all real property, whether publicly or privately owned, and enter into the buildings or structures on real property for the purpose of carrying into effect the work and system of water supply, sewage and storm drainage or other works that the council is empowered to undertake or control in the municipality.

Right to construct

Section 159. (1) A council may

- (a) break up, dig, excavate and open up highways, or real property, whether publicly or privately owned, that may be necessary to operate, construct, maintain, repair or improve a system described in section 156;
- (b) pass and repass and carry material over highways or real property described in paragraph (a); and
- (c) lay down pipes, drains and other components of systems described in section 156 upon or in the lands described in paragraph (a).

(2) Notwithstanding subsection (1), a council shall not enter upon, break up or otherwise interfere with a highway vested in the Crown under section 5 of the *Works, Services and Transportation Act* without the written consent of the minister responsible for that Act under the *Executive Council Act*.

Council to give notice

Section 160. Before engaging in an activity authorized by section 157, 158 or 159 on private property a council shall give the owner of the property reasonable notice that it intends to engage in that activity.

- 7. If a leak or other trouble occurs in a water line/pipe located on the owner's property, regardless of curb stop location, it shall be repaired as soon as possible by the customer at his/her expense, under the supervision of the Council. Council accepts responsibility for malfunction of the curb stop, corporation stop, standpipe and rod. Any other problem on the service lines is the responsibility of the owner. If a leak occurs in the water service pipe of any customer, the Council shall write the customer to inform him/her of the Council's intent to discontinue the supply of water until repairs are complete. Council will give 14 days' notice from the date the letter is mailed before discontinuing the water service. Council reserves the right to discontinue the water service immediately if the wastage is severe. (If water treatment plant production is unable to compensate for the leak)
- 8. Should a leak occur where the origin cannot be determined, Council will proceed with repairs. However, once it is determined the leak/damage is the responsibility of the customer, Council will stop repairs and have the property owner hire a private contractor to complete the job. All repair costs will be the responsibility of the property owner including the replacement of asphalt, grass, trees, etc.
- 9. No person shall indiscriminately use water, nor shall he/she sell or provide water to any person except under such conditions and for such purposes as may be approved by the Council in writing.

10. No person, unless authorized by the Council in writing, shall draw water from, open, close, cut, break, obstruct from free access to, or in any way injure or interfere with any hydrant, water main, or other part of the system; provided, however, that nothing in these regulations shall be deemed to prevent an officer or member of the Fire Department, when engaged in the work of such Department, from using any hydrant or other part of the system.
11. All other policies titled "Water Service Connection Regulations" for the Town of Long Harbour-Mt. Arlington Heights are hereby rescinded.