

BYLAW NO. 6/22

A BYLAW OF THE RESORT VILLAGE OF KIVIMAA-MOONLIGHT BAY TO CONTROL THE COLLECTION, STORAGE AND DISPOSAL OF SEWAGE

Under Section 48 of *The Public Health Act 1994*, the Resort Village of Kivimaa-Moonlight Bay, in the Province of Saskatchewan, hereby enacts as follows:

Part I – Introduction

1. a) Title – This Bylaw shall be known and may be cited as the Sewage Bylaw.
b) Purpose – The purpose of this Bylaw is to regulate the installation of septic holding tanks and outline standard pump out practices within the Resort Village of Kivimaa-Moonlight Bay.

Part II – Definitions

In this Bylaw, the expression:

2. a) “Administrative Authority” means a Medical Health Officer or Public Health Inspector from Saskatchewan Health;
b) “Householder” means owner, occupant, lessee or tenant, or the person otherwise in charge of any dwelling, and also includes the registered owner of the land on which the offending premises sits;
c) “Liquid waste” means any waste which contains animal, mineral or vegetable matter in solution or suspension;
d) “Local Governing Authority” means the Council of the Resort Village of Kivimaa-Moonlight Bay;
e) “Septic 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 liquid waste without treatment prior to transporting such waste to a final point of disposal.

Part III – Regulations

3. a) This Bylaw shall apply within the corporate limits of the Resort Village of Kivimaa-Moonlight Bay.

b) Any person installing a septic holding tank must first obtain approval to do so from the Administrative Authority.

c) New and/or replacement Septic Holding Tanks must meet CSA standards and comply with this Bylaw and any amendments thereto and revisions thereof.

d) Existing Septic Holding Tanks shall be required to comply with this Bylaw at a time and extent specified by the Administrative Authority and the Local Governing Authority.

e) Septic Holding Tanks located in the areas identified in Section 3 of this Bylaw shall be of not less than 1,000 gallons.

f) In all other respects, Septic Holding Tanks located in the areas identified in Section 3 of the Bylaw, shall comply with the requirements of the Saskatchewan Shoreland Pollution Control Regulations, 1976, and amendments thereto and revisions thereof.

g) The householder shall maintain all facilities on his property for the storage of liquid wastes in a sanitary and structural condition satisfactory the Administrative Authority.

h) No person shall provide a liquid waste transporting service within the Resort Village without a current permit to do so from Saskatchewan Environment and the Local Governing Authority.

i) A person granted approval to transport liquid waste shall provide the Local Governing Authority with such information as may be required from time to time regarding the service provided to any householder.

J) Liquid wastes transported shall be disposed of only at point(s) approved by Saskatchewan Environment and the Local Governing Authority.

k) The Local Governing Authority may conduct annual random testing of the Septic Holding Tanks throughout the Resort Village in the interest of safeguarding the quality of the ground water. Soil testing may be applicable.

l) When, in the opinion of the Administrative Authority or Local Governing Authority, there is a breach of any provision of this Bylaw, a placard or placards prepared and supplied by the Resort Village giving notice of this breach may be posted on the premises, facility or property where the breach is found.

m) Any person, who without permission of the Administrative Authority or the Local Governing Authority, takes down, covers up, mutilates, deface4s or alters the placard posted under this Bylaw, is guilty of an offence.

n) The posting of a placard on a premises, facility, or property pursuant to this bylaw shall not relieve the person in default from imposition of a penalty for infringement of this Bylaw as provided in the Bylaw or from having to carry out the work therein mentioned.

Part IV – Enforcement

4. a) Any person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction to the penalty prescribed in this section.

b) An individual who commits an offense is liable:

i) for a first offense, to a fine of not more than \$1,000 and to a further fine of not more than \$50 for each day during which the offense continues;

ii) for a second offence or subsequent offense, to a fine of not more than \$5,000 and to a further fine of not more than \$50 for each day during which the offense continues;

c) A corporation which commits an offense is liable:

i) for a first offense, to a fine of not more than \$5,000 and to a further fine of not more than \$500 for each day during which the offense continues;

ii) for a second offense or subsequent offense, to a fine of not more than \$10,000 and to a further fine of not more than \$500 for each day during which the offense continues.

d) The imposition of a fine for failure to comply with the provisions of the Bylaw shall not relieve the person in default from complying herewith,

e) If any person fails, neglects or refuses to comply with any provision of this Bylaw within a specified time, the Local Governing Authority may proceed to have the work done that it considers necessary for compliance with the Bylaw, and the cost of the work is to be added to and thereby form part of the taxes on the land on which the work is done.

Part V – Severance


If any part of this Bylaw is declared to be invalid for any reason, by an authority of competent jurisdiction, the validity of the Bylaw as a whole, or any other part, section or provision of this Bylaw shall not be affected.

Part VI – Repeal


Bylaw no 5/90 is hereby repealed.

Part VII – In Force

This Bylaw shall come into force on the date of final approval by the Local Governing Authority.




Mayor



Administrator

Read a third time and adopted
This 20 day of Oct, 2022



Administrator