

RURAL MUNICIPALITY OF LEASK NO. 464

BYLAW NO. 6/2008

A Bylaw of the Rural Municipality of Leask No. 464, in the Province of Saskatchewan to control the collection, storage and disposal of sewage.

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Under Section 48 of the Public Health Act, 1994, the Council of the Rural Municipality of Leask No. 464 in the Province of Saskatchewan, in open meeting hereby enacts as follows:

1. In this bylaw the expression –
 - a) “Administrative Authority” means a Medical Health Officer or Public Health Inspector 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) “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;
 - d) “Local Governing Authority” means the Council of the Rural Municipality of Leask No. 464;
 - e) “Privy Vault” means a storage or holding tank that is placed under an outside toilet for confinement and storage of human excrement only;
 - f) “Sewage” means any liquid waste other than clear water waste or storm water;
2. This bylaw shall apply to all land zoned in the Lakeshore Development District (LD), the Lakeshore Development District 1 (LD1), and the Resort Commercial District (RC), as defined by the Zoning Bylaw of the Rural Municipality of Leask No. 464.
3. Any person installing storage or holding tanks for the purpose of storing sewage, located in areas identified in Section 2 of this Bylaw, must first obtain approval to do so from the administrative authority.
4.
 - a) All householders whose premises are located in areas identified in Section 2 must provide an approved storage or holding tank to receive sewage emanating from their premises.
 - b) All sewage emanating from premises located in areas identified in Section 2 shall be discharged into an approved storage or holding tank.
5. All new facilities for the storage of sewage, located in areas identified in Section 2, shall comply with this bylaw and any amendments thereto or revisions thereof.
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. The facilities provided for the storage of sewage, located in the areas identified in Section 2 of this bylaw shall be of not less than 1,000 gallons with respect to storage or holding tanks, and not less than 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.
8. In all other respects, the facilities provided for the storage of sewage located in areas identified in Section 2 of this bylaw, shall comply with the requirements of the Saskatchewan Shoreland Pollution Control Regulations, 1976 and amendments thereto and revisions thereof.
9. The householder shall maintain all facilities on his property for the storage of sewage in sanitary and structural conditions satisfactory to the administrative authority.
10. No person shall provide a sewage transporting service within the Rural Municipality of Leask No. 464 without a current permit to do so from the Saskatchewan Ministry of Environment and written approval from the local governing authority.
11. 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.
12. The local governing authority may establish a schedule of fees for disposal of sewage.
13. Sewage transported shall be disposed of only at point(s) approved by the Saskatchewan Ministry of Environment and the local governing authority.
14.
 - a) 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 Rural Municipality of Leask No. 464 giving notice of this breach may be posted on the premises, facility or property where the breach is found.
 - b) Any person, who without permission of the administrative authority of the local governing authority, takes down, covers up, mutilates, defaces or alters the placard posted under this bylaw, is guilty of an offence.
 - c) 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.
15. In 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.
16. 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 or subsequent offence:

(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.

17. 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.

Reeve:

Administrator:

(SEAL)

Read a third time and finally adopted
this 11th day of June, 2008.