

THE CORPORATION OF THE TOWN OF MINTO

BY-LAW NUMBER 04-37

Being a by-law to prohibit the discharge of storm water and water drainage from lands and buildings into the sanitary sewer system.

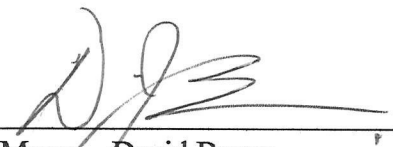
WHEREAS:

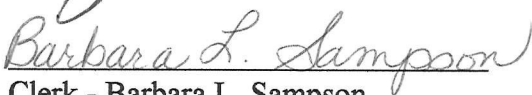
- A. The Corporation of the Town of Minto is a lower-tier municipality within the meaning of the Municipal Act, S.O., 2001, c. 25, as amended (hereinafter called the "Act") and operates sewage systems in the former Towns of Palmerston and Harriston and in the former Village of Clifford.
- B. Subsection 1 (1) of the Act defines the term "Public Utilities" to include a system that is used to provide sewage services for the public and in addition to sanitary sewer services the word "sewage" includes "storm water and other drainage" from land and buildings.
- C. Under Section 11 of the Act "Public Utilities" constitutes a sphere of jurisdiction and a lower-tier municipality has the power to pass by-laws with respect to the collection and treatment of sanitary sewage.
- D. Subsection 92 (1) of the Act provides that a municipality may, in a by-law prohibiting the discharge of storm water and other drainage from land and buildings into the sanitary sewer system, provide that a person who contravenes the by-law is guilty of an offence.
- E. The Town of Minto has experienced serious problems from the discharge of storm water into the sanitary sewer systems by various means including the connection of basement sump pumps and roof eaves trough down spouts (also called roof leaders) and flat roof drains directly to the sanitary sewer system servicing the public.

NOW THEREFORE the Council of The Corporation of the Town of Minto enacts as follows:

- 6. In this by-law "person" includes an individual, association, partnership or corporation, or an agent or employee thereof, and the owner or operator of any facility or activity subject to the provisions of this by-law.
- 7. The discharge of storm water and water drainage from land and buildings into any sanitary sewer system providing sewer services in the Town of Minto is prohibited.
- 8. Any person who contravenes this by-law is guilty of an offence and is liable,
 - (a) on a first conviction, to a fine of not more than \$10,000.00, and if the person convicted is a corporation to a fine of not more than \$50,000.00; and
 - (b) on a subsequent conviction, to a fine of not more than \$25,000.00, and if the person convicted is a corporation to a fine of not more than \$100,000.00.

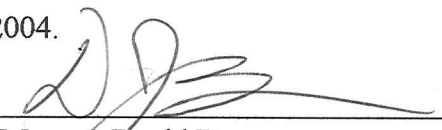
READ a first and second time this 21st day of April, 2004.

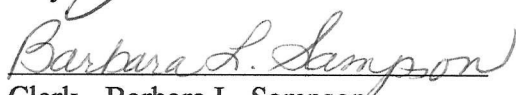


Mayor - David Burns


Clerk - Barbara L. Sampson

READ a third time and finally passed this 21st day of April, 2004.



Mayor - David Burns


Clerk - Barbara L. Sampson