

**FRASER VALLEY REGIONAL DISTRICT
NORTH BEND SEWER SYSTEM REGULATIONS, FEES AND CHARGES**

STATUTORY AUTHORITY	SUMMARY	DATE AUTHORIZED
Bylaw No. 0236, 1998	Fees and Regulations Establishment	1998 06 23
1650, 2022	Fees and Charges amendment	2022 02 24
1695, 2023	Fees and Charges Amendment	2023 03 23
1744, 2024	Fees and Charges Amendment	2024 03 21

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NOT FOR LEGAL PURPOSES

**FRASER VALLEY REGIONAL DISTRICT
BYLAW NO. 0236, 1998**

**A bylaw to establish and regulate the fees, charges, terms and conditions under which
sewage may be collected and treated in the North Bend Sewer System Local Service Area
within Electoral Area A**

WHEREAS the Regional Board is authorized under Section 816(1)(c) of the *Municipal Act*, to impose fees and other charges, by bylaw, for the purpose of recovering the annual costs of a local service area;

AND WHEREAS the Regional Board deems it desirable to establish the terms and conditions under which sewage may be collected and treated in the North Bend Sewer Local Service Area located in Electoral Area A;

NOW THEREFORE BE IT RESOLVED THAT, the Board of Directors of the Fraser Valley Regional District, in open meeting assembled, enacts as follows:

CITATION

1. This bylaw may be cited for all purposes as the *Fraser Valley Regional District North Bend Sewer System Fees and Regulations Bylaw No. 0236, 1998.*

DEFINITIONS

2. In this bylaw, unless the context otherwise requires:

Application for Sewer Service means those certain documents attached hereto as Schedules B, B-1 and B-2

Building Service Line means the piping which conducts sewage from a building, between the exterior boundary of the parcel and the building upon said lot in which the sewage is generated

Commercial means any connection servicing buildings other than a single residence

Fees and Other Charges means those fees and charges attached hereto as Schedule A, B, C-1 and C-2

Inspector means any person appointed by the Regional Board as Inspector for the purposes of administering and enforcing this bylaw

Owner means any person who is the owner of real property situated inside the boundaries of the North Bend Sewer System as amended from time to time, or any other person authorized in writing by the owner to represent the owner, including but not limited to a person, firm or corporation

Parcel means a lot, block or other area of real property situated inside the boundaries of the North Bend Sewer System to which a sewer service connection is made

Person means any individual, firm, company, association, society, partnership, corporation or group of such number and gender as the context and facts may require

Sewer System means the Sewage Collection and Treatment System established pursuant to the *Sewage Collection and Treatment System Local Service Area Establishment Bylaw No. 919, 1990* and amendments thereto

Regional District means the Fraser Valley Regional District as incorporated under the *Municipal Act*, or the geographical area within its boundaries, as the context so requires

Sewer Service Connection means a pipe connection and other appurtenances which are intended to convey sewage from the boundary of a parcel to a public sewer collector

Sewer Service Connection Permit means those certain documents which are attached hereto as Schedules C, C-1 and C-2

Sewer Service Main means that pipe installed within a public right of way for sewage collection

Sewer Stop Work Notice means that certain document attached hereto as Schedule E

AREA OF APPLICATION

3. This bylaw applies to all owners of all real property situated inside the boundaries of the North Bend Sewer System Local Service Area.

PENALTIES

4. Every person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw is guilty of an offence against this bylaw and liable to the penalties hereby imposed. Each day that a violation continues to exist shall constitute a separate offence hereunder.
5. Every person who commits an offence against this bylaw is liable to a fine and penalty of not more than Two Thousand Dollars (\$2,000.00) and not less than Two Hundred Dollars (\$200.00) for each offence, and in default of payment thereof, forthwith or within such time as the presiding Provincial Court Judge or Justice of the Peace shall direct, the fine imposed shall be recoverable under the provisions of the *Offence Act R.S.B.C. 1996 Chapter 338*, and any and all amendment thereto.

PROHIBITION

6. Except an emergency or exigent circumstance, every person commits an offence contrary to the provisions of this bylaw who:
 - a. connects into or makes any Sewer Connection to a Collection System, without the prior written consent of the Inspector;
 - b. connects or allows a Sewer Service Connection to be made or permits a Sewer Service Connection to continue to exist without first obtaining a Sewer Service Connection Permit to do so from the Regional District;
 - c. fails to obtain an inspection where an installation is required to be inspected;
 - d. covers any part of any pipe or of any fitting used for a Sewer Service Connection before it is inspected and approved by the Inspector;
 - e. alters or tampers with any of the Sewer System works or services located within any street, parcel or right-of-way located therein, without prior written consent of the Inspector;
 - f. obstructs or prevents the Inspector from administering and enforcing any and all of the provisions of this bylaw;
 - g. acts, or fails to act in any manner whatsoever which causes damage to the North Bend Sewer System;
 - h. act, or fails to act in any manner whatsoever which causes or contributes to the contamination of the North Bend Sewer System by depositing materials restricted under the *Hazardous Materials Act*;
 - i. installs or connects any pipe or any other fitting required for any Sewer Service Connection or Building Service Line at a depth of less than 1.2m of earth fill;
 - j. contravenes any provision of this bylaw.

POWERS OF THE REGIONAL DISTRICT

7. The Regional District shall appoint an Inspector to carry out the provisions of this bylaw.
8. The Regional District may;
 - a. limit the number of Sewer Service Connections to the North Bend Sewer System;
 - b. disconnect the sewer service to any parcel in accordance with this bylaw;
 - c. refuse any Sewer Service Main extension or enlargement if such extension or enlargement may jeopardize the service to those users and parcels already connected to the North Bend Sewer System;
 - d. require an applicant for a Sewer Service Connection to uncover any part of any pipe or fitting used in such connection which was covered before it was inspected and approved by the Inspector.

POWERS AND DUTIES OF THE INSPECTOR

9. The Inspector shall retain the following records in accordance with any and all relevant bylaws of the Fraser Valley Regional District and any and all relevant statutes, codes, regulations and other legislation enacted by the Province of British Columbia;
 - a. any Application for Sewer Service received;
 - b. any Sewer Service Connection Permit issued;
 - c. any Sewer works Stop Work Notice issued;
 - d. any inspection reports;
 - e. any test results; and
 - f. any and all relevant papers and documents connected with the administration of this bylaw.

10. The Inspector may;
 - a. enter a structure at any time for the purpose of administering or enforcing this bylaw, but where any dwelling or structure to be entered is occupied, the Inspector shall first either obtain the consent of the occupant or provide written notice to the occupant twenty-four (24) hours in advance of inspection;
 - b. issue a Sewer works Stop Work Notice in accordance with the provisions of this bylaw;
 - c. issue a Sewer Service Connection Permit or refuse an Application for Sewer Service Connection in accordance with the provisions of this bylaw;
 - d. disconnect the sewer service to any premises in accordance with the provisions of this bylaw or any other bylaw of the Regional District; and
 - e. determine, where specialized knowledge is required, that a Professional Engineer or Applied Science Technologist registered in the Province of British Columbia and competent in the area of sewage collection and treatment, prepare and sign all drawings, specifications and plans and supervise construction of any such installation or Sewer Service Connection.

APPLICATION FOR SEWER SERVICE

15. No person shall connect to the North Bend Sewer System without the prior written consent of the regional District and without making payment of same in accordance with the terms of this bylaw.

16. A separate Application of Sewer Service shall be made for any and all extension of service to an existing sewer service connection.

17. Where there is an existing Sewer Service Stub, an Application for Sewer Service shall:
 - a. be made in the form of Schedule C attached hereto;
 - b. be accompanied by the fee set out in Schedule A to this bylaw; and

- c. contain any and all information necessary to establish compliance with the British Columbia Plumbing Code, this bylaw or any other bylaw of the Regional District.
18. Where there is no existing Sewer Service Stub or where a change in the location of the Sewer Service Connection is requested, an Application for Sewer Service shall:
- a. be in the form of Schedule C-1 attached hereto;
 - b. be accompanied by the fee set out in Schedule A to this bylaw;
 - c. include as an exhibit, copies of the specifications and scale drawings of the following
 - 1) the legal description of the area of land to be served by the Sewer Service Connection, including the location of:
 - (a) the Sewer Service Stub;
 - (b) the Building Service Line;
 - (c) all buildings, structures and other installations requiring or related to the sewer service;
 - (d) all septic system installations, sewer pipes, drains and other underground pipes, wires or cables;
 - (e) depth of the Sewer Service Connection and Building Service Line; and
 - (f) contain all other information necessary to establish compliance with the British Columbia Plumbing Code, this bylaw or any other bylaw of the Regional District.
19. Where a Sewer Service Connection larger than 100mm is required;
- a. an Application for Sewer Service shall be made in the form of Schedule C-2 attached hereto and shall furthermore contain any and all information necessary to establish compliance with the British Columbia Plumbing Code, this bylaw or any other bylaw of the Regional District;
 - b. the sewer service connection shall be installed at the owner's expense;
 - c. the owner shall pay any and all required fees and charges in accordance with Schedule A hereto;
20. Where an Application for Sewer Service has been made under this section and it is found that there is no Sewer Collector adjacent to the applicant's parcel, the applicant shall have the option of:
- a. paying in advance for such works, installations or any other costs as may be required to extend the North Bend Sewer System, as a condition precedent to the approval of the Application for Sewer Service, or
 - b. accepting a refund in full of any monies paid at the time of Application for Sewer Service.
21. Where an Application for Sewer Service has been made under this section the Regional District shall in every case determine the location and size of a Building Service Line to be used, having first given due consideration to any specific request.

22. Where an Application for Sewer Service has been made under this section and where a specific size of Sewer Service Connection and or Building Service Line has been requested, and where the Regional District cannot readily supply such sewer service, the applicant shall have the option of:
- a. paying in advance the estimated cost of upgrading the Sewer Collector(s) or other works, as the case may be, the balance owing or the difference to be remitted to meet the requested specifications according to the Regional District's estimated cost as a condition precedent to the approval of the Sewer Service Connection Permit; or
 - b. accepting a refund in full of any monies paid at the time of Application for Sewer Service.

ISSUANCE OF A SEWER SERVICE CONNECTION PERMIT

23. Where:
- a. an Application for Sewer Service has been made; and
 - b. the proposed work set out in the application is approvable under this bylaw and conforms with this and all other bylaws of the Regional District and the British Columbia Plumbing Code; and
 - c. the applicant for a Sewer Service Connection has paid the fee prescribed and as set out in Schedule A,
- the Inspector shall issue a Sewer Service Connection Permit for which the Application for Sewer Service has been made.

DISCONNECTION AND RECONNECTION

24. When any Building Service Line is abandoned, it shall be sealed off by the Regional District and for such service, the Regional District shall be entitled to demand and receive the fees as outlined in Schedule A of this bylaw.

Where an owner seeks to reconnect a Building Service Line, the owner shall make an Application for Sewer Service and shall otherwise comply with the terms of this Bylaw.

CALL FOR INSPECTIONS

25. The entire Building Service Line between the Sewer Service Stub and the residence must be inspected by the Inspector and to the Inspector's satisfaction before authorized to make the final Sewer Service Connection.
26. A person must give the Inspector at least two (2) working days notice of a request for an inspection and the Inspector shall use his best effort to undertake an inspection within a reasonable time thereafter.

SEWER WORKS STOP WORK NOTICE

27.

- a. Where an owner undertakes the construction and/or installation of any Building Service Line, Sewer Service Connection or any other works (collectively referred to as "sewer works"), which in whole or part;
 - i. contravenes the British Columbia Plumbing Code, this or any other bylaw of the Regional District;
 - ii. contravenes the specifications of the plans submitted with the Application for Sewer Service;
 - iii. are being constructed without a Sewer Service Connection Permit having been issue by the Inspector, or
 - iv. are being constructed and/or installed in such a manner that represents a hazard to the health and safety of persons on the North Bend Sewer System,

the Inspector may issue a Sewer works Stop Work Notice, which by its terms shall give the owner fourteen (14) days to remediate the construction and/or installation of the sewer works. The Inspector shall post the Sewer works Stop Work Notice at the site and shall deliver a copy of same to the owner in accordance with the terms of this bylaw.

- b. Where a Sewer works Stop Work Notice has been issued, no person shall continue the construction and/or installation of any sewer works in contravention of the notice. Where sewer works are continued in violation of this section, the owner shall be subject to penalties and/or sewer shut-off in accordance with this bylaw.
- c. Where a Sewer works Stop Work Notice has been issued, the Inspector may require the owner to make a separate Application for Sewer Service Connection in order to comply with the terms of the notice.
- d. Notwithstanding the provisions of this section, where a person acts in such a manner or where there are exigent circumstances which represent a hazard to the health and safety of any user of the North Bend Sewer System, the Inspector may issue a Sewer works Stop Work Notice which by its terms shall cause the immediate suspension of any and all sewer works.
- e. A Sewer works Stop Work Notice shall not be lifted until the violation has been corrected to the Inspector's satisfaction. Once the violation has been corrected, the Inspector shall issue a new Sewer Service Connection Permit.

SEWER DISCONNECT NOTICE

28.

- a. Where:
 - i. In the opinion of the Inspector, hazardous materials or other materials detrimental to the sewage collection or treatment system is being deposited in the sewer system, the inspector may issue a shut-off notice.

- ii. In the opinion of the Inspector, any Sewer Service Connection, Building Service Line, pipe fitting or fixture (collectively referred to as "sewer works") contravenes the requirements of the British Columbia Plumbing Code, this bylaw or any other bylaw of the Regional District;
- iii. In the opinion of the Inspector, any "sewer works", construction, installation or excavation associated with the North Bend Sewer System represents a hazard to the health and safety of persons on the system;
- iv. Where a person fails to comply with the terms of a Sewer works Stop Work Notice,

the Inspector may issue a Sewer Disconnect Notice, which by its terms shall give the owner fourteen (14) days to remediate the violation. The Inspector shall post the Sewer Disconnect Notice at the site and shall deliver a copy of same to the owner in accordance with the terms of this bylaw.

- b. Where the terms of the Sewer Disconnect Notice have not been satisfied and the owner has been duly notified, the Inspector may cause the sewer to be disconnected at the Sewer Service Stub.
- c. Notwithstanding the provision of this section, where a person acts in such a manner or where there are exigent circumstances which represent a hazard to the health and safety of any user of the North Bend Sewer System, the Inspector may cause the sewer to be immediately disconnected without notice.
- d. For so long as the Sewer Disconnect Notice is in effect, no person shall reconnect the sewer in contravention of the notice. Where the sewer is reconnected in contravention of this section, the owner shall be subject to penalties in accordance with this bylaw.
- e. A Sewer Disconnect Notice shall not be lifted until the violation has been corrected to the Inspector's satisfaction. Once the violation has been corrected, the Inspector shall issue a new Sewer Service Connection Permit.

FEES AND OTHER CHARGES - TERMS AND CONDITIONS OF PAYMENT

- 29. Where applicable, the fees and other charges set forth under Schedule A hereto, are hereby imposed upon all owners of real property situated inside the boundaries of the North Bend Sewer System as may be amended from time to time.
- 30. All user fees and charges shall be billed semi-annually in arrears by the Regional District and shall be due and payable upon receipt thereof.
- 31. All user fees and charges which remain unpaid after 31st December in each year will be subject to recovery as authorized by Section 824(1) 599(3) of the *Municipal Act*.
- 32. Non-receipt of a utility billing by the owner will not exempt the owner from paying for the sewer service received.

33. Any person paying fees and other charges for the provision of sewer services from the North Bend Sewer System shall be liable for the payment of same until the Regional District is notified in writing of the person's intent to discontinue the use thereof.

EFFECTIVE DATE OF BYLAW

34. The fees, charges, terms and conditions contained herein shall be effective from the date of adoption of this bylaw.

NOTICE

35. Whenever it is a requirement of this bylaw that the Regional District deliver or serve notice on any person or party, any such notice will be conclusively deemed valid when served or delivered;
- a. On the date of personal delivery where personally delivered;
 - b. When received by the addressee at the address shown on the assessment roll of the parcel as of the date of mailing on the seventh (7th) business day following the mailing of same by pre-paid registered mail at any Canada Post Office.

PARTIAL INVALIDITY

36. If any section, subsection, sentence, clause, or phrase in this bylaw is for any reason held to be invalid by a decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of the bylaw.

PARTIAL INVALIDITY

37. In this bylaw, wherever the singular or masculine is used, it will be construed as if the plural, feminine or neuter, as the case may be, had been used where the context of this bylaw so requires.

INCORPORATION

38. The Schedules attached hereto form and constitute an integral part of this bylaw.

READ A FIRST TIME THIS 23rd day of June

READ A SECOND TIME THIS 23rd day of June

READ A THIRD TIME THIS

23rd day of June

ADOPTED THIS

23rd day of June

**FRASER VALLEY REGIONAL DISTRICT
North Bend Sewage Collection and Treatment
Fees and Regulations Bylaw No. 0236, 1998**

Schedule A

SEWER SERVICE CONNECTION FEES

1. Existing Sewer Service Stub which is of adequate size for the use intended and is located at or immediately abutting the boundary of the parcel which is the subject of an Application for Sewer Service:

\$2500.00 Basic Connection Fee

\$75.00 Inspection Fee

\$2575.00 TOTAL COST OF CONNECTION
2. No Existing Sewer Service Stub on an existing Sewer Collection Main:
 - a. The Sewer Service Connection will be installed at the owner's expense.
 - b. rates in 1. above apply
3. No existing Sewer Collection Main adjacent to the parcel which is the subject of an Application for sewer Service:
 - a. Sewer Collector Main will be extended at the owner's expense.
 - b. The Sewer Service Connection will be installed at the owner's expense.
 - c. rates in 1. above apply
4. Sewer Service Connection larger than 100mm:
 - a. The Sewer Service Connection will be installed at the owner's expense.
 - b. Basic Connection fee will be apportioned to the residential connection of \$2500.00
 - c. \$75.00 inspection fee.
5. The applicant property is not within the Local Service Area, other bylaws may pertain.
6. To seal off and disconnect an abandoned Sewer Service Connection:
 - a. The disconnection will be made at cost at the owner's expense.
 - b. \$75.00 inspection fee per disconnection.

**FRASER VALLEY REGIONAL DISTRICT
North Bend Sewage Collection and Treatment
Fees and Regulations Bylaw No. 0236, 1998**

Schedule B

NORTH BEND SEWER USER FEES

Category of User	Semi-Annual Charge	
Residential	\$184.87	Billed in advance
Commercial	\$1.32/cubic metre	Based on metered water consumption billed semi-annually

**FRASER VALLEY REGIONAL DISTRICT
North Bend Sewage Collection and Treatment
Fees and Regulations Bylaw No. 0236, 1998**

Schedule C Application for Sewer Service - Existing Sewer Service Stub

Schedule C - 1 Application for Sewer Service - No Existing Sewer Service Stub or Change in Location of Sewer Service Connection

Schedule C - 2 Application for Sewer Service - Sewer Connections Larger than 100mm

Schedule D Sewer Disconnection Notice

Schedule E Sewer Works Stop Work Notice