

BYLAW 13-2023

A BYLAW TO AUTHORIZE ACCESS TO AND USE OF LAGOONS WITHIN THE MUNICIPAL BOUNDARIES OF THE RESORT VILLAGE OF CANDLE LAKE.

WHEREAS, under the authority of Section 33(1) of the Municipalities Act, 2005, the Village may by by-law establish a public utility to provide for the collection and disposal of sewage.

NOW, THEREFORE, the Council of the Resort Village of Candle Lake duly assembled enacts as follows:

SECTION 1

1.1 That the system for access and use of lagoons within the Corporate Limits of the Resort Village of Candle Lake shall be operated in the manner herein set forth.

SECTION 2 - DEFINITIONS

2.1 For this By-Law the following terms, phrases, words and their derivations shall have the meanings given herein.

- a) "Administrator" means the person appointed as Administrator pursuant to Section 111 of *The Municipalities Act*.
- b) "Authorized Agent" means a bylaw officer, administrator or maintenance manager of the Resort Village.
- c) "Commercial Hauler" means any business that is hauling domestic waste by truck that is registered with the Province of Saskatchewan to do business in the Province either as a Corporation - for profit or non-profit, co-op, sole proprietorship or partnership and with evidence of liability insurance of no less than two million dollars (\$2,000,000.00), "and WCB clearance unless exempted".
- d) "Council" - The Mayor and Councillors of the Resort Village elected pursuant to the provisions of *The Local Government Election Act, 2015*.
- e) "Description" shall mean the type of liquid waste being collected and disposed of.
- f) "Lagoons" shall mean the Resort Village east lagoon and/or west lagoon.
- g) "Lower ramp" shall mean the lower ramp at the east lagoon.
- h) "Non-resident property" shall mean any property that is not located within the boundaries of the Resort Village.
- i) "Permit" means a permit issued by the Resort Village and/or by the Province of Saskatchewan and its appropriate provincial agency having jurisdiction.
- j) "Person" shall mean an individual, firm, company, association, society, corporation or group.
- k) "Resort Village , RVCL or Village" shall mean the Resort Village of Candle Lake, its Council and any other authorized personnel.
- l) "Sewage" shall mean liquid domestic sewage, defined as any remains or by-products which contain animal, mineral or vegetable matter in solution or suspension.
- m) "Sewage Access Permit" shall mean a permit issued by the Resort Village authorizing access to and use of the lagoons.
- n) "Sewage Collection System" shall mean the lagoons owned and operated by the Resort Village or any private utility that is connected to the Resort Village lagoons.

- o) "Sewage Utility" means any individual development or centralized sewage collection network that is directly connected to the lagoon by a pipe or other form of transmission that does not rely on truck transport.
- p) "Stored" means a period of time that is excess of four hours.
- q) "Upper ramp" shall mean the elevated ramp at both the east and west lagoon.
- r) "User" shall mean any connection from which flow occurs into the Wastewater Collection System including residential, commercial and industrial connections.
- s) "Volume" shall mean the quantity of wastewater discharged by a user into the Wastewater Collection System in a given period.
- t) "Waste Manifest" means documentation accompanying deliveries of hauled wastewater by hauled wastewater permit holders.
- u) "Wastewater" means domestic sewage and may include industrial wastewater.
- v) "Vacuum Truck" is a tank truck with a heavy-duty vacuum designed to pneumatically load solids, liquids, sludge or slurry through suction lines.

SECTION 3 - ADMINISTRATION

3.1 The Resort Village and such other person or persons coming within the definition of the authority having jurisdiction shall be responsible for administering this Bylaw.

3.2 The Council shall be responsible for granting permission for access to and the use of lagoons for the purpose of the Commercial Hauler obtaining a permit from the Province of Saskatchewan.

3.3 The Administrator will be responsible for issuing the Sewage Access Permit upon approval of the Council.

3.4 The Resort Village, through a Council resolution, may suspend or revoke a Sewage Access Permit in the event that this Bylaw is not complied with.

3.5 Nothing in this Bylaw relieves any person from complying with any provision of any Federal or Provincial legislation, regulation or code or requirement of any Bylaw of the Resort Village and including any weight restrictions imposed under the *Highway Traffic Act* or any restrictions imposed by the Resort Village.

SECTION 4 – PERMITS AND AUTHORIZATIONS

4.1 The Resort Village has the right to deny the acceptance of sewage and all other effluent that may not conform to the requirements of the Permit to Operate a Sewage Works as issued by the Saskatchewan Water Security Agency.

4.2 The Resort Village, at its discretion, may require a Commercial Hauler or Sewage Utility to provide sample testing prior to depositing any liquid domestic waste at the lagoon if, in the opinion of the Resort Village, the effluent being hauled may contain materials and chemicals that are deemed to be hazardous or dangerous to the environment.

4.3 The Commercial Hauler or Sewage Utility shall be responsible for all costs relating to performing the required tests and submitting analysis information to the Resort Village for review.

4.4 No Commercial Hauler or Sewage Utility shall be authorized to access and dispose of sewage in the Sewage Collection System without a current Sewage Access Permit as defined by the Resort Village from time to time.

4.5 Approvals that are granted shall expire at the end of each calendar year and are required to be renewed annually.

4.6 No person shall be granted a permit for access and use of the Sewage Collection System that is not a Commercial Hauler or Sewage Utility.

4.7 No Commercial Hauler shall have access to or use the Sewage Collection System without a valid permit to transport and dispose of liquid domestic sewage, as issued by the Province of Saskatchewan.

4.8 Each and every truck discharge to the Sewage Collection System by a Commercial Hauler shall be accompanied by a Waste Manifest duly completed and signed by the permit holder or his representative. Such manifest shall be in a form approved by the Resort Village.

4.9 Commercial Haulers shall provide the Resort Village with the following records on a monthly basis:

- a) the description and volume of Sewage picked up; and
- b) the description and volume of Sewage disposed of and the location of disposal; and
- c) records of any environmental sampling, analysis or monitoring that has been conducted.

4.10 Septic Utilities shall meter all sewage disposed into the collection system in a manner acceptable to RVCL, and provide a monthly report to the Resort Village defining the volume of Sewage disposed and any records of any environmental sampling, analysis or monitoring that has been conducted. The Sewage Utility shall provide upon request, any additional reports required by the Resort Village for the operation of the Sewage Collection System.

4.11 This permit is only valid for vehicles/equipment owned or leased by the permit holder and operated by the owner(s) or employees and is not transferable. Upon request, the permit holder must produce proof of the aforementioned such as ownership papers or employee pay slips.

SECTION 5 - MINIMUM EQUIPMENT REQUIREMENTS AND METHOD OF DISPOSAL

5.1 Vacuum trucks will be the only equipment that may be used to by Commercial Haulers to access and use the lagoons.

5.2 Any tank used for transporting sewage shall be constructed so as to:

- a) be watertight;
- b) prevent spillage or leakage during loading, transportation and unloading;
- c) reduce surge during transport; and
- d) withstand all pressures to which it is subjected under operating conditions.

5.3 All pumps, pipes, hoses, valves, joints, caps, plugs and other equipment used to contain or convey sewage during loading, transportation or unloading shall be appropriately designed, constructed, maintained and operated to be watertight so as to prevent spillage or leakage.

5.4 All equipment shall be regularly and properly maintained by the Commercial Hauler or Sewage Utility to ensure dependable performance.

5.5 Tanks and other equipment used for the loading, transportation and unloading of sewage shall be constructed so as to be easily cleanable and maintained in a clean condition when not in use or when used otherwise.

5.6 Sewage shall be or vacuumed directly into the transport tank in a manner which prevents spillage.

5.7 Sewage shall be transported in a manner which prevents leakage or spillage so as not to endanger the environment or the health and welfare of persons.

5.8 Transported sewage shall be discharged only into an approved wastewater treatment system and subject to permit conditions established in accordance with subsection 14(4) of *The Municipal Refuse Management Regulations*, and policies and procedures established by the Resort Village from time to time.

5.9 The Commercial Hauler shall be responsible for cleaning the area surrounding the discharge location after discharge has been completed.

5.10 Sewage shall not be discharged into the Sewage Collection System that will harm either the system or the wastewater treatment process; or be otherwise incompatible with the treatment process.

5.11 Sewage discharged into the Sewage Collection System shall meet all quality standards established by the Resort Village and the Provincial and Federal legislation.

5.12 When sewage transporting equipment is stored, maintained and/or cleaned in a garage or similar structure, the equipment shall be kept separate from any potable water delivery equipment.

5.13 No equipment or vehicles that are used in the transport of sewage shall be stored in a residential area.

5.14 Every vehicle, shall have signage on both sides that allows for easy identification. Should a sewage hauler have more than one vehicle, tank truck, or any other equipment used to transport sewage, then each shall be marked to allow for individual identification.

SECTION 6 – PROHIBITED ITEMS

6.1 The following shall not be discharged into the Sewage Collection System:

- a) Waste which causes or will cause an adverse effect;
- b) Car wash sediment;
- c) Any flammable liquid or explosive material;
- d) A solvent or petroleum derivative including but not limited to gasoline, naphtha, used oil, motor oil or fuel oil;
- e) Any matter, other than domestic wastewater, which by itself or in combination with another substance is capable of creating odors related to but not limited to hydrogen sulfide, carbon

disulfide, other reduced Sulphur compounds, amines or ammonia outside or in and around the wastewater collection system;

- f) Any pesticides or herbicides; or
- g) Wastewater containing materials which by themselves or in combination with other materials become highly colored and pass through the wastewater collection system discoloring the effluent.

6.2 Commercial Hauler(s) shall not haul sewage in a tank that has been used to transport a hazardous substance or a hazardous waste unless the tank used to transport a hazardous substance or a hazardous waste if that tank, after the hazardous substance or hazardous waste has been removed and;

- a) contains less than 0.1% of the original amount of hazardous waste substance as residue in the container; and
- b) if applicable, has all flammable vapors reduced to less than 10% of the lower explosive limit for that material: and
- c) Any tank used in transporting oil or similar products shall be adequately purged, flushed and/or cleaned to remove contaminants from the tank, prior to being used for the transportation of sewage.

SECTION 7 – RATES, PAYMENTS AND ACCESS

7.1 A Commercial Hauler granted approval to transport sewage to the Sewage Collection System from properties situated outside of the Resort Village shall collect and remit to the Resort Village, fees as set out in Schedule “A” of this Bylaw

7.2 All invoices must be paid by the within thirty (30) days of the date of issue.

7.3 Accounts for services that are outstanding and which remain unpaid within thirty (30) days from the date of issue may result in the Resort Village revoking access to the Sewage Collection System until the amount owing is paid in full.

SECTION 8 – PENALTY AND DAMAGE

8.1 If, at any time, the Resort Village or its authorized agents believe that any vehicle or equipment used by a Commercial Hauler is not in compliance with the terms of this bylaw, a written notice to the hauler transporting sewage to the lagoon, setting out the concerns that must be remedied before the hauler may return to use the Sewage Collection System and that the permit has been suspended. Written confirmation, from a qualified individual or business, setting out and confirming their qualifications to work on such equipment must be specified in the correspondence, as well a confirmation that there are no defects to the equipment. This correspondence must be provided before the permit is re-instated. A verbal warning will be issued followed by a written order letter.

8.2 Any Commercial Hauler or Septic Utility found guilty of an infraction of any provision of this Bylaw including hauling without a valid permit, as issued by the Resort Village, or found to depositing hazardous or environmentally sensitive waste without proper authorization shall be shall be liable to penalties provided in the General Penalty Bylaw of not less than \$1000 for a first offence and revocation of permit for a second offence occurring within 6 months of the issuance of the first offence in the Resort Village.

8.3 Any Commercial Hauler or Septic Utility found to be responsible for damages to the lagoon will be required to cover the costs of repair, and could potentially be evicted from using the facility.

SECTION 9 - SEVERABILITY

9.1 A decision of the court that one or more of the provisions of this Bylaw are invalid in whole or in part does not affect the validity, effectiveness, or enforceability of the other provisions or parts thereof with respect to this Bylaw.

SECTION 10 – REPEAL AND COMING INTO FORCE

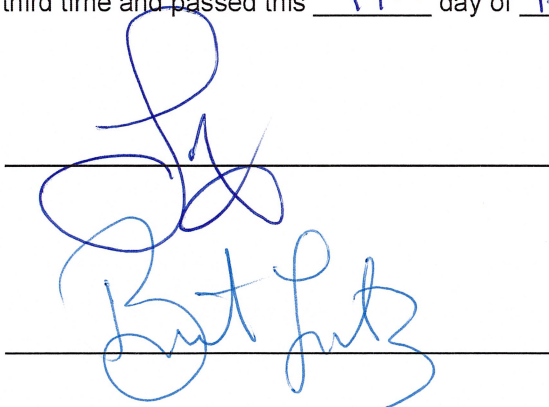
10.1 Bylaw 06-2015 as amended by Bylaw 06-2017 is hereby repealed following the lawful adoption of this bylaw.

10.2 This Bylaw shall take effect and come into force upon the date of final passing by the Council.

Introduced and read a first time this 17th day of Aug., 2023

Read a second time this 17th day of Aug., 2023.

Read a third time and passed this 17th day of Aug., 2023.



Mayor

Chief Administrative Officer

“SCHEDULE A” OF BYLAW X-2023

RESORT VILLAGE OF CANDLE LAKE

1. Non-resident Sewage Utility Rate – \$0.045 per litre to be applied to all Commercial Haulers based on the monthly records submitted.

The rates, charges, tolls or rents contained in this bylaw shall come into effect on the day of approval being issued by the Local Government Committee.