

**TOWN OF BRUDERHEIM  
BYLAW NUMBER 03-2018**

**A BYLAW OF THE TOWN OF BRUDERHEIM, PROVINCE OF ALBERTA,  
RESPECTING WATERWORKS, SEWERS, AND PLUMBING.**

WHEREAS under the provisions of the Municipal Government Act, RSA 2000, c. M-26, and amendments thereto, Council may enact bylaws with regard to the use and control of all public waterworks, and sewage disposal works within the boundaries of the Town of Bruderheim.

WHEREAS it is deemed necessary and expedient to establish a system of waterworks for the Town of Bruderheim and to set out the terms, costs and charges, upon which the service will be provided.

NOW THEREFORE the Council of the Town of Bruderheim, duly assembled, enacts as follows:

**SHORT TITLE:**

This Bylaw may be referred to as "The Utility Bylaw".

**SECTION 1 – DEFINITIONS**

- 1.1 "Account" means an agreement between an Owner and the Town of Bruderheim for the supply of Utility Services.
- 1.2 "Applicant" means an Owner who applies to the Town for the provision of a service to a property.
- 1.3 "Authorized Employee" means any employee of the Town of Bruderheim authorized for the purpose of providing sewer or water service.
- 1.4 "Bylaw Enforcement Officer" shall mean a Person duly appointed by Council and authorized to issue tickets pursuant to this Bylaw.
- 1.5 "c.c." refers to a service control cock or a service corporation cock or a service control valve
- 1.6 "Commercial Facilities" includes stores, warehouses, commercial, and institutional facilities, but does not include industrial facilities.
- 1.7 "Consumer" shall be understood and construed as the owner of the lands and premises in, on or at which any municipal utility service pipes are installed by the Town.
- 1.8 "Council" shall mean the Council of the Town of Bruderheim.
- 1.9 "Dwelling" means any building occupied for residential purposes.
- 1.10 "Fees and Charges Bylaw" means the Town's "Fees, Rates & Charges for Services Provided by the Town" Bylaw, as amended from time to time.
- 1.11 "Householder" means any Person who owns or occupies any Dwelling or place of resident, but does not include a boarder, roomer or lodger therein.
- 1.12 "Municipal Agent" shall mean the Person or Persons appointed by the Council for the purpose of collecting and disposing of Waste.
- 1.13 "Multi-Family Dwelling" shall mean a building or buildings which are intended to be occupied as a resident by more than two Persons living independently of one another in the same or a separate building, and shall include apartments, hotels,

motels, boarding houses, rooming houses, row housing, and also includes any suite of rooms in any building containing Commercial Facilities.

- 1.14 "Owner" means any Person who is registered under the Land Titles Act as the Owner of the land.
- 1.15 "Person" includes a firm, corporation, owner, occupier, lessee or tenant.
- 1.16 "Proprietor" shall mean the owner or occupant of Commercial Facilities and Multi-Family Dwellings.
- 1.17 "Sewer Service Line" means the line from the building to the main in the street.
- 1.18 "Street Main" means the portion of land on which any sewer and/or water main is laid for the service of more than one service.
- 1.19 "Town" shall mean the Town of Bruderheim.
- 1.20 "Utility Services" shall mean those services associated with the provision of water distribution, sanitary sewer collection and treatment.
- 1.21 "Water Service Line" means the line from the building to the main in the street.

## **SECTION 2 – WATER WORKS**

### **2.1 TAPPING WATER MAINS**

- 2.1.1 No Person, without first having obtained a permit to do so, shall make connection or communication whatsoever with any of the public pipes or mains. The applicant for said permit shall be totally liable for any damage caused while making such connections, and also shall provide adequate safety provisions during said construction.
- 2.1.2 No permit will be issued to any Person except licensed plumbers or Authorized Employees of the Town.
- 2.1.3 The permit fees shall be paid as outlined in the Fees & Charges Bylaw.
- 2.1.4 All water service pipes laid in private property between the property line and the water meter shall be of the same material as the service pipe in the street between the water main and property line and the meter.

### **2.2 METERS**

- 2.2.1 All residential dwelling construction after date of final passing of this Bylaw shall provide on the outside of the building, in a convenient location between five feet and six feet above grade at the front or side of the building nearest the driveway, a place for installation of a remote reading device by the Town.
- 2.2.2 Every meter and water reading equipment installed on any service by the Town shall remain the property of the Town and is installed on the understanding that the Owner, Consumer or Householder shall give every facility for the introduction, placing, inspection, and reading of such meter, and shall protect it from interference or injury by frost or otherwise, and shall be liable for any damage which may occur to the meter or equipment.
- 2.2.3 Any Person permitting any meter to be damaged by frost or otherwise shall be liable for all costs incurred in the repair of said meter. Repair costs shall be the actual cost of repair of the meter.
- 2.2.4 The Town may install a meter on any service whether the Owner is to be supplied with water under the meter rates or not, and may refuse to supply or to continue to supply water to any premises whatsoever unless the Owner requiring the water shall sign an agreement to take, use and pay for the water

according to the rates provided for that purpose together with any deposits that may be required.

2.2.5 The Owner of the premises shall make application for lease of a water meter and shall be required to pay a meter fee at a rate set out in the Fees & Charges Bylaw before the water is turned on.

2.2.6 No person shall construct or alter a water line connection so as to bypass a water meter.

## **2.3 METER READING**

2.3.1 All meters shall be read bi-monthly.

2.3.2 If a water meter reading cannot be obtained during the regular reading schedules, the meter reader will leave a card at the door, which can be filled in with the correct meter reading by the consumer and returned to the Town Office within three (3) days. Failing to get a reading, the meter reader may make not more than one call back to any customer, and if the reading is still not obtainable, the Town may estimate the amount of water consumption for that consumer and invoice according to the estimated reading.

2.3.3 If the meter reader is unable to enter the property to read the meter due to vicious dogs, a special appointment may be arranged pursuant to Section 2.3.4.

2.3.4 Where a reading cannot be obtained during regular schedules, the Department may arrange a special reading by appointment, at a cost set out in the Fees & Charges Bylaw.

2.3.5 If any meter has failed to register accurately since the last reading, the water rate for the said period shall be adjusted and charged on the basis of the average charge for water supplied to the said premises during the preceding calendar year or such shorter period as may be available.

2.3.6 Should any Person claim a meter is not working properly and is over reading, said Person shall deposit with the Town a fee as set out in the Fees & Charges Bylaw. The meter will then be removed from service and given a proper bench test. Should the said meter be found to over read by more than two (2) percent, the said Person shall be refunded the deposit. Any meter which meets the requirements previously stated shall be considered adequate, and the said Person shall forfeit the said deposit to the Town to cover the costs of removal and testing of said meter. All conveniences during business hours shall be afforded the said Person to witness meter tests. Should the meter be found to over read or under read by more than two (2) percent, the rates charged for the preceding town meter reading periods will be adjusted by the same percentage as the meter was found to be in error, providing however, that no rate shall be reduced below the minimum rate normally charged. The water meter will be recalculated, if found in error of more or less than two (2%) percent, as quickly as is possible.

2.3.7 Any Person interfering with or tampering with any meter seal, meter reading equipment or water shutoff equipment shall be liable to penalties as laid down in Section 6.4.1 of this Bylaw.

## **2.4 WASTE OF WATER.**

2.4.1 No Person shall waste any water supplied by the Town in any way whether by improper or leaky services pipes, fixtures or taps, or by permitting water to run to prevent taps or pipes from freezing, or otherwise, or by improper excessive use of water.

## **2.5 TURNING ON WATER**

- 2.5.1 After a construction, reconstruction, alternation or change, or the completion of any work requiring a permit, water shall not be turned on to any building or premises until after the whole of the work has been done to the satisfaction of the Safety Codes Officer. Water shall be turned on or off only by an Authorized Employee of the Town. A contractor operator, with expressed consent from an Authorized Employee, may turn water on or off but are fully responsible for the condition of the c.c. valve after a contractor operator has used the c.c. valve. An Authorized Employee will inspect the c.c. valve before and after a contractor operator has used the c.c. valve and the contractor operator will make all repairs deemed necessary due to their actions.
- 2.5.2 Where water is turned off and on for the purpose of reconstruction, alterations or change, such work shall only be done upon application to the Public Works Department and the prepayment of a fee as set out in the Fees & Charges Bylaw.

## **2.6 DISPOSAL OF WATER**

- 2.6.1 No Person being an owner, occupier, tenant or inmate of any house, building or other premises which are supplied with water for the water system shall vend, sell or dispose of water there from or give away, or permit the same to be taken or carried away, or use or supply it to the use or benefit of others, or to any other use or benefit, or shall increase the supply of water beyond that by the rating of the premises, or shall wrongfully or negligently waste any water.

## **2.7 RIGHT TO SHUT OFF WATER FOR INFRINGEMENT OF BYLAW AND OTHER CAUSES**

- 2.7.1 The Town may shut off the water supplied to the land or premises of any consumer who may be guilty of a breach of or non compliance with any of the provisions of this Bylaw and may refuse to turn on the water until satisfied and assured that Consumer intends to comply with the Bylaw.
- 2.7.2 The Town of Bruderheim hereby reserves the right to shut off the water without notice to the Consumer for any purpose that, in the opinion of the Town, it may be expedient to do so. It is hereby declared that no Person shall have any claim for compensation or damages as the result of the Town shutting off the water without notice or from the failure of the water supply from any cause whatsoever.
- 2.7.3 No Person shall interfere with, damage, or make inaccessible any curb stop due to the construction of walks, driveways or in any other way.
- 2.7.4 If it is required to make any repairs or construction changes due to the inaccessibility or damage to a curb stop, the owners of the property serviced by said curb stop shall be required to assume all costs involved.

## **2.8 WELLS AND OTHER SOURCES OF SUPPLY OF WATER**

- 2.8.1 No well or other sources of water except the Town water mains shall be in use for domestic consumption in the Town without a permit obtained from the Town for that purpose.
- 2.8.2 All Persons having charge of or being owners or occupiers of premises containing a well or other sources of supply water for domestic consumption other than the water mains of the Town may apply to the Town for a permit to use the water from such a well or other source of supply of water other than the water mains of the Town, and such application shall be accompanied by the payment of a fee as set out in the Fees & Charges Bylaw, and must be approved by the Alberta Health Services and the Safety Codes Officer. The applicant must also arrange that an analysis of the water in the well or other source of supply of water will be made to the satisfaction of the Alberta Health Services and before a permit is granted, the Alberta Health Services shall certify that such analysis has shown the said water to be suitable for domestic

consumption. The report of the Provincial Analyst shall be accepted as to the analysis of water. Upon complying with the provisions of this Bylaw, the applicant may be granted a permit to use the water in the said well or other source of supply water.

- 2.8.3 No such permit shall be granted in connection with any premises abutting on a street, avenue, lane or road upon which there is a Town water main unless the supply obtainable from such water main is inadequate.
- 2.8.4 If the use of any such well or other sources of supply of water is continued contrary to the provisions of this Bylaw forty-eight (48) hours after notice to discontinue the same has been given by the Town to the Owner or occupier of the premises, such well or other source of supply water may be declared to be a nuisance and dangerous to the public health or safety and shall be removed, filled up or otherwise abated.
- 2.8.5 Any such permit as aforesaid may be withdrawn by order of the Town at anytime without notice, and no Person shall use a well or other source of supply of water after a permit for use has been withdrawn.
- 2.8.6 No Person shall use a well or other source of supply of water except for the Town water mains for the purpose of watering lawns, gardens, flowers, shrubs, or trees without first having obtained a permit from the Town for this purpose.
- 2.8.7 All applications for such a permit shall be accompanied by the payment of a fee as set out in the Fees & Charges Bylaw, and the permit shall only authorize the use of the water hereinbefore mentioned and no pipes or appurtenances from such a source of supply of water shall be connected to or laid within the/a structure having a supply of domestic water.
- 2.8.8 No permit issued under this section shall give, or be construed to give the holder of said permit the right to sell or distribute water within the Town of Bruderheim.
- 2.8.9 INTERFERENCE WITH HYDRANTS AND VALVES**
- 2.8.10 Except as hereinafter provided, no Person other than an Authorized Employee shall open or close or operate or interfere with any valve, hydrant or fire plug, or draw water therefrom.
- 2.8.11 The District Fire Chief for the Town of Bruderheim, his assistants and officers, and members of that department, are authorized to use the hydrants or plugs for the purpose of extinguishing fires, for protection and for fire training practices, but all such uses shall be under the direction and supervision of the chief or his duly authorized assistants, and in no event shall any inexperience or incompetent Person be permitted to manipulate or control in any way any hydrants or plugs. The Town of Bruderheim Public Works department must be notified when the hydrants are being used for training practices and volumes of water used during the practices must be reported to the Director of Public Works.
- 2.8.12 No Person shall in any manner obstruct the free access to any hydrants or valve or curb stop, no vehicle, building, rubbish, or any other material and matter which would cause such obstruction shall be placed nearer to a hydrant than the property line of the street in which the hydrant is located, nor within five (5) meters of the hydrant in a direction parallel with the said property line. All curbs to a hydrant within five (5) meters shall be painted yellow.

## **2.9 WATER SERVICE LINE**

- 2.9.1 The Town shall assume the full responsibility and costs for any Water Service Line which may hereinafter be frozen between the property line and the street main, except when the freeze-up is due to discontinuance of water service for non-payment of fees, in which case the Owner shall be responsible. Any Water

Service Line frozen between the property line and the meter shall be the responsibility of the Owner of the said property.

- 2.9.2 Each service pipe must be provided with a stop and waste tap of a pattern approved by the Town, placed inside the outer wall of the premises for the use of the occupant of the premises in case of leaky fixtures, or when the premises are vacated, and such stop and waste tap shall be kept clear of all obstructions so that ready access may be had to same to shut off the water when occasion arises.

## **2.10 NO REDUCTION IN RATES**

- 2.11.1 No reduction in rates shall be made for interruption of the services on account of any service or main piping becoming frozen or out of order as the result of frost.

## **2.12 WATER FOR BUILDING PURPOSES**

- 2.12.1 No construction water is available until the meter service is installed.
- 2.12.2 Construction water for local improvements will be assessed in the Development Agreement.

## **2.13 BOILER SERVICE**

- 2.13.1 In all cases where boilers are supplied with water, the Town shall not be liable for any damage which may result to any Person or premises from shutting off the water main or service, or from failure of the water supply for any purpose or cause whatsoever, even when no notice is given, and no deduction from water bills be made in consequence thereof. All users of steam or hot water boilers are recommended to protect themselves by installing a storage tank, sufficient to provide at least a twelve (12) hour supply for each steam or hot water boiler.

## **2.14 WATER RESTRICTIONS**

When an emergency in the water supply occurs, the Town may restrict the use of water from the Town system. When said restriction is in effect, no Person shall water any lawns, gardens, streets, yards or grounds or use a hose or similar device to wash vehicles or the exterior of houses or other buildings during such times that may be fixed by an Authorized Employee, provided that notice of the times during which the use of water for the purpose specified herein is prohibited shall be given to the public in an announcement on the town message boards, through "social media" and/or public address system.

- 2.14.1 The foregoing restrictions do not apply to a Person using an ordinary sprinkling can or pail, where said water is used only for the watering of plants or shrubs.
- 2.14.2 An Authorized Employee, in fixing restrictions on the use of water for the purpose set out in this section, may vary the hours and days of use for different portions of the Town or may attach such other conditions as they deem necessary.
- 2.14.3 The Town shall have the right to discontinue water service to anyone who continues to violate Section 2.14.

## **SECTION 3 – SEWERS**

### **3.1 USE AND PROTECTION OF SEWER SYSTEM**

- 3.1.1 No Person shall throw, or leave in on or upon any Town sewer or any trap, basin, grating, manhole, or other appurtenance of any Town sewer, any butchers offal, garbage, litter, manure, rubbish, sweepings, sticks, stones, bricks, earth, gravel, dirt, mud, hay, straw, twigs, leaves, papers, rags, cinders, ashes, or refuse matter of any kind, except feces, urine, the necessary closet paper, waste water, and slops properly discharges through a house sewer into a Town sewer.

- 3.1.2 No Person shall permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the sewers, or other trade waste, or any waste steam, condensing water, heated water, or other liquids of a higher temperature than seventy five (75) degrees Celsius.
- 3.1.3 No Person shall make or cause to be made any connection with any Town sewer, or house drain, or appurtenance thereof for the purpose of conveying, or which may convey into the same any inflammable or explosive material, storm water, roof drainages cistern, or tank overflow, condensing or cooling water.
- 3.1.4 No Person shall discharge the contents of any privy vault, manure pit or cesspool, directly or indirectly into any municipal sewer or house drain connected therewith.
- 3.1.5 No Person, except duly Authorized Employees of the Town shall turn, lift, or remove any Town sewer manhole cover.
- 3.1.6 No unauthorized Person shall cut, break, pierce, or tap any Town sewer or appurtenance thereof, or introduce any pipe, tube, trough, or conduit into any Town sewer.
- 3.1.7 No Person shall interfere with the free discharge of any Town sewer, or part thereof, nor do any act or thing which may impede or obstruct the flow or clog up any Town sewer or appurtenance.
- 3.1.8 Any Authorized Employee or Safety Codes Officer shall have the right at all reasonable times to enter housed or other places which have been connected with the Town sewers, and facilities must be given him to ascertain whether or not any improper material or liquid is discharged in the sewers and he shall have the power to stop or prevent from discharging into the sewer system any private sewer or drain through which substances are discharged which are liable to injure the sewers or obstruct the flow of sewage.

### **3.1.9 INDUSTRIAL OR TRADE WASTE**

- 3.1.10 No waste or discharge resulting from any trade, industrial or manufactured process shall be directly discharged to any Town sewer without any previous treatment as shall be prescribed by the Town for each such case. The necessary treatment works so prescribed shall be completely installed by the Applicant at his expense, prior to the construction of the sewer connection and therefore shall be continuously maintained and operated by the Applicant.

### **3.2 GREASE TRAPS**

- 3.2.1 Grease traps of sufficient size and approved design shall be placed on the waste pipes of all hotels, restaurants, laundries, and such other places as the Town, under advisement, may direct.

### **3.3 SEWER CONNECTIONS**

- 3.3.1 No Person other than an Authorized Employee shall make any connections to, or shall cut or otherwise tamper in any way with a public or Town sewer without first having obtained a permit to do so. The applicant for the said permit shall be liable for any damage caused while making said connections and shall also be responsible for providing adequate safety facilities and signs during the time of construction.

### **3.4 BACKUP VALVES**

- 3.4.1 Where it is deemed expedient to prevent or reduce the flooding of basements or cellars connected to the municipal sewage system, the Town may require the owner to install and operate a suitable backwater valve or other mechanical device for the purpose of cutting off or controlling the connection between the sewage system and the cellar or basement.

- (a) Where the installation of said valve is required at the time of connection to the Town sewer system, the cost of installation shall be the responsibility of the owner or applicant.
- (b) Should the Town deem it expedient to require the owner of the property presently serviced by the Town sewer system to install a backwater valve, the said valve shall be installed by the Town at the actual cost of the valve.

### **3.5 APPLICATION FOR SEWER CONNECTION**

3.5.1 No drain or private sewer shall be connected to the Town sewer until the Owner thereof shall have obtained a permit for sewer connections. All applications for connection to the Town sewer must be made on the printed form furnished by the Town. The application must be filed in the Town Office together with the permit fee set out in the Fees & Charges Bylaw, and must be signed by the Owner of the property to be drained, or his authorized agent. Such application must be accompanied by a plan, which must meet with current engineering standards, showing in detail the contemplated connections, the exact location and

elevation thereof, and specify fully the character of the work to be done, the size of all pipes and the location and type of all fittings.

3.5.2 It shall be a condition of the granting of any application for a sewer connection that the Town or any of its employees shall not be liable for any damage whatsoever in nature caused, whether directly or indirectly, by such sewer connection and the applicant shall be responsible for backfill, surface replacement, safety, etc.

3.5.3 The Town may revoke or annul any permit that may have been granted to connect with the Town sewer if it shall find that any of the work is not being done in accordance with the provisions of this Bylaw, and the Person or Persons making such connections or their successors in interest shall have no right to demand or claim any damage in consequence of such permits being revoked or annulled.

3.5.4 A Person occupying any premises connected to a Street Main by a Sewer Service Line shall be required to keep the said Sewer Service Line in operational condition at all times and shall be fully responsible for the operation of the said Sewer Service Line.

### **4.1 CONSTRUCTION OF DEVELOPMENT SITES**

4.1.1 Contractors or Developers are responsible for disposal of their own waste.

4.1.2 Waste on sites must not be store on site in a manner that causes a nuisance, or a fire hazard, or so as to injuriously affect the privacy of adjoining properties.

4.1.3 Waste on sites must be contained so as not to allow said Waste to spill over or accumulate on any street, lane, or property. Every Person shall be fully responsible for any violation of this section.

4.1.4 Contractors or Developers must ensure that any excavation soil and/or debris is not placed on any road or laneway without written permission from the Town. If permission is given, the Contractor or Developer is responsible for returning the land or roadway to previous condition by removal of soil or debris and cleaning of it.

## **SECTION 5: RATES AND CHARGES, OPENING AND CLOSING OF ACCOUNTS**

### **5.1 OPENING OF ACCOUNTS**

5.1.1 The provisions of this Bylaw shall form a part of every contract for Utility Services.



- 5.1.2 It is hereby declared that all contracts for Utility Services shall be entered into by the Owner of the lands and premises to which the said utilities are supplied or ready to be supplied. The Owner of the property to which the Utility Services are to be provided must complete an application in writing on the form provided by the Town.
- 5.1.3 The Municipal Council of the Town of Bruderheim hereby authorizes and empowers the signing officers of the Town of Bruderheim to execute a contract under the corporate seal of the Town for the provisions of Utility Services.
- 5.1.4 An Account must be opened before Utility Services are provided.

## **5.2 CLOSING OF ACCOUNTS**

- 5.2.1 Owners wishing to close their Accounts must provide the Town with at least 48 hours notice in writing prior to the effective date of discontinuance of Utility Services. In the absence of notice in writing from the Owner to the Town to discontinue any Utility Service, the Town may continue to supply the Utility Services to the lands or the premises served therewith, notwithstanding that rates in respect thereof may be in arrears, and all arrears of utility rates may be collected against the said lands and premises in the like manner as municipal rates and taxes are recoverable.

## **5.3 RATES AND CHARGES**

- 5.3.1 The rates to be imposed and levied monthly for Utility Services shall be according to the Fees & Charges Bylaw.
- 5.3.2 Utility Service charges shall be billed monthly and the Accounts shall be due and payable when rendered, with payments to be made at the Town Office. Failure to receive an Account shall in no way affect the liability of the Owner to pay the Account.
- 5.3.3 Council shall have the right to determine into which classification any Utility Service belongs and the Council's decision shall be binding on all Persons concerned.
- 5.3.4 Upon occupancy of a new Multi-Family Dwelling the building will be charged according to the actual meter reading..
- 5.3.5 Trailer Park services will be billed for the total number of units on site, (whether occupied or not) during the month, at the trailer park. The Owner shall be billed accordingly. That in the event of a Utility Service bill remaining unpaid on the 15<sup>th</sup> of the current month, a penalty of 5% of current levy shall be added thereto and form part of the rate levied. If the bill remains unpaid for 30 days after mailing of the Account, the Town shall cause a written notice to be served advising the Owner that the outstanding balance will be transferred to taxes.

## **SECTION 6 – ENFORCEMENT**

### **6.1 RECOVERY OF ARREARS**

- 6.1.1 If a utility bill remains unpaid after the 15<sup>th</sup> of the following month in which they were invoiced, a 5% penalty will be applied against the current amount.
- 6.1.2 After two months arrears, a Notice of Arrears letter will be mailed to the Customer providing notice that their account is in arrears and that if these arrears are not paid in the specified time, the Utility Services may be disconnected.
- 6.1.3 If the utility bill is not paid within a specified time in the Notice of Arrears letter, a 48 hour Notice of Disconnection will be delivered to the Customer's property.
- 6.1.4 If payment for the arrears has not been received by the Town within the 48 hours notice period, or the Customer does not contact the Town to make a payment

arrangement within the 48 hour notice period, the utilities will be disconnected, and a fee of \$60 applied for disconnection.

- 6.1.5 The utilities will not be reconnected until all utilities arrears owed on the account are paid in full plus the disconnection fee of \$60 and a reconnection fee of \$60.
- 6.1.6 Any rates in arrears for Utility Services supplied by the Town or any other charges for services supplied by the Town to any land or premises may be added to the taxes assessed against the real property to which the Utility Services have been supplied, and may be collected in any of the ways provided for the collection of taxes, including the sale of the property.

## 6.2 PENALTIES

- 6.2.1 Except as provided in Schedule "A" to this Bylaw, any Person violating any of the provisions of this Bylaw or any other Person responsible for such violation of the said Bylaw, upon conviction by a Court shall be liable for the penalties imposed by the Court as follows:
- (a) a minimum fine of \$50.00 and a maximum fine of \$500.00 upon conviction for a contravention of the Bylaw and/or;
  - (b) a minimum fine of \$100.00 and a maximum fine of \$500.00 for conviction of a second or subsequent offence and/or;
  - (c) a minimum daily fine of \$100.00 for every day the offence continues after conviction, and/or;
  - (d) any combination of fines authorized by this subsection.

## 6.3 VIOLATION TAGS

- 6.3.1 A Bylaw Enforcement Officer is hereby authorized and empowered to issue a Violation Tag to any person who the Bylaw Enforcement Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 6.3.2 A Violation Tag may be issued to such person:
- (a) Either personally, or
  - (b) By mailing a copy to such person at his last know post office address.
- 6.3.3 A Violation Tag shall be in a form approved by the Town and shall state:
- (a) the name of the person,
  - (b) the offence
  - (c) the appropriate penalty for the offence as set out in this Bylaw,
  - (d) that the penalty shall be paid within thirty (30) days of the issuance of the Violation Tag, and
  - (e) any other information as may be required by the Town.
- 6.3.4 Where a contravention of this Bylaw is of a continuing nature, the Bylaw Enforcement Officer may issue further Violation Tags, provided that no more than one Violation Tag shall be issued for each day that the contravention continues.
- 6.3.5 Where a Violation Tag is issued pursuant to this Bylaw, the Person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the Town the penalty specified on the Violation Tag.
- 6.3.6 Nothing in this Bylaw shall prevent a Bylaw Enforcement Officer from immediately issuing a Violation Ticket for the mandatory Court appearance of any Person who contravenes any provision of this Bylaw.

## 6.4 VIOLATION TICKET

6.4.1 If the penalty specified on a Violation Tag is not paid within the prescribed time period then a Bylaw Enforcement Officer is hereby authorizes and empowered to issue a Violation Ticket pursuant to the Provincial Offences Procedure Act, RSA 2000, Chapter P-34.

6.4.2 Notwithstanding Section 6.3 of this Bylaw, a Bylaw Enforcement Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to the Provincial Offences Procedure Act, RSA 2000, Chapter P-34, as amended, to any person who the Bylaw Enforcement Officer has reasonable grounds to believe has contravened any provision of this Bylaw.

**SECTION 7: REPEAL**

7.1 Bylaw number 791-2008 is hereby repealed.

**SECTION 8: EFFECTIVE DATE**

8.1 This Bylaw shall come into force on the third and final reading.

Read a first time this 25 day of APRIL 2018.

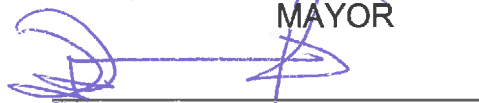
Read a second time this 02 day of MAY 2018.

Read a third time and finally passed this 02 day of MAY 2018.

**TOWN OF BRUDERHEIM**



MAYOR



TOWN ADMINISTRATION  
ACTING CAO.

Date: 02 May 2018

**SCHEDULE "A:**

Refer to the most current Fees and Charges Bylaw