



Town of Port Hawkesbury

SEWER SERVICE CHARGE BY-LAW

Title

1. This By-Law is entitled the "Sewer Service Charge By-Law".

Definitions

2. In this By-Law:

- a) "Council" means the Council of the Town of Port Hawkesbury.
- b) "Municipality" means the Town of Port Hawkesbury.
- c) "CAO" means the Chief Administrative Officer of the Town of Port Hawkesbury.
- d) "Engineer" means the Engineer for the Municipality.
- e) "Building" means any dwelling, house, shop, store, office of any building which would require sewerage services.
- f) "Owner" means the owner or authorized agent of property that is in the area serviced by a public sewer system.
- g) "Sewer" means a pipe, conduits, drain, open channel, or ditch used for the collection and transmission of wastewater, storm water, or uncontaminated process or cooling water.
- h) "Sewer system" means all pipes, mains, equipment, buildings and structures for collecting, pumping or treatment of wastewater and operated by Municipality, but does not include a storm sewer.
- i) "Storm Sewer" means a sewer and all the related structures designed exclusively from the collection and transmission of uncontaminated water, storm water, drainage from land or from any watercourse or any other them.
- j) "Year" means the fiscal year of the Municipality.

3. Every owner of lands in the Municipality
 - a) on which any building is connected to a sewer system;
 - b) which can be serviced by a municipal sewer system as determined by the Municipal Engineer;shall pay to the Municipality an annual "Sewer Service Charge" for the construction and maintenance of the sewer system.
4. The Annual Sewer Service Charge shall be determined by calculating the assessed value of property times the rate deemed required for operation and maintenance of the sewerage system.
5.
 - a) The Sewer Service Charge shall be due and payable on the date set by Municipal Council;
 - b) The Sewer Service Charge, if not paid by the due date, shall bear interest at the same rate as charged on unpaid taxes;
6.
 - a) The Sewer Service Charge is a lien on the whole of the property subject to the sewer service charge in the same manner and with the same effect as rates and taxes under the Municipal Government Act;
 - b) The Sewer Service Charge and interest thereon may be sued for and collected in the same manner as other rates and taxes;
 - c) Land is liable to be sold for unpaid sewer service charges in the same manner and with the same effect as for unpaid rates and taxes pursuant to the Municipal Government Act;
7.
 - a) Every person connecting to the sewer system shall make application to the Municipality for said connection;
 - b) Nothing in this Section means that the Municipality is responsible for any part of a sewer connection that is not a public street, highway or sewer easement;
8. This By-law shall take effect on the first day of April, 2019. Thereinafter all sewer service charges shall be levied as provided for in this By-law.
9. Nothing in this By-law shall affect the operation of the provisions of the Sewer By-law.

Date of First Reading: May 7, 2019
Dates of Advertisement of Notice of Intent to Consider: June 12, 2019
June 19, 2019
Date of Second Reading: June 25, 2019
Date of Advertisement of By-law Passage and Approval: August 7, 2019
Date of Mailing Certified Copy to SNSMR: August 13, 2019

I certify that the Sewer Service Charge By-Law was adopted by Town Council at a Special Public Meeting held June 25, 2019.



August 13, 2019

Terry Doyle P. Eng.
Chief Administrative Officer

Date