



The Corporation of the City of Cornwall
Regular Meeting of Council
By-law 2024-066

Department: Infrastructure and Municipal Works
Division: Environment
By-law Number: 2024-066
Report Number 2024-55-Infrastructure and Municipal Works
Meeting Date: August 13, 2024
Subject: Regulation of Water Supply By-law

A by-law to provide for the Regulation of Water Supply (Water Supply By-law) in the City of Cornwall and repeal by-law 2016-019

Whereas Section 9 (1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, provides that Section 11 shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate and to entrance their ability to respond to municipal issues;

And Whereas under Section 11 of the *Municipal Act, 2001*, a municipality may pass by-laws respecting matters within the sphere of jurisdiction of Public Utilities, and Public Utilities includes a system that is used to provide water services for the public;

And Whereas Section 81 (1) and Section 81 (2) of the *Municipal Act, 2001* authorizes a public utility to shut off the supply of water if fees and charges payable for water and wastewater services are overdue;

And Whereas Section 434.1 of the *Municipal Act, 2001*, as amended, authorizes The Corporation of the City of Cornwall to require a Person, subject to such conditions as the municipality considers appropriate, to pay an Administrative Penalty if the municipality is satisfied that the Person has failed to comply with a by-law of the municipality;

And Whereas Section 434.2(1) and (2) of the *Municipal Act, 2001*, as amended, authorizes The Corporation of the City of Cornwall to add any imposed Administrative Penalty to the tax roll for any property in the local municipality for which all the owners are responsible for paying the Administrative Penalty, and collect it in the same manner as municipal taxes;

And Whereas Sections 444 and 445 of the *Municipal Act, 2001*, provide for a municipality to make an order to discontinue a contravening activity or correct a contravention through order, setting out particulars of the contravention and the date which compliance must be achieved;

And Whereas Subsection 11(1) of the *Safe Drinking Water Act, 2002*, S.O. 2002, c.32, requires every owner of a Municipal Drinking Water System to ensure that all water provided by the system meets the requirements of drinking water quality standards and that the system is operated in accordance with the *Safe Drinking Water Act, 2002* as amended;

And Whereas Section 19 of the *Safe Drinking Water Act, 2002*, requires every person who oversees or has the decision making authority over a Municipal Drinking Water System to exercise the level of care, diligence and skill that a reasonably prudent person would be expected to exercise in a similar situation and act honestly, competently and with integrity, with a view to ensuring the protection and safety of the users of the Municipal Drinking Water System;

And Whereas Part 7, Subsection 7.6.2 of O.Reg 332/12, the Ontario Building Code, requires Potable Water systems to be protected from contamination.

Now therefore be it resolved that the Council of The Corporation of the City of Cornwall enacts as follows:

1.0 Short Title

1.1. This By-law may be referred to as the “Water Supply By-law”.

2.0 Definitions of Terms

2.1. “**Administrative Fee**” means any fee specified in this By-law.

2.2. “**Administrative Penalty**” means an administrative penalty established pursuant of By-law 2022-112 “Administrative Monetary Penalty System (AMPS)” for a contravention of a Designated By-law.

- 2.3. “**AMI Network**” means the Advanced Metering Infrastructure Network which collects and stores Water Meter consumption information.
- 2.4. “**AMPS**” means Administrative Monetary Penalty System.
- 2.5. “**Authorized Functions List**” means the list of functions and persons authorized to carry out such functions as set out in Appendix A.
- 2.6. “**Authorized Tester**” means persons described in the Authorized Functions List permitted to carry out any of the corresponding authorized functions that has registered with the Corporation, provided all requested documentation to the Corporation, paid any applicable fee, and received a corporation registration number.
- 2.7. “**Auxiliary Water Supply**” means any Water Supply on or available to the Property, other than the Potable Water supplier by the Corporation.
- 2.8. “**Backflow**” means the flowing back or reversal of the normal direction of water.
- 2.9. “**Backflow Prevention Device**” or “**Backflow Preventer**” means a device installed to prevent the reverse flow of any substances into the Municipal Drinking Water System which may contaminate the Water Supply.
- 2.10. “**Building**” shall mean a Structure supplied with Water by the Corporation.
- 2.11. “**Building Code**” means O. Reg 332/12, the *Ontario Building Code*, made under the *Building Code Act*, 1992, S.O. 1992, c.23 as amended from time to time.
- 2.12. “**By-law**” means this By-law #2024-06 to provide for the Regulation of Water Supply (Water Supply By-law) in the City of Cornwall and repeal by-law 2016-019.
- 2.13. “**By-pass**” means plumbing that is installed around a Water Meter for the purpose of allowing water to flow to the Property without passing through the Water Meter.

- 2.14. “**CFO**” shall mean Chief Fire Official.
- 2.15. “**City**” means the geographical area of the City of Cornwall.
- 2.16. “**Corporation**” means the Corporation of the City of Cornwall.
- 2.17. “**Corporation Stop**” means the underground valve that connects the Watermain to the Water Supply pipe.
- 2.18. “**Council**” means the Municipal Council of the Corporation.
- 2.19. “**Cross-Connection**” shall mean any actual or potential connection between a Potable Water supply and any source of pollution or contamination that may allow Backflow of contaminants, pollutants, infectious agents, other material, or substance that will change the water quality in the Municipal Drinking Water System and include swivel or changeover devices, removable sections, jumper connections and By-pass arrangements.
- 2.20. “**Cross-Connection Control Survey**” is an inspection of a Building to identify any existing Backflow Prevention Devices and any internal plumbing Cross-Connections that may require Backflow Prevention Devices in order to comply with this By-law. This survey may only be conducted by an Authorized Tester as identified in Appendix A.
- 2.21. “**CSA Standard**” means the document entitled B64.10-11/B64.10.1-11, Selection and Installation of Backflow Preventers/Maintenance and Field Testing of Backflow Preventers published by the Canadian Standards Association, as amended from time to time.
- 2.22. “**Curb Stop**” shall mean the valve on the Private Water Service or Private Water Main owned and used by the Corporation to shut off or turn on the Water Supply from the Municipal Drinking Water System to any Premises.
- 2.23. “**Designated By-law**” means a by-law, or a part or provision of a by-law, that is designated under this or any other by-law, and is listed in any Schedule of this By-law to which AMPS applies.
- 2.24. “**Enforcement Officer**” means a Municipal By-law Enforcement Officer, Provincial Offences Officer, members of the Cornwall Police

Services, the Chief Municipal Law Enforcement Officer, and any other person authorized by the Corporation to enforce By-laws.

- 2.25. **“Fire Code”** means O.Reg 213/07, the Ontario Fire Code made under the *Fire Protection and Prevention Act*, 1997, S.O 1997, c.4, as amended from time to time.
- 2.26. **“Fire Hydrant”** shall mean any apparatus for drawing water directly from a water main and which is used principally for firefighting purposes.
- 2.27. **“Fire Protection System”** means an assembly of pipes and fittings within a Building or Structure that is used to convey water from the Water Supply to a sprinkler or standpipe system or as described in the Building Code and CSA Standard.
- 2.28. **“Fire Water Service”** means a Water Supply pipe that conveys water from a water main to a Fire Protection System.
- 2.29. **“Main Shut-Off Valve”** means the privately owned shut-off valve located immediately inside of a Building that turns off Water Supply to all fixtures within the Building.
- 2.30. **“Manager”** means the “General Manager of Infrastructure and Municipal Works” for the Corporation and for the purposes of exercising any of the powers or duties of the Manager under this By-law, shall include any employee designated by the said Manager to exercise any such powers or duties.
- 2.31. **“Meter Chamber”** is a Structure, typically underground, that covers and protects a Water Meter assembly and provides a means to access the Water Meter.
- 2.32. **“Meter Tag”** means a tag supplied by the Corporation that provides information on responsibilities pertaining to the Water Meter.
- 2.33. **“Municipal Drinking Water System”** means the Potable Water system as defined by Subsection 2(1) of the *Safe Drinking Water Act*, 2002, S.O 2002, c.32, as amended from time to time.
- 2.34. **“Municipal Fire Hydrant”** shall mean a Fire Hydrant that is owned and maintained by the Corporation; located within the Municipal

Right-Of-Way or on land where a registered easement exists in favour of the Corporation.

- 2.35. “**Municipal Right-Of-Way**” means a road allowance owned by the Corporation for the purposes of operating a public highway under the Municipal Act, 2001, a public walkway, municipal services (parking lot) or public utilities.
- 2.36. “**NFPA**” means the National Fire Protection Association.
- 2.37. “**Occupant**” shall include any lessee, tenant, Owner, the agent of a lessee, tenant or Owner, or any person in possession or Premises.
- 2.38. “**Owner**” shall include any Person that is the registered owner of the Property under consideration or any agent thereof, a person entitled to a limited estate in land, a trustee in whom land is vested, a committee of the estate of a mentally incompetent individual, an executor, an administrator, and a guardian.
- 2.39. “**Penalty Notice**” means a notice given pursuant to Section 4.0 of By-law 2022-112 “Administrative Monetary Penalty System (AMPS)”.
- 2.40. “**Person**” means an individual, partnership, association, firm or corporation, business entity, or club, incorporated group or organization, federal or provincial, crown agents, school boards and regional municipalities, to whom the context can apply accordance with the *Interpretation Act*, R.S.O. 1990, c. I.11, as amended, but specifically excludes the Corporation and agents acting on behalf of the Corporation.
- 2.41. “**Potable Water**” water that is safe for human consumption.
- 2.42. “**Premise Isolation**” means isolation of the Building or Structure’s Water Supply from the Corporation’s Municipal Drinking Water System by means of a Backflow Prevention Device installed at Water Supply entry.
- 2.43. “**Premises**” shall mean any house, tenement, Building, Structure, lot, part of a lot, or both, in which Private Water Service pipes run through or past.

- 2.44. **“Private Fire Hydrant”** shall mean a Fire Hydrant that is located on private Property, is part of a private Water Distribution System, or is connected to a Private Water Main or Private Water Service pipe.
- 2.45. **“Private Water Main”** shall mean a pipe connected to a municipal main, which is installed on private Property, and may supply multiple Private Water Services and/or Private Fire Hydrant laterals.
- 2.46. **“Private Water Service”** means that part of the “service pipe” from the Property line to the Water Meter location.
- 2.47. **“Property”** means both public and private lands, Buildings, Structures, boats, vehicles, railway cars, or mobile homes which are located in the City, and which may be entitled to a service connection.
- 2.48. **“Qualified Person”** means a person who is registered with the Corporation and is authorized to carry out the functions outlined on the “Authorized Functions List” in Appendix A
- 2.49. **“Radio Transmitter”** shall mean the device installed at a separate location from and connected to the Water Meter which transmits the consumption reading and other data of the Water Meter to the AMI Network.
- 2.50. **“Structure”** means anything constructed or built permanently or temporarily which is provided with a source of Potable Water.
- 2.51. **“Temporary Water Meter”** means a non-Corporation owned water meter that is installed to provide an authorized temporary water supply.
- 2.52. **“Test Report”** means a test report consists of a detailed test performed annually by a Qualified Person that identifies whether a Backflow Prevention Device is functioning properly.
- 2.53. **“Wastewater”** means the composite of water and water-carried wastes from residential, commercial, industrial, or institutional Premises or any other source.
- 2.54. **“Water”** shall mean Potable Water supplied by the Corporation.
- 2.55. **“Water Distribution System”** means the Buildings, Structures,

plant, machinery, equipment, appurtenances, devices, conduit, intake, outlets, underground pipelines and installations, and other works designed for transmission, distribution, and storage of Potable Water by the Corporation, and includes lands occupied for such purposes and uses.

- 2.56. “**Water Meter**” means a device or mechanism which is owned by the Corporation for the purpose of measuring the flow or quantity, or both, of water.
- 2.57. “**Watermain**” means the pipe owned by the Corporation which distributes water to abutting properties and the general area.
- 2.58. “**Water Service Connection**” means the part of a water supply pipe located on public Property or street side, going from the Watermain to the property line.
- 2.59. “**Water Supply**” means the supply of Potable Water to a Property that has undergone treatment processes operated by the Corporation.

3.0 Connecting to the Corporation Water Supply

- 3.1. All applications for turning on, and turning off, the supply of water to any Premises, shall be made in writing and upon the prescribed form, at the Taxation and Billing Office of the Corporation.
- 3.2. Every Person making an application for turning on the supply of water shall, at the time of application, pay the prescribed fee in advance. No Water Supply shall be turned on until such payment has been made.
- 3.3. A Water Supply turn-on fee shall be charged, as set out in the Water Rates By-law, in each of the following:
- a) where the Water Supply is provided to the Property; or
 - b) after a shut-off period greater than thirty (30) days duration, then a new turn-on fee shall be paid.
- 3.4. The Owner of each separately assessed parcel of land that is connected to the Municipal Drinking Water System shall pay the applicable Water Supply fees identified in the Water Rates By-law.

- 3.5. Where the Water Supply to any Premises has been turned off because of non-payment of the rates and charges levied or for any other reason pursuant to this By-law, the Water Supply shall not be turned on again until all rates and charges due in respect of the Water Supply have been paid, and any other additional expenses incurred as a result of turning on or off the Water Supply have been paid.
- 3.6. Every Person requesting that the supply of Water to their Premises be turned off or turned on shall give notice in writing to the Corporation. A minimum of two business days' notice is required.
- 3.7. No Person shall install, lay, repair, renew or take up a Water Service Connection or connect to any Watermain owned by the Corporation, located on Corporation Property or within the Municipal Right-Of-Way without having the applicable permits issued by the Corporation.
- 3.8. Every Water Service Connection is to be laid in a straight line and at a right angle to the Watermain, as near as practicable.
- 3.9. Where the applicant for a Water Service Connection indicates in his or her application a desired location for the Water Service Connection, the Water Service Connection will be located as indicated providing the proposed location is approved by the Manager.
- 3.10. Where the applicant for a Water Service Connection does not indicate in their application a desired location for the Water Service Connection, the Water Service Connection will be located as determined by the Manager and if the applicant subsequently requires a relocation of the Water Service Connection, such relocation will be at the expense of the applicant. All work shall be done consistent with existing policies and practices.
- 3.11. Unless otherwise directed by the Manager all Water Service Connections shall be laid:
 - a) at a depth of two meters (2 m) below the surface of the soil surrounding the trench in which the pipes are laid or below

- the certified road grade where the pipes are laid on a road allowance; and
- b) in accordance with the *Ontario Building Code*, O.Reg 332/12, s.7.3.5.7. Spatial Separation.
- 3.12. Unless otherwise directed by the Manager, all Private Water Service pipes shall be of the same size as the Water Service Connections laid by the Manager or authorized to be laid by a subdivision agreement.
- 3.13. Municipal Water Service Connections to Property line shall not be installed in, over or across the Property of another Owner unless a registered easement is obtained by the applicant for such a location and such arrangement is approved by the Manager.
- 3.14. Upon payment of the service connection charge, the Owner shall either:
- 3.14.1. Carry out all excavation, backfilling and restoration associated with the trench in which the Water Service Connection pipe is to be installed. Upon preparation of an approved trench for the Water Service Connection, the Corporation shall tap the Watermain, supply and install the Corporation Stop, the Water Service Connection piping from the Watermain up to a point at, or near the Property line, and supply and install the Curb Stop and post. The Owner shall be responsible for the installation of the Private Water Service joining the provided Water Service Connection and reimbursing the corporation for all labour, materials, equipment, in addition of a 15% surcharge; or
- 3.14.2. Carry out all excavation, backfilling and restoration associated with the trench in which the Water Service Connection pipe is to be installed, supply and install the Water Service Connection pipe up to the Property line, install the Curb Stop and post, and connect to the Private Water Service. The Corporation shall tap the Watermain and install the Corporation Stop.
- 3.14.3. All work shall be subject to approval by the Manager or their agent.
- 3.15. A separate and independent Water Service Connection shall be required for:

- a) single family dwellings;
- b) each dwelling unit of a semi-detached Building;
- c) each dwelling unit of a linear row housing Building or row housing cluster, with more than two Buildings on one lot, if these dwellings face a road and can be severed; and
- d) any other case where one of the above is created by severance or proposed to be created by severance.

3.16. Unless otherwise directed by the Manager, one Water Service Connection of proper size from the Watermain to Property line and a private distribution system shall be provided for:

- a) apartment buildings;
- b) commercial buildings;
- c) condominiums;
- d) industrial buildings;
- e) row housing clusters; except for those identified in Section 3.15 of this By-law; and
- f) institutional buildings.

3.17. A Water Service Connection installed on Premises for fire protection services shall be equipped with a Backflow Prevention Device in accordance with Subsection 9.2.4 of this By-law at the Owner's expense.

3.18. No supply of water shall be provided from the Watermain unless the Water Service Connection is correctly installed according to Corporation standards and provisions specified herein.

3.19. The Owner of a Property shall ensure that all Private Water Service pipes, private water systems, and private fire service lines on the Owner's Property are protected from freezing. The Owner shall be responsible for:

- a) any damage incurred as a result of freezing of any Private Water Service pipes, private water systems, and private fire service lines on the Owner's Property.

- b) any water loss or discharge which occurs as the result of freezing of any Private Water Service pipes, private water systems, and private fire service lines on the Owner's Property.
- c) thawing of any frozen Private Water Service pipes, private water systems, and private fire service lines on the Owner's Property.

4.0 Water Meters

- 4.1. Installation of a Water Meter and a Radio Transmitter shall be a condition of Water Supply.
- 4.2. All Water supplied to a Property, except water used for firefighting purposes, or Water authorized by the Manager for unmetered use, within the City shall pass through a Water Meter and the rates charged for such water shall be those identified in the Water Rates By-law.
- 4.3. The Owner shall pay all Water Connection and Water Turn On Charges as indicated in the Fees and Charges By-law 2019-047, as amended, before the Corporation will supply the Owner with a Water Meter.
- 4.4. The Water Meter and Radio Transmitter shall be purchased from the Corporation at the rates identified in the Fees and Charges By-law 2019-047, as amended.
- 4.5. All Water Meters and Radio Transmitters shall be owned and remain the property of the Corporation.
- 4.6. The Owner shall be liable for damage caused to the installed Water Meter and Radio Transmitter and shall be responsible for returning the Water Meter and Radio Transmitter to the Corporation if the Water Supply is to be terminated.
- 4.7. The Water Meter must be installed by the Owner according to the installation specifications provided by the Corporation and approved and sealed by an authorized representative of the Corporation.
- 4.8. The Water Meter must be installed within seven (7) days of being supplied by the Corporation.
- 4.9. The Owner must notify the Corporation within 48 hours that the

installation of the Water Meter is complete.

- 4.10. The Owner will run the wire from the Water Meter to the exterior of the Property where the Radio Transmitter will be installed according to the manufacturer's installation specifications.
- 4.11. The Corporation will install the Radio Transmitter according to the manufacturer's specifications and confirm consumption data from the attached is available to the AMI Network.
- 4.12. Each Water Meter will be installed with a Meter Tag. The Meter Tag will reference this By-law and provide a contact number for service and/or repair.
- 4.13. No Person shall remove or tamper with the Meter Tag.
- 4.14. The Corporation may, upon ascertaining that water has been used which has not passed through the Water Meter of such Premises, forthwith, shut off and stop the Water Supply. Reasonable attempt will be made to contact the Owner to notify of the interruption.
- 4.15. The Corporation reserves the right to install a Water Meter on any service inside all serviced Buildings, including residential and non-residential Properties, at any time and thereafter charge water rates identified in the Water Rates By-law for Water consumed as read on the Water Meter register. Should access not be made available for the installation of the Water Meter, the Corporation reserves the right to shut off the Water Supply.
- 4.16. All Properties where a Water Meter is to be installed must have the appropriate private plumbing in place prior to installation.
- 4.17. Pursuant to this By-law, the testing, flow rates and procedures used to determine Water Meter accuracy will be in accordance with the current American Water Works Association Standards.
- 4.18. Every Owner shall make all Water Meters and Radio Transmitters accessible for repairs, maintenance, change outs and readings upon request.
- 4.19. No Person shall obstruct a Radio Transmitter such that it cannot be

accessible for testing, repairs, maintenance, change outs and readings.

- 4.20. If, in the opinion of the Manager, the condition of the Private Water Service pipe and/or valves and of the plumbing system on such piping is such that the Water Meter and Radio Transmitter cannot be safely installed without fear of damage to the Private Water Service pipe and valves, the Manager may require the Owner or Occupant to make such repairs as may be deemed necessary to facilitate the installation of the Water Meter. If, upon reasonable notice, the Owner does not comply with the Manager's request, then the Water Supply to the Property may be turned off.
- 4.21. The maintenance, repair, reading, and disconnection of any Water Meter and Radio Transmitter shall be conducted by authorized employees or agents of the Corporation.
- 4.22. The Corporation shall not be responsible for any damage to Buildings or Properties occasioned by, or in the course of, installation, maintenance, repair, reading or disconnection of any Water Meter or Radio Transmitter, provided that reasonable care has been taken by the employees or agents of the Corporation in the course of such installation, maintenance, repair, reading or disconnection.
- 4.23. Every Owner shall be liable for the safety and care of any Water Meter and Radio Transmitter placed on the Owner's Property, and will be charged for all damage thereto, whether occasioned by frost, hot water, blows or injury from any cause, and for the loss of any Water Meter and Radio Transmitter if the same be removed from their Premises without the consent of the Corporation whether stolen or otherwise, and the cost of every such Water Meter and Radio Transmitter, or of repairing or replacing the same, shall be payable to the Corporation on demand and collect such cost according to law, and until paid, such cost shall remain a lien on such Property and may also be collected in the like manner as taxes.
- 4.24. Water Meters shall be installed at each point at which Private Water Service pipes enter a Building unless the Manager directs in writing, that another location be used. There shall be ample clearance from walls and other obstacles to allow the installation of a meter without

changes being made to the Private Water Service pipe.

- 4.25. Only one Water Meter shall be installed per Private Water Service pipe entering any Building unless otherwise directed by the Manager.
- 4.26. Every Water Meter shall be installed in a manner readily accessible to employees and agents of the Corporation.
- 4.27. Where a Water Meter cannot be placed in a suitable location inside a Building, it shall be placed in a Meter Chamber. The location and construction of the Meter Chamber shall be approved by the Corporation and the cost of such construction shall be the responsibility of the Owner.
- 4.28. Where a Meter Chamber is required, as determined by the Manager, the Meter Chamber shall be provided with a Water Meter and Radio Transmitter and shall be constructed and maintained by the Owner in a manner satisfactory to the Manager and shall be accessible to the employees or agents of the Corporation.
- 4.29. The size and make of Water Meters to be installed shall be established by the Manager and shall be based on either consumption estimates provided by the Owner or, where no estimates provided by the Owner or the estimates provided by the Owner are, in the opinion of the Manager, inappropriate, on the consumption estimates of the Manager.
- 4.30. All pipe connections shall be made to the Private Water Service pipe on the outlet side of the Water Meter. A properly valved and sealed By-pass around the Water Meter shall be permitted.
- 4.31. Fire supply lines which are not supplied by a separate service shall be connected before any Water Meter unless otherwise approved by the Manager.
- 4.32. Where the Owner of a Property requests a service main of a diameter of 3.84 cm (2 inches) or larger, the Owner shall provide a By-pass to the specification of the Manager. This By-pass shall be a type which can be sealed in a closed position by an employee or authorized agent of the Corporation.

- 4.33. An Owner shall immediately notify the Manager of any breakage, stoppage, or irregularity in a Water Meter or Radio Transmitter.
- 4.34. If, in the opinion of the Manager, the condition of the Private Water Service pipe and/or valves and of the plumbing system on such piping is such that the Water Meter cannot be safely removed for the purpose of testing, replacing, repairing or testing in place without fear of damage to the Private Water Service pipe and valves, the Manager may require the Owner or Occupant to make such repairs as may be deemed necessary to facilitate the removal or testing of the Water Meter. If, upon reasonable notice, the Owner does not comply with the Manager's request, then the Water Supply to the Property may be turned off. The Corporation shall not be held responsible for any damages arising from such work.
- 4.35. Any Water Meter will be removed and tested upon request of the Owner. If it is found to register correctly, low, or not to exceed 3% in favour of the Corporation, the expense of removing and testing the Water Meter must be paid by the Owner requesting that such Water Meter be removed and tested.
- 4.36. The Corporation will not supply, install, inspect or read private Water Meters, nor will the Corporation bill Owners based on the consumption on private Water Meters. Water Supply pipes to private Water Meters must be connected to the Owner's plumbing after the Corporation's Water Meter.
- 4.37. Any breakage, stoppage, irregularity, or leaking of a Water Meter, its couplings, or Radio Transmitter must be reported immediately to the Corporation. The Corporation is not liable for damages caused by such leaks.

5.0 Billing for Water and Wastewater Services

- 5.1. Owners of Properties connected to the Municipal Drinking Water System shall be held responsible for all charges as listed in the Water Rates By-law.
- 5.2. The Corporation shall be the sole supplier of all Water Meters and Radio Transmitters registering consumption of water supplied and

billed by the Corporation.

- 5.3. The Owner shall be billed for all water passing through the Water Meter, whether used or wasted.
- 5.4. The register of the Water Meter shall be prima facia evidence of the quantity of water supplied.
- 5.5. Where for any reason the consumption of water on a Property has not been recorded, or where in the opinion of the Corporation, the consumption of water has been wrongly recorded, the Manager shall estimate the quantity of water consumed by averaging the water consumed in the last 12 months and the Owner shall be liable to pay for such estimated consumption.
- 5.6. Where an Owner requests the temporary removal of a Water Meter for construction purposes, the Owner will be responsible for any costs incurred for the removal and re-installation.
- 5.7. Bills which are not paid by the due date shall be subject to an interest charge of 1.25% per month.
- 5.8. The Corporation may add any unpaid balances and interest charges for water and Wastewater services and any unpaid imposed Administrative Penalties issued under this By-law to the tax roll for the associated Property to be collected in the same manner as taxes on the Property.
- 5.9. Owners should refer any bill complaints or disputes in writing to the Corporation immediately upon detection.
- 5.10. Any Owner desiring to question their bill shall do so in writing within twelve (12) months of the issue date shown on such bill.
- 5.11. In the event the Corporation determines it is necessary to make a billing adjustment as a result of an Owner being underbilled, such adjustment shall be retroactive for a period of up to twelve (12) months.
- 5.12. Despite Subsection 5.11, in the event that a billing adjustment is the result of an unauthorized connection to the Municipal Drinking Water

System, or willful interference with or damage to metering equipment, the Owner shall be responsible for all payments of such accounts from the date such unauthorized connection to the Municipal Drinking Water System or interference with the metering equipment occurred.

- 5.13. In the event the Corporation determines it is necessary to make a billing adjustment as a result of an Owner being over-billed, such adjustment will be estimated by the Corporation, and based on such estimate, the Corporation will credit the Owner's account for the overbilled amount without interest for a period not to exceed twelve (12) months.
- 5.14. In the event an Owner has been billed in error for Water Supply they did not receive, the Corporation will credit the Owner's account for any amounts paid by the Owner, without interest, respecting the period during which the Owner was incorrectly billed by the Corporation, such period not to exceed twelve (12) months.
- 5.15. The Corporation may authorize programs or projects which may exempt Persons or Properties from a provision or provisions of this By-law, subject to compliance with the bonusing provisions of the *Municipal Act, 2001*.

6.0 Fire Hydrants

6.1 General

- 6.1.1. No Person shall connect, cause to connect, or allow to remain connected, any piping fixture, fitting, container, or appliance to any Fire Hydrant, in a manner which under any circumstance would allow water, Wastewater or any liquid or substance to enter the Municipal Drinking Water System.
- 6.1.2. No Person shall operate or draw water from any Fire Hydrant except for the purposes of firefighting, or other operations authorized by the Corporation.
- 6.1.3. No Person shall in any way tamper or interfere with any Fire Hydrant, valve, or appurtenance without authorization from the Corporation.

- 6.1.4. Except for Water utilized for fire protection or maintenance and testing operations authorized by the Corporation, no Person shall take water from a Fire Hydrant without supplying and utilizing an appropriate Backflow Prevention Device and appropriate Temporary Water Meter. All Backflow Prevention Devices and Temporary Water Meters are to be approved by the Manager prior to Fire Hydrant operation. The Backflow Prevention Device and Temporary Water Meter is to be supplied by the requesting Persons and promptly removed post-use.
- 6.1.5. Any Persons, other than the Corporation, planning to utilize a Fire Hydrant for the purposes of annual maintenance under Section 6.3.2 of this By-law, flow testing or temporary Water Supply shall:
- a) Notify the Corporation prior to maintenance;
 - b) Attain a “Fire Hydrant Use” permit from the Corporation prior to Fire Hydrant use and pay any required fees.
- 6.1.6. No Person shall, in any manner, obstruct free access to any Fire Hydrant, valve or other Fire Protection System. In addition, as per the *Fire Code* Subsection 6.6.4.3 and its amendments, no Building, rubbish, snow or any other matter which would cause such obstruction shall be placed closer than three (3) meters to a Fire Hydrant, valve or other Fire Protection System.

6.2. **Municipal Fire Hydrants**

- 6.2.1. Any Municipal Fire Hydrant is the property of the Corporation and shall be maintained by the Corporation.

6.3. **Private Fire Hydrants**

- 6.3.1. All Private Fire Hydrants are the responsibility of the Owner, and every such Owner shall ensure that all Private Fire Hydrants located on the Property are, at their own expense, installed, tested and maintained according to:
- a) Subsections 6.6.4, 6.6.5 and 6.6.6.1 of the *Fire Code* as amended;

- b) *NFPA Standards 24, 25 and 291;*
- c) *The Building Code as amended;*
- d) Any other applicable standard or practice required by the Corporation.

6.3.2. Every Owner of a Private Fire Hydrant shall have it tested, maintained and flowed annually or at the request of the Corporation, by a qualified tester as required by Section 6.6.5 of the *Fire Code*. Owners shall ensure maintenance and testing procedures are in accordance with Section 6.3.1 of this By-law and shall:

- a) At the request of the Corporation, submit annual inspection reports for each Private Fire Hydrant on the Property to the Corporation. Reports shall be completed on a form approved by the Corporation;
- b) Retain inspection reports for a period of up to two (2) years and shall make the reports available upon request of the Corporation and CFO.

7.0 Service Conditions

7.1. Where a Water Service Connection is provided for a Fire Protection System, no Water shall be taken except for the following purposes:

- a) fire protection; or
- b) for the testing or maintenance of the system.

7.2. No work having to do with the supply of Water or with the laying, repairing, renewing or the taking up of a Watermain or Water Service Connection shall be done under or upon the streets or Municipal Right-Of-Way except by permit or agreement from the Corporation.

7.3. No Person except those authorized by the Corporation shall:

- a) tap off or make any connection to a Watermain;
- b) turn off or on any Watermain valve; or

- c) turn off or on, or interfere in any manner with any Water Service Connection.

7.4. Where the Manager detects any waste of Water on any Premises due to a leaky valve, a defective or improper pipe or defective or improper fixtures or negligence by the Owner, the Manager shall notify the Owner of the Premises of the repairs, alterations or direction needed to correct the waste of Water.

7.4.1. Where repairs, alterations or any directions ordered by the Manager are not made within fourteen (14) calendar days following such notification, the Manager is authorized to turn off the supply of Water to the Premises.

7.4.2. Where the condition of any pipe or fixture is such that it causes a waste of Water or damage to any Property, the Manager is authorized to turn off the supply of Water to the Premises without notice. Reasonable attempt will be made to contact the Owner to notify them of the interruption.

7.4.3. Where Water Supply had been turned off pursuant to Subsection 7.4.1 or 7.4.2 herein, it shall not be turned on again until the repairs or alterations have been made, the condition of all pipes and fixtures is satisfactory, all fees and charges pursuant to this By-law have been paid in full.

7.4.4. The Corporation shall not be responsible for any damages incurred to any Property as a result of turning off the Water Supply to any Premises pursuant to Subsection 7.4.1 or 7.4.2 herein.

7.5. The Corporation does not guarantee any determined water pressure or flow rate nor does it guarantee the Water to be free of colour and/or turbidity at all times. Water quality shall meet standards as prescribed by applicable regulations.

7.5.1. The Manager shall, prior to the shut off of a Water Supply, provide reasonable notice of the shut-off to the Owners and Occupants of the Property by personal service or prepaid mail or by posting the notice on the Property in a conspicuous place.

- 7.5.2. Despite Subsection 7.5.1, in the event of an emergency or potential emergency, or where in the opinion of the Manager shutting off portions of the system is necessary, the Water may be shut off and kept off as long as is necessary.
- 7.5.3. The Corporation, its agents or servants, shall not be liable for any damage resulting therefrom whether or not notice of the shut off has been given. When so requested in an emergency situation by the Manager or his or her representative, every Owner shall limit or discontinue the use of Water as requested.
- 7.6. No water-operated syphons or water-driven motors are to be used with Water supplied by the Corporation. Any existing installations of this type are to be removed within twelve (12) months' notice in writing.
- 7.7. The Corporation may supervise and inspect any or all work done on private Property with regard to a Water Service Connection with a service pipe, Water Meter, Radio Transmitter, or other related appurtenances associated with the supply of Water.
- 7.8. The Manager shall, in every case, approve the Water Service Connection required, the size of the pipe to be used in supplying Water to any Premises and the location in the street in which such pipes shall be laid.
- 7.9. Where a Water Meter is required, no Person shall install a pipe that is smaller or larger than that approved, between the Watermain and the Water Meter without the consent of the Manager.
- 7.10. Any Person who requests a service larger than that which exists to his or her Premises may be supplied with a larger service pipe at the discretion of the Manager, subject to payment of the cost thereof, and provided that such larger service will not adversely affect the Municipal Drinking Water System. Every connection on such Premises shall be detached from the existing service and attached to the new service forthwith.
- 7.11. Where any departure from the prescribed procedures is permitted in order to accommodate the needs of an Owner, the Owner shall be

charged with the expenses of making the change.

- 7.12. Every Main Shut-Off Valve shall be placed immediately inside the outer wall of the Premises being supplied with Water.
- 7.13. The Owner of every Premises shall be responsible for turning off the Main Shut-Off Valve where damage could occur as a result of the Premises being vacant.
- 7.14. No Person shall connect to a Fire Water Service, anything other than a Fire Protection System.
- 7.15. Notwithstanding Subsection 7.14 the normal supply line may be connected to a Fire Water Service when so approved by the Manager. In such a case, a Curb Stop shall be installed on the other line at the Property line or at a distance from the Building it serves approved by the Manager.
- 7.16. Any and all defects to the Private Water Service, Private Water Main and Meter Chambers shall be repaired by the Owner of the Property being serviced. Should the Corporation become aware of any such defect, and upon written notification to the Owner, the said defect is not repaired, within fourteen (14) days of the date of the notification or within such time as the Manager may deem necessary, then the Corporation may turn off the Water Supply to the Property. If the Corporation is ordered to restore the Water Supply, then the Corporation may repair the defective Water Service Connection and charge the cost to the Owner and collect such cost according to law, and until paid, such cost shall remain a lien on such Property, and may also be collected in the like manner as taxes. The Corporation shall not be held responsible for the cost of restoration.
- 7.17. No Person, other than Persons authorized by the Manager for that purpose shall be permitted to operate the Curb Stop to any Premises.
- 7.18. All Curb Stops must be left clear and accessible at all times so that the Water in the Water Service Connection and Private Water Mains may be turned off or on as may be found necessary by the Manager.
- 7.19. All Private Water Services and Water Meters shall be properly protected from frost and any other damage at the expense and risk of

the Owner of the Property being serviced. The Owner shall be responsible for the water loss occasioned by a leak in the Private Water Service and/or Private Water Main and the charge for such Water loss shall be determined by the Manager, shall be paid by the Owner upon demand by the Corporation and the Corporation shall not be held responsible for any damages arising from such leakage.

- 7.20. When any Premises is left vacant or without heat, it is the Owner's responsibility to shut off the Water Supply from within the Premises and to drain the piping therein. The Owner or Occupant is encouraged to notify the Corporation to have the Curb Stop turned off to stop the Water Supply to prevent damages. The valve will be turned on only at the Owner's request in the Owner's presence.
- 7.21. When any Premises is left vacant, unattended or without heat, where the Water Supply has not been shut off, suffers damage to it and its contents from a leaking or burst Water pipe, the Owner or the Occupant shall not make a claim against the Corporation. Should the Manager become aware of such leaking or burst pipes, the Manager shall turn off the Curb Stop, and the Water supply shall not be turned on until the Manager, at their discretion, considers it advisable.
- 7.22. Every Owner and Occupant of a Premises supplied with Water from the Corporation's Water supply shall grant access at all times between the hours of 08:00 a.m. and 04:30 p.m., Monday to Friday inclusive, to employees and authorized agents of the Corporation for the purpose of Water Meter reading, installing, inspecting, altering and repairing Water lines, Water Meters, Backflow Prevention Devices, fixtures or appurtenances. Failure to allow such access following reasonable requests for same may result in the Water Supply to the Premises being turned off without notice. Reasonable attempt will be made to contact the Owner to notify of the interruption.

8.0 Conditioning, Heating, Cooling, and Heat Pumps

- 8.1. No Person shall install any air conditioning, refrigeration, heating equipment or any other equipment which requires the use of Water without the approval of the Manager.
- 8.2. No Person shall allow the once through use of Water for the purpose

of cooling, with the exception of makeup Water for recirculation systems and boiler blow downs.

8.3. Heat pumps which use Water shall not be permitted.

9.0 Cross-Connection Control and Backflow Prevention

9.1. Application of By-law

9.1.1. This Section 9.0 applies to all new and existing industrial, commercial, institutional, and multi-residential Buildings and Structures, except Buildings of residential occupancies as described in Part 9 of the *Building Code Act* as amended from time to time.

9.1.2. In addition to and notwithstanding Section 9.1.1, this By-law applies to any Structure or Building where a condition exists that may be hazardous or detrimental to the Water Supply as determined by the Corporation.

9.2. Cross-Connection Prohibited

9.2.1. No Person or Owner shall connect, cause to be connected, or allow to remain connected to the Municipal Drinking Water System any piping, fixture, fitting, container or appliance, in a manner which under any circumstances, may allow water, Wastewater, non-Potable Water, or any other liquid, chemical or substance to enter the Water Distribution System.

9.2.2. In addition to Section 9.2.1 and in accordance with all other provisions of this By-law, every Owner of a Property to which this By-law applies under Section 9.1.1, shall ensure that a Backflow Prevention Device is installed in respect of Premise Isolation in every Building or Structure where a connection to the Municipal Drinking Water System exists.

9.2.3. No Person shall connect, cause to be connected, or allow to remain connected to the Municipal Drinking Water System any Auxiliary Water Supply without written approval from the Corporation.

9.2.4. Where there is a Fire Protection System within a Building or Structure, the Owner of the Property shall ensure that such Building

or Structure is protected against Backflow in accordance with Part 7 of the Building Code and the CSA Standard.

9.3. Persons Permitted to Carry Out Work

9.3.1. Only Qualified Persons shall carry out any of the functions set out on the Authorized Functions List.

9.3.2. No Persons described in the Authorized Functions List shall carry out any of the corresponding authorized functions unless the Person has registered with the Corporation, provided all requested documentation to the Corporation, paid any applicable fee, and received a Corporation registration number.

9.3.3. The re-registration with the Corporation as referred to in Subsection 9.3.2 shall be annually, or at the request of the Corporation.

9.3.4. No Person shall submit any documentation to the Corporation as part of the registration process that contains inaccurate or false information.

9.4. Application of CSA Standard

9.4.1. Except as otherwise set out in this Subsection, the installation, maintenance, and field testing of Backflow Prevention Devices shall be in accordance with the CSA Standard.

9.4.2. In the event of a conflict between the CSA Standard and this Section, this Section of the by-law shall prevail.

9.5. Cross Connection Control Survey

9.5.1. Every Owner of a Property, to which is described in Subsection 9.1, shall every five (5) years, upon change of ownership, upon Property zoning change or as requested by the Corporation, cause to have a Cross-Connection Control Survey carried out for each Building or Structure on their Property at their own expense.

9.5.2. Cross-Connection Control Surveys shall be carried out by a person permitted to do so set out by the Authorized Function List.

9.6. Selection of Backflow Prevention Devices

- 9.6.1. Every Owner shall ensure that every Backflow Prevention Device required for Premise Isolation on their Property is a testable device and:
- a) is the proper device to be used as determined by the CSA Standard's Selection Guide; or
 - b) when the type of Cross-Connection is not identified in the Selection Guide, the Corporation shall determine which device shall be used.
- 9.6.2. Despite Subsection 9.6.1 of this By-law, the Corporation may permit an existing Backflow Prevention Device as long as the safety of the Municipal Drinking Water System is maintained to the satisfaction of the Corporation in its sole discretion.
- 9.7. Installation of Backflow Prevention Devices**
- 9.7.1. Every Person who installs, replaces, relocates or repairs a Backflow Prevention Device shall ensure that:
- a) the device is installed in accordance with manufacturer specifications and the requirements of the CSA Standard; and
 - b) the device is located in such a manner, that in the event of Backflow, the device prevents contamination of the Municipal Drinking Water System and any other Potable Water systems.
- 9.7.2. Every Owner of a Property upon which a Backflow Prevention Device is installed, shall ensure that such device is maintained and in proper working order at all times.
- 9.7.3. In the event that the Water Supply cannot be shut down in order to facilitate annual testing, a By-pass shall be installed around the device with a suitable Backflow Prevention Device installed on the By-pass to allow for testing of both devices in accordance with Subsection 9.8.

9.8. Testing of Backflow Prevention Devices

9.8.1. Every Owner who has a Backflow Prevention Device located on their Property shall ensure, at their own expense, that:

- a) the device is tested by an Authorized Tester when it is first installed, annually thereafter and at request of the Corporation. The device shall be retested after any cleaning, repairs, overhauls, replacements, or relocations;
- b) a Test Report is provided to the Corporation within fourteen (14) days of the test being conducted;
- c) if any such device fails a test, is malfunctioning or otherwise not in proper working order, the device is to be immediately repaired or replaced; and
- d) if the device is unable to be repaired immediately, the Owner shall cease any activities that may result in Backflow and ensure the device is repaired within three (3) days of the failed test or malfunction.

9.8.2. Every Person who tests a Backflow Prevention Device shall:

- a) carry out testing in accordance with this Section, the CSA Standard, and all applicable legislation;
- b) provide a legible Test Report to the Corporation, in respect to such test, within fourteen (14) days of completing said test; and
- c) upon finding that a device is malfunctioning or otherwise not in working order, immediately notify the Owner of the Property and the Corporation of such condition.

9.9. General Provisions

9.9.1. In addition to any other provisions of this By-law, the Corporation may at any time order an Owner to conduct tests, provide reports and undertake any other measures required for the prevention of Backflow or protection of a Cross-Connection.

- 9.9.2. No Person shall submit any documentation to the Corporation that contains inaccurate or false information.
- 9.9.3. All costs associated with installing, testing, maintaining, relocating, replacing, removing, and any other work related to Backflow Prevention Devices shall be at the expense of the Owner.
- 9.9.4. Where an Owner does not comply with any provision of this Section, the Corporation may:
- a) order the Owner to comply with the by-law requirements and in doing so, shall provide reasonable particulars of the Owner's non-compliance and prescribe the time period for compliance with such order;
 - b) impose a fine in accordance with Section 12.0 of this By-law; and
 - c) shut off the Water Supply to the Property or any portion thereof until such a time as all provisions of this Section 9.9 are met.

10.0 Inspection and Access to Property

- 10.1. The Corporation or any Person authorized by the Corporation for the purposes of this By-law may, at reasonable times, enter onto any land on which the Corporation supplies Water for the following purposes:
- 10.1.1. To install, inspect, repair, alter, or disconnect service pipe or wire, machinery, equipment and other works used to supply Water to, or collect Wastewater from the Building or land.
 - 10.1.2. To inspect, install, repair, replace, or alter a Water Meter or a Radio Transmitter.
 - 10.1.3. To inspect all parts of every Building or Premises to which any Water is supplied for the purpose of inspecting for compliance with this By-law. When carrying out an inspection, the Corporation may:

- a) require the production of any documents or things relevant to the inspection;
 - b) inspect and remove documents or things relevant to the inspection the purpose of making copies or extracts;
 - c) require information from any person concerning a matter related to the inspection; and
 - d) make examinations or take tests, samples, photographs necessary for the purpose of the inspection.
- 10.2. For the purposes of carrying out an installation, inspections, repair, disconnection, or other work, the Corporation may shut off or reduce the supply of water to any Building or land.
- 10.3. If an Owner discontinues the use of the Municipal Drinking Water System or the Corporation lawfully decides to cease the supply of Water to any Building or land, the Corporation or individuals authorized by the Corporation may enter onto the Premises:
- 10.3.1. To shut off the supply of Water;
 - 10.3.2. To remove any property of the Corporation, or
 - 10.3.3. To determine whether the Water Supply or Wastewater collection system is being used lawfully.
- 10.4. Whenever the Corporation exercises a power of entry pursuant to this Section 10.0, the Corporation shall not enter a Premise that is a dwelling unless:
- 10.4.1. The consent of the Occupant and or Owner is first obtained, ensuring the Occupant and or Owner is first advised that entry may be denied;
 - 10.4.2. A warrant is obtained under Section 158 of the *Provincial Offences Act*;
 - 10.4.3. The delay necessary to obtain a warrant or the consent of the Occupant would result in immediate danger to the health and safety of any person; or
 - 10.4.4. The entry of the dwelling is for the purpose of Section 10.1.2 or 10.3 and proper notice is given to the Occupant.

- 10.5. Whenever the Corporation or any person authorized by the Corporation exercises a power of entry pursuant to this By-law, the Corporation shall:
- 10.5.1. Provide reasonable notice to the occupier of the land by personal service, prepaid mail or by posting the notice on the Property in a conspicuous place;
- 10.5.2. As is practical, restore the Property to its original condition where any damage is caused by the inspection that is deemed not relevant to the determination of a contravention or compliance with this By-law.

11.0 Prohibitions

- 11.1. No Person shall:
- 11.1.1. willfully hinder or interrupt, or cause or procure to be hindered or interrupted, the Corporation or any of its officers, contractors, agents, servants or workers, in the exercise of any of the power conferred by this By-law;
- 11.1.2. willfully let off or discharge water so that the Water runs waste or useless out of the Municipal Drinking Water System;
- 11.1.3. being an Owner, tenant, Occupant or inmate of any house, Building or other place supplied with Water from the Municipal Drinking Water System, improperly waste the Water or, without the consent of the Corporation, lend, sell or dispose of the Water, give it away, permit it to be taken or carried away, use or apply it to the use or benefit of another, or increase the supply of Water agreed for;
- 11.1.4. without lawful authority, willfully open or close any Curb Stop or Fire Hydrant, or obstruct the free access to any Fire Hydrant, Main Shut-Off Valve, Meter Chamber or Corporation owned pipe by placing on it any building material, rubbish or other obstruction;
- 11.1.5. throw or deposit any injurious or offensive matter into the Water or Municipal Drinking Water System, or upon the source water ice if the water is frozen, or in any way foul the Water or commit any willful damage or injury to the Municipal Drinking Water System, pipes or Water, or encourage the same to be done;

11.1.6. willfully alter any Water Meter or Radio Transmitter placed upon any service pipe or connected therewith, within or without any Building or other place, so as to lessen or alter the amount of Water registered; or lay, or cause to be laid, any pipe or main to connect with any pipe or main of the Municipal Drinking Water System, or in any way obtain or use the Water without the consent of the Corporation; or use Water in contravention with the regulations.

12.0 Enforcement

12.1. Any Person who contravenes any provision of this By-law is, upon conviction, guilty of an offence and is liable to any penalty as provided in the *Provincial Offences Act*, R.S.O. 1990.

12.1.1. The court in which the conviction has been entered, and any court of competent jurisdiction, thereafter, may make an order prohibiting the continuation or repetition of the offence by the Person convicted, and such order shall be in addition to any other penalty imposed on the Person convicted.

12.2. Instead of laying a charge under the *Provincial Offences Act*, R.S.O. 1990, c. P.33 for a breach of any provision in this By-law, an Enforcement Officer may issue a Penalty Notice to the Person who has contravened this By-law in accordance with the Administrative Monetary Penalty System (AMPS) By-law 2022-112, and the Person shall be liable to pay an Administrative Penalty as set out in Schedule A of the AMPS By-law.

12.3. Each day on which a Person contravenes any provision of this By-law shall be deemed to constitute a separate offence under this By-law.

12.4. Every Person who, by act, default, neglect or omission occasions any loss, damage or injury to any water public utility works, or to any Municipal Drinking Water System plant, machinery, fitting or appurtenance thereof is liable to the Corporation therefore.

12.5. Every Person who willfully or maliciously damages or causes or knowingly suffers to be damaged any Water Meter, Radio Transmitter, lamp, lustre, Private Water Service pipe, conduit, wire, rod or water fitting belonging to the Corporation or willfully impairs or knowingly suffers the same to be altered or impaired, so that the

Water Meter indicates less than the actual amount of the Water that passes through it, is guilty of an offence and on conviction is liable to fine, to the use of the Corporation, and for any expenses of repairing or replacing the Water Meter, Radio Transmitter, lamp, lustre, Private Water Service pipe, conduit, wire, rod or fitting and double the value of the surplus Water so consumed, all of which is recoverable under the Provincial Offences Act.

- 12.6. Every Person who willfully removes, destroys, damages, fraudulently alters or in any way injures any Water Meter, Radio Transmitter, Private Water Service pipe, conduit, wire, rod, pedestal, post, plug, lamp or other apparatus or thing belonging to the Corporation is guilty of an offence and on conviction is liable to a fine, to the use of the Corporation and is also liable for all damages occasioned thereby, which are recoverable under the Provincial Offences Act.
- 12.7. If a Person is required by the Corporation to pay an Administrative Penalty under Section 12.2 in respect to a contravention of this By-law, the Person shall not be charged with an offence in respect of the same contravention.

13.0 Previous By-law Repealed

- 13.1. By-law #2016-019 of the Corporation, and all amendments thereto, are hereby repealed.

14.0 Effective Date

This by-law comes into force and effect on the day it is passed.

Read, signed and sealed in open Council this 13th day of August, 2024.



Digitally signed by Manon L. Levesque
DN: cn=Manon L. Levesque, o=The Corporation of the City of Cornwall, ou=Office of the City Clerk, email=mlevesque@cornwall.ca, c=CA
Date: 2024.08.15 14:04:27 -04'00'



Digitally signed by Justin Towndale
DN: cn=Justin Towndale, o=City of Cornwall, ou=Office of the Mayor, email=jtowndale@cornwall.ca, c=CA
Date: 2024.08.16 15:26:50 -04'00'

Manon L. Levesque
City Clerk

Justin Towndale
Mayor



Appendix A- Authorized Functions List

Item	Function	Professional Engineer with Tester's License	Certified Engineering Technologist with Tester's License	Licensed Master Plumber with Contractor's and Tester License	Journeyman Plumber with Tester's License ¹	Apprentice Plumber with Tester's License ²	Licensed Corporation Staff with Tester's License ³	Fire System Sprinkler Fitter with Tester's License	Lawn Irrigation System Installer with Tester's License	Certified Water Operator or other Fire Prevention Systems Specialist
A	Perform Cross-Connection Survey	X		X	X	X	X			
B	Install, Relocate, or Replace Backflow Prevention Device			X	X	X				
C	Repair of Backflow Prevention Device			X	X	X	X			
D	Test Backflow Prevention Device ⁴	X	X	X	X	X	X	X	X	
E	Item A, B, C and D above in relation to Fire Protection Systems			X	X			X		
F	Item B, C and D above in relation to lawn sprinkler systems			X	X				X	
G	Private Fire Hydrant Maintenance ⁵									X

¹Required to be employed by a Licensed Plumbing Contractor.

²Required to be employed by a Licensed Plumbing Contractor and under the direct supervision of a Journeyman or Master Plumber

³Corporation maintenance staff are permitted to perform repairs if they have a tester's license.

⁴Anyone with an OWWA tester license as per CAN/CSA-B64.10, as amended, is permitted.

⁵Annual Registration as a qualified person, Hydrant Inspection Permit must be attained from the Corporation prior to proceeding with work. Relevant experience showing knowledge of proper Fire Hydrant operation can also be used to apply for Fire Hydrant permit.