

COUCHICHING INDIAN BAND

BYLAW NO. 10

This Bylaw is made pursuant to The Indian Act, Section 81 (1) (f) regarding local works.

The purpose of this Bylaw is to facilitate provision of sewer and water services on the Reserve.

The Couchiching Band Council hereby enacts the following as a Bylaw: -

1. All occupants of Reserve buildings served by the sewer and water system must execute an agreement in the form appended hereto as "Annex A" before sewer and water service will be extended to the building or buildings of those occupants.
2. The Band Council hereby adopts and enacts certain provisions contained in the Bylaws of the Town of Fort Frances appended hereto as "Annex B". Those certain provisions concerning private drain connections and/or water service, are as follows:

TOWN OF FORT FRANCES BYLAW NO. 2184, PARAGRAPHS 2 & 4

TOWN OF FORT FRANCES BYLAW NO. 2184-D, PARAGRAPHS 5,6,7,8,9

TOWN OF FORT FRANCES BYLAW NO. 2184-D-1, PARAGRAPH 1

TOWN OF FORT FRANCES BYLAW NO. 2379, PARAGRAPHS 1,2,3,4,5.

Wherever those said provisions impose any obligation upon an "owner" of land, that obligation shall be deemed to be the obligation of the adult occupants, or any of them, of the building to which the said private connection is to be made.

3. Subject to Paragraph 4, charges for installation of sewer and water connections to on-Reserve buildings from the on-Reserve water and sewer mains shall be as set from time to time by the Band Council.
4. Wherever the Town of Fort Frances is called on to provide construction of any sewer or water line from any sewer or water main for provision of service to any on-Reserve building, the charges payable for such provision shall be as prescribed by Town of Fort Frances Bylaw No. 2184-F, Paragraph 2, and "Schedule B", both of which are appended as "Annex C" to this Bylaw.

This Bylaw was approved and passed at a meeting of the Band Council
held on 29th day of May A.D. 1978.

"Rudy L. Morrisseau"

CHIEF

"Alvina McPherson"

COUNCILLOR

"Shirley I. Bruyere"

COUNCILLOR

"Glenn Jourdain"

COUNCILLOR

"Russell Jourdain"

COUNCILLOR

"Gilbert Perreault"

COUNCILLOR

COUNCILLOR

COUCHICING INDIAN BAND

BYLAW NO. _____

"ANNEX A"

A G R E E M E N T

B E T W E E N:

THE COUCHICING INDIAN BAND

(Hereinafter called the "Band")

-and-

.....

(Hereinafter called the "Customer")

1. The Band agrees to permit its sewer and water system to be connected to the Customer's premises at _____
_____.
2. The Customer agrees to abide by all Bylaws, rules and regulations, regarding sewer and water service, which the Band has or in the future will make, and to promptly and on demand pay all charges for such service.
3. The Customer specifically acknowledges that he will abide by the terms of any agreement respecting sewer and water entered into between the Band and the Town of Fort Frances.

DATED this day of , A.D. 1978.

REPRESENTING THE BAND

THE CUSTOMER

TOWN OF FORT FRANCES

BY-LAW NO. 2184

(being a by-law to provide for the construction of private drain connections and/or water service pipes in the Town of Fort Frances and fixing charges therefor under Sections 3 and 4 of the Local Improvement Act, Chapter 223, R. S. O. 1960.)

The Council of the Corporation of the Town of Fort Frances hereby enacts as follows:

1. That by-law No. 1693 is hereby repealed and charges for installation of sewer and water connections heretofore established by resolution of Council shall no longer apply.

2. Where any sewer or watermain has been or may hereafter be constructed in this municipality, the Council shall on petition (Schedule "A" to this by-law) signed by the owner or owners of abutting property, construct a private drain connection and/or water service connection from the main to the street line and the cost thereof shall be paid by the owner of the abutting property as hereinafter set forth in Schedule "B" to this by-law.

3. Hereafter, whether on new construction or repairs, the Corporation's stop shall be placed on the street immediately adjacent to the property served.

4. When a request or petition for construction of a private drain and/or water connection is received in accordance with this by-law, the Town Engineer may proceed with the construction thereof and the terms and costs in connection therewith as hereinbefore stated shall apply, and if not otherwise paid, shall be collected in accordance with sub-section 2 Section 4 of the Local Improvement Act.

READ three times in open Council and finally passed this 28th day of December 1962.

[Signature] Mayor

[Signature] Clerk

TOWN OF FORT FRANCES

SCHEDULE "A" BY-LAW NO. 2134

To the Clerk
Town of Fort Frances:

I hereby make application to have sewer and water connected to the following premises: (Size of pipe - Water _____ Sewer _____)
Lot _____, Block _____ Plan _____ No. _____ Street _____

I agree to abide by all by-laws, rules and regulations, governing the installation of sewer and water services and sanitary conveniences in the said Town of Fort Frances.

Dated at Fort Frances this _____ day of _____ 19____. _____ Owner
_____ Contractor

This PERMIT to install sewer and water services as set out in the above application is granted provided the said Owner and Contractor shall in all things conform to the by-laws, rules and regulations governing the installation of such services in the said Municipality.

Connection Measurement:

Amount: \$ _____ Acct. Rec. No. _____ Deposit paid \$ _____

Remarks: _____

Dated at Fort Frances this _____ day of _____ 19____. _____ Clerk

Ownership confirmed and approved

Town Clerk-Treasurer

BY-LAW NO. 2184-D

(Being a by-law to amend By-law No. 2184 respecting private drain connections and/or water service connections in the Town of Fort Frances. Sections 3 and 4 - The Local Improvement Act, R. S. O. 1960, Chapter 223.)

WHEREAS the Council of the Corporation of the Town of Fort Frances deems it desirable to prohibit certain private drain connections and water service connections commonly called diagonal connections and hereafter referred to as diagonal private drain connections, and diagonal water service connections;

AND WHEREAS it is desirable to regulate installation of private drain connections and water service connections during adverse winter weather conditions;

AND WHEREAS it is desirable to regulate disconnection, replacement and reconnection of private drain or water service connections;

NOW THEREFORE, the Council of the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:-

(a) That by-law No. 2184 be amended by the addition of paragraphs No. 5 to 9 as follows:

5. That no diagonal private drain or diagonal water service connection shall be permitted to any sanitary sewer main or watermain where such main does not traverse the property or the street abutting such property, and the said property is not assessed for such local improvements on a per foot frontage basis under the Local Improvement Act.
6. That between the 1st day of November and the 30th day of April installation of private drain connections and water service connections shall be at cost to the applicant providing that such cost shall be not less than the rates as set out in Schedule "B" and providing further that the aforementioned dates may be advanced or retarded at the discretion of the Town Engineer as weather conditions permit.
7. In the event of demolition of any buildings serviced by private drain or water connections, application shall be made to the Public Works Department for shut-off of water services and capping of private drain connections and the costs thereof shall be borne by the applicant.
8. Where private drain or water service connections are required to be reconnected to any property, such services shall be provided by the Town to let a line from the street to the private drain or water connection.

and where it is determined that replacement is necessary, such private drain or water service connection shall be replaced at the rates as set out in Schedule "B" to By-Law No. 2184 as amended.

9. The applicant shall be liable for the cost of locating private drain or water service connections upon application for reconnection.

READ THREE TIMES and finally passed in open council this 14th day of September 1970.

W. Marshall MAYOR
W. T. Bergeron CLERK

TOWN OF FORT FRANCES

BY-LAW NO. 2184-D-1

(Being a by-law to amend by-law No. 2184-D respecting private drain connections and/or water service connections in the Town of Fort Frances.)

The Council of the Corporation of the Town of Fort Frances

HEREBY ENACTS as follows:-

1. That by-law No. 2184-D enacted on the 14th day of September 1970, be amended by adding thereto the following to paragraph seven thereof:

"If the owner does not apply for shut-off of water services and capping of private drain connection within ten (10) days of such demolition then the Public Works Department may enter onto the said premises and disconnect the water service and cap the private drain connection, and the cost thereof shall be a charge against the property and collected in a like manner as taxes."

READ three times and finally passed in open Council this 27th day of December 1973.


MAYOR


CLERK

TOWN OF FORT FRANCES

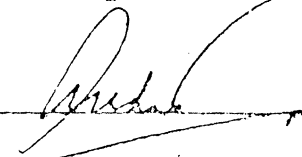
BY-LAW NO. 2184-F

(Being a By-law to amend By-law No. 2184)

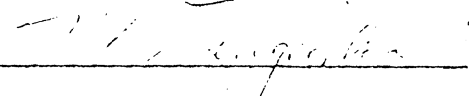
The Council of the Corporation of the Town of Fort Frances
HEREBY ENACTS as follows: -

1. That Schedule "B" as enacted under authority of By-Law No. 2184-E on the 10th day of April 1972, and the said By-law No. 2184-E, be and the same are hereby repealed and the charges for installation of sewer and water connections established thereby shall no longer apply.
2. That the Charges for installation of sewer and water connections from and after the date of the passing of this By-law shall be as set forth on Schedule "B" attached hereto.

READ A FIRST TIME in open Council this 27th Day of December 1976.

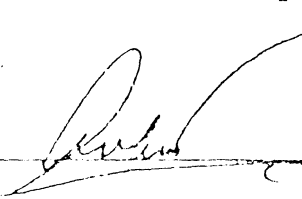


MAYOR

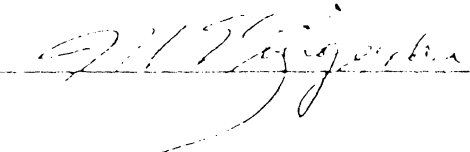


CLERK

READ A SECOND AND THIRD TIME in open Council and finally passed this 24th day of January 1977.



MAYOR



CLERK

TOWN OF FORT FRANCES

BY-LAW NO, 2184-F

Schedule "B"

Rates for the Installation of Sewer and Water Connections

	<u>Rate</u>	<u>25% Deposit</u>
3/4" Copper Water Line Only	\$485.00	\$121.25
1" Copper Water Line Only	510.00	127.50
1 1/2" Copper Water Line Only	605.00	151.25
2" Copper Water Line Only	665.00	166.25
4" Sewer Line Only	465.00	116.25
6" Sewer Line Only	490.00	122.50
3/4" Copper Water Line and 4" Sewer	745.00	186.25
1" Copper Water Line and 4" Sewer	755.00	188.75
1 1/2" Copper Water Line and 4" Sewer	890.00	222.50
2" Copper Water Line and 4" Sewer	965.00	241.25
3/4" Copper Water Line and 6" Sewer	775.00	193.75
1" Copper Water Line and 6" Sewer	795.00	198.75
1 1/2" Copper Water Line and 6" Sewer	930.00	232.50
2" Copper Water Line and 6" Sewer	990.00	247.50

In the event pavement has to be broken and repaired to provide a connection, the applicant shall pay extra over the above rates for extra expenses involved in road restoration.

PLEASE NOTE: Above rates apply only to installation on the standard 66 foot road allowance. For all other connections, the applicant shall pay full cost or shall pay according to the decision of Town Council. A minimum deposit of 25% of the applicable rate is required on application, the balance payable within 60 days after installation or if not sooner paid, the balance shall be collected as provided under Section 4 (2) The Local Improvement Act, R. S. O. 1970.

A by-law to prohibit and regulate the discharge of any gaseous, liquid or solid matter into land drainage works, private branch drains and connections to any sewer, sewer system, or sewage works in the municipality, for the carrying away of domestic sewage or industrial waste or both, whether connected to a treatment works or not.

WHEREAS under the provisions of The Municipal Act, R.S.O. 1960, Chapter 249, Section 379, s. s. 1, para. 125, and amendments thereto, by-laws may be passed by the Councils of local municipalities for prohibiting and regulating the discharge of any gaseous, liquid or solid matter into land drainage works, private branch drains and connections to any sewers, sewer systems, or sewage works for the carrying away of domestic sewage, industrial waste or both, whether connected to a treatment works or not;

AND WHEREAS the Council of the Corporation of the Town of Fort Frances deems it expedient to pass a by-law for the above purposes;

NOW THEREFORE, the Corporation of the Town of Fort Frances hereby enacts as follows:-

1. Without the written consent of the Corporation of the Town of Fort Frances, no person or corporation shall make any connection to any land drainage works, private branch drains ^{OR} ~~any~~ connection to any sewers, sewer systems or sewage works for the carrying away of domestic sewage, industrial waste or both, whether connected to a treatment works or not, belonging to the corporation of the Town of Fort Frances, hereinafter referred to as sewers, for the purpose of directing the flow of water from the roofs of buildings or from land into any such sewers. Nothing in this section shall be construed as prohibiting the normal flow of water from roofs and land into such sewers by any of entrances to the sewers if provided by the Corporation.
2. Without the written consent of the Corporation of the Town of Fort Frances, no person or Corporation shall allow the discharge of any gaseous, liquid or solid matter into any sewer of the corporation from any premises operated as a garage, service station or restaurant unless such person, liquid or solid matter is discharged into such sewer through a ground trap approved by the Department of Public Health for the Province of Ontario for such purpose and the installation of all such ground traps shall be subject to the inspection of the Department or a responsible official of the Town at all reasonable times.
3. However, any person may connect existing drains to a sanitary sewer and maintain such connection, provided that at no time shall water from the roofs of any building be discharged on the ground closer than four feet to the foundation wall around which the existing drains are placed in such connection.
4. In the event of any violation of the provisions of this by-law, the Corporation of the Town of Fort Frances shall have the right to require

corporation guilty of such contravention to discontinue same. Notice to discontinue the contravention shall be given in writing and may be given by prepaid registered post addressed to such person or corporation at its proper place of address or by delivering the same to such person or the proper officer of such corporation.

5. In the event of any contravention of this by-law not being removed within ten (10) days of the giving of the notice hereinbefore provided, such contravention may be removed or rectified by the Corporation of the Town of Fort Frances at the expense of such person or corporation, and the cost of such removal may be recovered in like manner as municipal taxes.

READ a first time in open Council this 28th day of November 1966.

[Signature] MAYOR

[Signature] CLERK

READ a second time in open Council this 23rd day of January 1967

READ a third/^{time}and finally passed in open Council this 23rd day of January 1967.

[Signature] MAYOR

[Signature] CLERK