

SUMMER VILLAGE OF MA-ME-O BEACH

BYLAW NO. 389

A BYLAW FOR THE PURPOSE OF REGULATING RESIDENTIAL AND COMMERCIAL PRIVATE WASTEWATER FACILITIES IN THE SUMMER VILLAGE OF MA-ME-O BEACH

WHEREAS the Municipal Government Act, 2000, c.M-26 as amended or repealed and replaced from time to time and amendments thereto provides that a council of a municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property and to regulate activities and things in, on or near a public place or place that is open to the public;

AND WHEREAS the Municipal Government Act 2000, c.M-26 as amended or repealed and replaced from time to time and amendments thereto permits the Council, by bylaw, to control or prohibit development and to respond to present and future issues;

AND WHEREAS the Municipal Government Act 2000, c.M-26 as amended or repealed and replaced from time to time and amendments thereto, permits the summer village to impose fines for bylaw offences;

AND WHEREAS the Council of the Summer Village of Ma-Me-O Beach deems it advisable to adopt such a bylaw;

NOW THEREFORE the Council of the Summer Village of Ma-Me-O Beach in the Province of Alberta, duly assembled, enacts as follows:

- 1.0 Name of Bylaw:
 - 1.1 This Bylaw shall be known as "The Wastewater Bylaw 2022."
- 2.0 Definitions: In this bylaw,
 - 2.1 '*Certified Maintenance Inspector*' means the holder of a Private Sewage Certificate of Competency granted by Alberta Municipal Affairs who has been approved by the Summer Village.
 - 2.2 '*Inspection Report*' means an Inspection Report provided by a Safety Codes Officer in accordance with the Uniform Quality Management Plan adopted by the Summer Village Council or by a Certified Maintenance Inspector in accordance with this Bylaw.
 - 2.3 '*Municipal Wastewater Utility System*' means a piping system for collecting Wastewater operated by the Summer Village or a contractor selected by the Summer Village.
 - 2.4 '*Private Sewage Disposal System*' (or *Sewer System*) means on-site wastewater treatment systems as defined in the Standard of Practice, Septic Tanks and the associated Treatment Fields, *Holding Tanks, Privies or Outhouses*, or a plant for the treatment and disposal of *Wastewater* that is not connected to a Municipal Wastewater Utility System.
 - 2.5 "*Sewage*" means wastewater.
 - 2.6 '*Sewage field*' means a sewage facility that permits wastewater to flow from a tank into pipes distributing the water into the ground.
 - 2.7 '*Summer Village*' means the Summer Village of Ma-Me-O Beach.
 - 2.8 '*Wastewater*' means all the composite of liquid and water-carried wastes associated with the use of water for drinking, cooking, cleaning, washing, hygiene, sanitation, or other domestic purposes and includes greywater.

3.0 General

- 3.1 This bylaw is applicable to all parcels of land within the Summer Village that are not connected to the Municipal Wastewater Utility System.
- 3.2 All properties within the Summer Village that are used for any purpose including camping, recreational activities, or living accommodation must contain all wastewater in a water tight holding tank.
- 3.3 Any developments require that all wastewater pipes be connected to a holding tank or septic tank. The minimum capacity for the two (2) compartment, two (2) riser holding tank for new or existing developments shall be 5,400 liters (1,200 gallons) unless a variance regarding the minimum size has been approved in advance by the Summer Village. The tank must meet all specifications for hook up to the Municipal Wastewater Utility System.
- 3.4 No Private Sewage Disposal System (definition 2.6) shall be constructed in the Summer Village.
- 3.5 All existing outhouses must be connected to a watertight holding tank or septic tank.
- 3.6 All existing sewage fields must be decommissioned and replaced with a holding tank or septic tank.
- 3.7 Following the commissioning of the Municipal Wastewater Utility System, any new or upgraded Private Sewage Disposal System is required to connect to the Municipal Wastewater Utility System unless prior written approval for a variance has been provided by the Summer Village. Such variance will not be granted unless the holding tank meets the specifications as set out in 3.3.
- 3.8 Upon receiving written or verbal notice of a sewage facility that does not meet the requirements of this bylaw, the summer village will notify the property owner(s) within 10 days. The property owner(s) will have 90 days following the receipt of this notice to correct the deficiencies to their sewage facilities.
- 3.9 Any property owner who fails to upgrade the sewage facility as ordered within the specified time frame: may be subjected to a fine; and, the summer village may contract to have the facility upgraded to a new holding tank or septic tank; and, the contaminated soil may be removed and replaced; and, the holding tank or septic tank will be connected to the Municipal Wastewater Utility System, with all costs charged to the property owner.
- 3.10 Upon receiving written notice of a recreational vehicle, camping accommodation or other activities that create wastewater where that wastewater is not being contained in a watertight holding tank, the Summer Village will notify the property owner and the property owner may be subject to a penalty.
- 3.11 In the event that a wastewater producing lot is sold that is not connected to the Municipal Wastewater Utility, the new property owner will be required to connect to the Municipal Wastewater Utility System within one (1) year of the date that the system is fully commissioned and operating on a year round basis. Once the system is commissioned and operating on a year round basis, the new property owner will be required to connect to the Municipal Wastewater Utility within one year of purchase.
 - 3.11.1 Notwithstanding 3.11 above, if the property owner has applied for a demolition Development Permit and is planning to demolish the current structure and rebuild, the Manager may grant an extension to the one year requirement.

4.0 Inspections

- 4.1 All new and replacement Holding Tank installations require inspection by a Safety Codes Officer in accordance the Safety Codes Act and the Uniform Quality Management Plan.
- 4.2 All existing holding tanks, Privies, and Private Sewage Disposal Systems, are required to be inspected by a Certified Maintenance Inspector.

- 4.3 The Summer Village requires the Inspection to ensure a Private Sewage Disposal System meet the standards of the Alberta Private Sewage Systems Standard of Practice 2009 and amendments thereto. The property owner shall ensure that a copy of the inspection report is provided to the Summer Village Office.
- 4.4 Inspections to all holding tanks, privies and Private Sewage Disposal Systems will begin in 2023 and recur every third year thereafter.
 - 4.4.1 A holding tank inspection may be waived for a specific property if a Development Permit has been approved for the tank connection and pump installation and a contractor has been engaged to preform the work.
- 4.5 Inspection costs as per Section 4.4 above will be borne by the property owner and, if unpaid, will be added to the subsequent tax roll.

5.0 Penalties

Offense	Amount
1 st Offense	\$2,500.00
2 nd Offense	\$10,000.00
3 rd and Subsequent Offenses	\$25,000.00 each

PLUS the cost of remediation / rehabilitation required due to the nature of the offense.

Note that any penalty or remediation cost that remains unpaid will be transferred to the Property Tax account and late payment penalties will apply.

6.0 Enactment:

This Bylaw repeals Bylaw 362 Wastewater Bylaw 2018.


This Bylaw comes into effect on the date of the third reading.

Read a first time this 6th Day of May, 2022.

Read a second time this 6th Day of May, 2022..

Given unanimous consent to proceed to third and final reading this 6th Day of May, 2022.

Read a third time this 6th Day of May, 2022.



Christine Holmes, Mayor
Summer Village of Ma-Me-O Beach



Sylvia Roy, Chief Administrative Officer
Summer Village of Ma-Me-O Beach