

**By-law Number 25-2022**

**of The Regional Municipality of Durham**

Being a by-law to amend By-law No. 90-2003.

Whereas the Council of The Regional Municipality of Durham requires certain amendments to By-law 90-2003.

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. That section 1 (b) of By-law 90-2003 is hereby deleted and replaced with the following:
  - 1 (b) "Building Sewer" means that part of the Sewer Service commencing at the street line, property line or easement limit and terminating at the building;
2. That section 1 (s) of By-law 90-2003 is hereby deleted and replaced with the following:
  - 1 (s) "Sewer Service" means the pipe connecting a Regional Sewer to the building drain, and such pipe consists of a Sewer Service Connection and a Building Sewer;
3. That Section 17 (8) of By-law 90-2003 is hereby amended by adding the following language:

17 (8) The Commissioners of Finance and Works may offer a residential connection incentive to property owners with existing common shared services in an amount to be determined at their sole discretion based on the complexity and costs associated with each situation, and re-connection charges may be waived.
4. That By-law 90-2003 is hereby amended by adding the following as section 17(9):

17 (9) Where the Region intends to remove a substandard Sewer Service Connection, the Consumer shall have a period of six (6) months from the date of written notice from the Commissioner of Works to replace and connect the Consumer's building to the new Sewer Service connection.
5. That By-law 90-2003 is hereby amended by deleting s. 19 (2) and replacing with the following:

19 (2) Owners or occupants of land whose premises are served by the Regional Water Pollution Control System are responsible for providing a readily accessible 100 millimetre clean out at street line, property line or easement limit if requested by the Region. The installation, maintenance and repair of the clean out shall be the responsibility of the Consumer and all costs of such installation shall be borne by the Consumer.
6. That Section 20 (1) of by-law 90-2003 is hereby amended by changing the Sewer Use By-law reference to "Sewer Use By-law 55-2013".

7. That Section 21 of by-law 90-2003 is hereby deleted and replaced with the following:

- 21 (1) The Commissioner of Works is responsible for the installation, maintenance, flushing, cleaning, rodding, unblocking and repairing of Sewer Service Connections and all such work shall be done only by employees or agents of the Region.
- (2) The Region will not clean, repair or renew Sewer Service Connections which are longer than 30 metres.
- (3) The Region shall clean Sewer Service Connections, including flushing, rodding or unblocking, throughout the Regional Municipality of Durham only where readily accessible 100 millimetre diameter cleanouts are available, for single-family houses, semi-detached houses, street townhouses and street link houses with separate direct connections to the street sewer, and up to the nearest outside manhole for condominiums in accordance with the charges set out in Schedule "E", paragraph 2. If the Consumer or his or her agent does the cleaning, without the Region's authorization, the Consumers do so at the Consumer's cost and there shall be no reimbursement of such costs by the Region.
- (4) All Owners of single-family houses, semi-detached houses, street townhouses and street link houses which have less than a 100-millimetre diameter cleanout or a "T" cleanout on their Sewer Services shall be provided, if possible, with one (1) cleaning of their sewer service connection. Such Owners shall be advised that no further cleaning will be provided by the Region until a readily accessible 100-millimetre diameter cleanout has been installed at their own expense.
- (5) All repairs to, or renewals of, sewer service connections for single-family houses, semi-detached houses, street townhouses and street link houses with separate direct connections to the Sewer, shall be undertaken by the Region (excluding unusual surface restoration, landscaping and paving) in accordance with the charges set out in Schedule "E", paragraph 3. The Commissioner of Works may set guidelines for such works.
- (6) Where any Sewer Service Connection is found to have been blocked or damaged through the action of the Consumer occupying the property served by the pipe, or through the actions of any other Person, the cost of labour and materials used to repair such blockage or damage shall be charged to the Owner.
- (7) Section deleted
- (8) Connection to the Regional Water Pollution Control System through a rear yard shall only be allowed with the approval of the Commissioner of Works and by agreement with the Region covering, among other matters, maintenance, flushing, cleaning, rodding, unblocking, repairing, renewing and charges.

8. That section 24 of by-law 90-2003 is hereby deleted and replaced with the following:

24. When a building is demolished or removed and a Sewer Service Connection is intended to be reused in the future, the existing Sewer Service Connection shall be plugged, to the satisfaction of the Region, at street line, property line or easement limit, at the Owner's cost. The Owner shall arrange with the Commissioner of Works for an inspection before the Building Sewer is buried.

9. That sections 3 and 4 of Schedule E to by-law 90-2003 are hereby deleted and replaced with the following:
  3. Cleaning sanitary sewer service connections No charge  
(pursuant to subsection 21(3)).
  4. Repairs to or renewals of sanitary sewer service connections No charge  
(pursuant to subsection 21(5)).
10. That the attached Schedule A to this by-law be adopted as Schedule "F" to by-law 90-2003.
11. This By-law shall come into force on July 1, 2022

This By-law Read and Passed on the 27<sup>th</sup> day of April, 2022.

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J. Henry, Regional Chair and CEO

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C. Bandel, Acting Regional Clerk

SCHEDULE A

REGIONAL MUNICIPALITY OF DURHAM

Illustration of Water and Sanitary Sewer System Bylaw Definitions

