

By-law Number 51-2022

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 a point one metre from the outer face of the wall of a building or other structure and terminating at the street line, property line or easement limit;

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 at a point one metre from the outer face of the wall of a building or other structure and such pipe consists of a Sewer Service Connection and a Building Sewer;

3. 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 within 1 metre of the inner face of the outside wall where the Building Sewer leaves the building.

4. 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 Services which are longer than 30 metres.
- (3) The Region shall clean Sewer Services, 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 with one (1) cleaning. 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, Building Sewers 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 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 or Building Sewer 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) No repairs to, or renewals of, Building Sewers shall be undertaken until the Owner signs the release form as provided by the Commissioner of Works.
- (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.

5. 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 no longer required, the existing Building Sewer shall be plugged by the Owner, at the Owner's cost. The Owner shall arrange with the Commissioner of Works for an inspection before the Building Sewer is buried.

6. That sections 3 and 4 of Schedule E to by-law 90-2003 are hereby deleted and replaced with the following:

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| 3. | Cleaning sanitary sewer services
(pursuant to subsection 21(3)). | No charge |
| 4. | Repairs to or renewals of sanitary building sewers
(pursuant to subsection 21(5)). | No charge |

7. That section 10 of By-law 25-2022 be repealed.

8. This By-law shall come into force on the date it is passed.

BY-LAW passed this 28th day of September, 2022

John Henry, Regional Chair and CEO

Alexander Harras, Regional Clerk