

TOWN OF PARRSBORO SEWER CHARGES BYLAW

1. In this by-law, unless the context otherwise requires, the expression:
 - (a) “Building” means any dwelling, house, shop, store or office or any building which would require sewerage services;
 - (b) “Engineer” means the Engineer for the Municipality and includes the Superintendent of Works;
 - (c) “Municipality” means the “Town” of “Parrsboro”.
 - (d) “Owner” means a part owner, joint owner, tenant in common or joint tenant of the whole or any part of any land or building and includes a trustee, an executor, an administrator, a guardian, an agent, a mortgagee in possession or any other persons having the care or control of any land or building in case of the absence of disability of the person having title thereto;
 - (e) “Sewer” means a pipe, conduit, drain, open channel, or ditch used for the collection and transmission of wastewater, stormwater or uncontaminated process or cooling water;
 - (f) “Sewerage System” means all pipes, mains, equipment, buildings and structures for collecting, pumping or treatment of wastewater and operated by the Municipality, but does not include a storm sewer;
 - (g) “Storm Sewer” means a sewer and all related structures designed exclusively for the collection and transmission of uncontaminated water, stormwater, drainage from land or from any watercourse or any of them;
 - (h) “Water Utility” means the Water Utility of the Municipality.
 - (i) “Year” means the fiscal year of the Municipality.

2. Every owner of land
 - (a) on which any building is connected to a sewerage system;
 - (b) that fronts on any street or highway in which a sewer is situate;
 - (c) that fronts on any right-of-way which connects to a street or highway in which a sewer is situate; or
 - (d) on which a building is situate that council has ordered connected to a

sewerage system;

shall pay to the Municipality an annual "Sewer Service Charge" for the construction and maintenance of the sewerage system of the Municipality.

3. The Municipality shall annually calculate the Sewer Service Charge by dividing the total cost of the sewer system by the total number of equivalent user units within the system. Equivalent User Units are set out in Schedule "A" of this By-law.
4.
 - (1) Each year, the sewer service charge shall be increased over the previous years charge based on the same percentage increase as the Municipality's gross sewer operating and maintenance budget in the preceding year over that budget for the prior year.
 - (2) A lot upon which no building has been constructed which has less than the minimum frontage or area for a lot served by a sewer system, or a lot served by both sewer and water, as the case may be for the lot in question, as required by the Subdivision By-law or by an applicable land-use by-law (whichever is stricter) is exempt from the sewer service charge.
5.
 - (1) An owner of land that fronts on any street or highway in which a sewer is situated, or that fronts on a right-of-way which connects to such a street or highway, is not liable to pay the sewer service charge if the Municipal Engineer certifies that it would be impractical to connect any building on the land to the sewer.
 - (2) A decision of the Municipal Engineer pursuant to this Section may be appealed to the Council.
 - (3) This Section applies only to land upon which a building has been constructed.
6.
 - (1) Sewer service charges shall be levied on the owners of all properties liable to pay the same commencing in the year the Municipal Engineer has certified to the Council that the system or project of which the sewer forms part is substantially completed on a pro-rated basis.
 - (2) For the purposes of this by-law, a sewer has been installed when the Municipal Engineer has certified to the Council that the system or project of which the sewer forms part is substantially complete.
 - (3) The Clerk shall forward a notice to each person who would be liable for the payment of a sewer service charge, that a sewer has been installed.
7.
 - (1) The sewer service charge shall be billed annually.
 - (2) The sewer service charge shall be due and payable 60 days after the billing.

8.
 - (1) The sewer service charge is a lien on the whole of the property subject to the sewer charge in the same manner and with the same effect as rates and taxes under the *Assessment Act*.
 - (2) The sewer service charge and interest thereon may be sued for and collected in the same manner as other rates and taxes.
 - (3) Land is liable to be sold for unpaid sewer service charges in the same manner and with the same effect as for unpaid taxes rates and taxes pursuant to the *Assessment Act*.
9.
 - (1) Every person connecting to the sewer shall pay a connection charge therefor equal to the cost to the Municipality of installing the connection.
 - (2) For the purposes of this by-law, a sewer has been installed when the Municipal Engineer has certified to the Council that the system or project of which the sewer forms part is substantially complete.
 - (3) The sewer connection charge is a lien and bears interest and may be collected in the same manner as the sewer service charge.
 - (4) Nothing in this Section means that the Municipality is responsible for any part of a sewer connection that is not in a public street, highway or sewer easement.

THIS IS TO CERTIFY that the foregoing By-law was duly passed at a duly called meeting of the Council of the Town of Parrsboro, held the 27th day of May, A.D., 2008.