

**REGIONAL DISTRICT OF ALBERNI-CLAYOQUOT**

**By-law No. R1011**

A By-law to Regulate Sewage Disposal within Salmon Beach,  
a part of Electoral Area "C" (Long Beach)

**WHEREAS** the Regional District may, by bylaw, establish and operate a service under provisions of the Local Government Act;

**AND WHEREAS** the Regional District has established, by bylaw E1031, a service for the collection, conveyance and disposal of sewage in an area known as Salmon Beach;

**AND WHEREAS** the Board of Directors wishes to enact regulations governing the collection, conveyance and disposal of sewage within Salmon Beach;

**NOW THEREFORE** the Board of Directors of the Regional District of Alberni-Clayoquot, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited for all purposes as 'Salmon Beach Sewage Disposal Regulations Bylaw No. R1011, 2003'.
2. DEFINITIONS

In this Bylaw:

**'Bylaw Enforcement Officer'** means one or more people appointed by the Regional District for the purposes of enforcing this bylaw.

**'Community Water System'** means a series of pipes, hoses or other infrastructure that delivers or is capable of delivering water to two or more properties.

**'Holding Tank'** means a tank, or if more than one tank, a series of tanks capable of holding sewage;

**'Owner'** means the registered owner of an estate in fee simple, and includes:

- (a) a tenant for life under a registered life estate;
- (b) a registered holder of the last registered agreement for sale;

**'Public Health Inspector'** means a person so appointed under the Health Act.

**'Regional District'** means the Regional District of Alberni-Clayoquot;

**'Sewage'** means human excretion or waste water from drinking, food preparation, bathing, washing or laundering.

3. A person may discharge *sewage* to a *holding tank* provided that the *owner* of the property from where the *sewage* originates:
  - a. has a valid sewage disposal permit issued by the *Public Health*


- Inspector* that approves a *holding tank* for the property in question;  
and,
- b. has installed the *holding tank* according to the terms of the permit;
4. Notwithstanding any other provision of this bylaw, no person may discharge *sewage* to a *holding tank* where the property is connected to a *community water system*.
  5. The *holding tank*:
    - a. shall be capable of holding at least 5455 litres of sewage;
    - b. shall have a visual signal that indicates when the *holding tank* is 75% full;
    - c. shall have a visual signal that indicates when the *holding tank* is 90% full;
    - d. shall have a pump-out stand pipe of a diameter not less than 15 cm, The pump-out pipe shall be readily accessible from an adjacent road.
  6. The signals referred to in section 5 shall, when activated, be clearly visible from an adjacent road.
  7. The *owner* is required to pump the *sewage* from the *holding tank* before it is 90% full.
  8. If *owner* fails to pump the *sewage* from the *holding tank* before it is 90% full, the *Regional District* may have the *holding tank* pumped out without notice to the *owner*. The cost is the responsibility of the *owner*. If the *owner* fails to pay the costs by December 31 any unpaid charges will be added to taxes the next year as taxes in arrears.
  9. *Sewage* from *holding tanks* shall be disposed of in a facility approved to accept such material.
  10. Prohibitions
    - a. No person shall commence or continue any work related to the installation of a *holding tank* unless the *owner* has a valid sewage disposal permit issued by the *Public Health Inspector*.
    - b. No person shall occupy or use any building or part thereof where a *holding tank* has been installed contrary to the terms of a sewage disposal permit issued by the *Public Health Inspector*.
    - c. No person shall do any work that is at variance with the provisions of the sewage disposal, unless such change has been approved by the *Public Health Inspector*.

- d. No person shall permit ground water to enter into the *holding tank*.
- 11. The *Bylaw Enforcement Officer* may enter an *owner's* lands at any reasonable time to inspect the sewage disposal system or to enforce or administer this bylaw.
- 12. Penalties
  - a. A person who contravenes this bylaw commits an offence and is liable upon conviction to the maximum penalty prescribed under the Offence Act.
  - b. For each day during which a contravention of this bylaw continues, a new and separate offence shall be deemed to occur.
  - c. Nothing in this bylaw shall prevent the Regional District from taking such other lawful action as it deems necessary to prevent or remedy any contravention of this bylaw.
- 13. If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by a Court of competent jurisdiction, the section, subsection, sentence, clause or phrase may be severed without affecting the validity of the remaining portions of this bylaw.

Read a first time this                    26<sup>th</sup>                    day of February, 2003  
 Read a second time this                26<sup>th</sup>                    day of February, 2003  
 Read a third time this                  26<sup>th</sup>                    day of February, 2003


I HEREBY CERTIFY THE FOREGOING to be a true and correct copy of Bylaw No. R1011 cited as 'Salmon Beach Sewage Disposal Regulations Bylaw No. R1011, 2003' as read a third time by the Regional Board of the Alberni-Clayoquot Regional District at a meeting held on the 26<sup>th</sup> day of February, 2003.

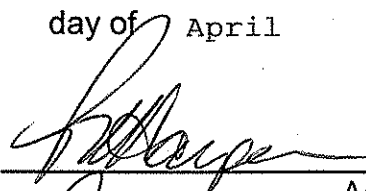
Dated at Port Alberni, B.C. this                    27<sup>th</sup>                    day of February, 2003

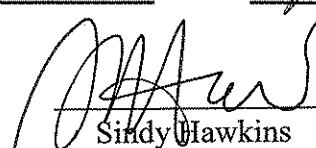
  
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 Robert A. Harper, CGA  
 Secretary-Treasurer

Approved by the Minister of Health this 3<sup>rd</sup> day of April, 2003

Adopted this 23<sup>rd</sup> day of April, 2003

  
 \_\_\_\_\_  
 Chairperson

  
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 Administrator

  
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 Sindy Hawkins  
 Minister