

THE CORPORATION OF THE TOWNSHIP OF SPRINGWATER

BY-LAW 2009 - 042

A By-law to Regulate Watering from Municipal Water Systems within The Township of Springwater, and to Repeal Appendix “E” of By-law 2007-042.

WHEREAS the use of The Township of Springwater water systems for outside watering may, from time to time, place heavy demands on the water supply so as to reduce the security of the supply; and

WHEREAS the Council of The Township of Springwater deems it expedient to regulate and conserve the use of the various municipal water systems to ensure a continued and abundant water supply for the purposes of fire fighting and domestic use, including during peak demand times; and

WHEREAS Section 12 of the *Public Utilities Act* R.S.O. 1990, Chapter P.52 authorizes the Corporation to pass by-laws for regulating the time, manner, extent and nature of the supply of the works, the building or persons to which and to whom the water shall be furnished; and

WHEREAS By-law 2007-042, The Water Regulation, Restriction and Rating By-law, regulates the municipal water systems within The Township of Springwater, and Appendix “E” of By-law 2007-042, providing restricted hours and days for lawn watering, is to be replaced by this by-law;

NOW THEREFORE Council of the Corporation of the Township of Springwater enacts as follows:

1. **DEFINITIONS**

“**Approval**” means written approval for exemptions provided by the Director of Public Works or designate.

“**Lawns and Gardens**” means trees, shrubs, flowers and gardens watered either by a hand held device or a sprinkler.

“**Municipal Law Enforcement Officer**” means the Municipal Law Enforcement Officer as appointed by by-law.

“**Restricted Times**” means between the hours of 12:00 a.m. (midnight) to 8:00 a.m. and from 7:00 p.m. to 11:59 p.m.; or on opposite days of permitted watering.

“Watering” means outdoor use of municipal water by means of a sprinkler or sprinkler system, hand held hose or pipe, or for washing automobiles or recreation.

2. RESTRICTION

2.1 The restrictions outlined in sections of this By-law shall apply from June 1st to September 15th in every year.

3. RESTRICTED WATERING

3.1 On a property with an even numbered municipal address, watering may only occur from 12 a.m. (midnight) to 8 a.m., or from 7:00 p.m. to 11:59 p.m. on an even numbered day of the month.

3.2 On a property with an odd numbered municipal address, watering may only occur from 12 a.m. (midnight) to 8 a.m., or from 7:00 p.m. to 11:59 p.m. on an odd numbered day of the month.

3.3 No person shall water lawns, trees or shrubs, or wash vehicles either with a hand held device or a watering system during restricted times.

3.4 No person shall water continuously outside of the permitted times.

4. EXEMPTIONS

4.1 The following regulations are exempt from Restricted Times:

a. Owners of newly seeded and/or sodded lawns, upon written request to the Director of Public Works, showing including proof of installation, may be permitted to water their lawn for fourteen (14) consecutive days regardless of the day designated under these Water Restrictions. All charges for the use and supply of water will be charged at the normal rate.

b. Owners of properties which have been sprayed for insects in accordance with Ontario Regulation 63/09 made under the *Pesticides Act*, upon written request and proof of such spraying to the Director of Public Works, may be permitted to water their lawn for seven (7) consecutive days regardless of day designation under these Water Restrictions. All charges for the use and supply of water will be charged at the normal rate.

c. Municipal property and vehicles are exempt from restricted times due to the emergency nature of their service.

5. WATERING BAN

- 5.1 Notwithstanding the provisions in Sections 2, 3 and 4 of this by-law, a water supply emergency may be declared by The Township of Springwater suspending all watering as necessary to maintain a safe supply of water. At the end of the emergency the provisions of this by-law may be permitted.
- 5.2 No person shall water during a watering ban.

6. PENALTY

- 6.1 Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, Chapter P33, as amended.

7. RESCIND APPENDIX

- 7.1 That "Appendix E" of By-law 2007-042 be hereby repealed, and that the remainder of By-law 2007-042 shall remain in effect as passed by Council on the Twentieth day of April, 2007.

8. ADMINISTRATION

- 8.1 This By-law shall be enforced by the Municipal Law Enforcement Officer appointed by Council.
- 8.2 This by-law shall come into full force and take effect on the date of passing.
- 8.3 This by-law shall be known as the "Watering By-law".

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this Nineteenth day of May, 2009.

Tony Guergis, Mayor

Carol O. Trainor, Clerk