

CITY OF NANAIMO

BYLAW NO. 7249.01

A BYLAW TO AMEND THE CITY OF NANAIMO "CROSS CONNECTION CONTROL BYLAW
2018 NO. 7249"

The Council of the City of Nanaimo in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. Title

This Bylaw may be cited as "Cross Connection Control Amendment Bylaw 2019 No. 7249.01".

2. Amendment

The City of Nanaimo "Cross Connection Control Bylaw 2018 No. 7249" is hereby amended as follows:

(1) Add 6.2 of Section 6 "Cross Connection Prohibited":

6.2 A person who creates an illegal Cross Connection shall be liable for all costs associated with the work undertaken by the City or its agent to restore the Waterworks System.

(2) Delete 8.1 of Section 8 "Testing, Maintenance and Repair of Backflow Prevention Assemblies" and replace with:

8.1 The Owner or Occupant or Backflow Assembly Tester, shall provide, to the City of Nanaimo within thirty (30) days of initial installation, repair or relocation of an Approved Backflow Prevention Assembly, a City of Nanaimo Backflow Assembly Test Report, completed by a Backflow Assembly Tester confirming the following:

(3) Delete title of Section 12 "Penalty Section" and replace with:

12. Penalty

(4) Delete 12.1 to 12.7 of Section 12 "Penalty Section", in their entirety, and replace with:

12.1 Every person who violates any of the provisions of this Bylaw, or who causes, suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this Bylaw, or who neglects or refrains from doing anything required to be done by any of the provisions of this Bylaw, or who carries out or who suffers, causes or permits to be carried out any development in a manner prohibited by or contrary to any of the provisions of this Bylaw, or who fails to comply with any order, direction or notice given under this Bylaw in addition to any other penalties provided for in this Bylaw, shall be liable on summary conviction to a fine not exceeding

Ten Thousand Dollars (\$10,000.00), or to imprisonment of not more than six (6) months, or both; or if an information is laid by means of a Municipal Ticket Information in accordance with the procedure set out in Part 8, Division 3 of the Community Charter, a fine as stipulated in Schedule “A” this Bylaw; or if the Local Government Bylaw Notice Enforcement Act applies, and a Bylaw Notice is laid in accordance with that Act, a penalty in accordance with Bylaw Notice Enforcement Bylaw 2012 No. 7159, Schedule “A”.

12.2 Each day the Offence against this Bylaw continues or exists shall be deemed to be a separate and distinct offence.

(5) Delete Section 13 “Forms and Schedules”, in its entirety, and replace with:

13. Schedules

13.1 Council authorizes that Schedule “A” may be omitted and established by resolution where the schedule can be more conveniently contained in a resolution.

(6) Delete Schedule “A” Fine Schedule, in its entirety, and replace with:

**Schedule “A”
Fine Schedule**

SECTION	DESCRIPTION OF OFFENCE	PENALTY
6.1	Allow Entry of Non-Potable Water or other Substances into the Waterworks System	\$200.00
7.3	Fail to Install Approved Backflow Preventer	\$500.00
8.1	Fail to Provide a Backflow Assembly Test Report	\$200.00
8.2	Fail to Inspect and Test Approved Backflow Preventer	\$200.00
8.4	Remove Backflow Preventer without Consent	\$200.00
8.5	Fail to Repair Non-Functioning Backflow Preventer	\$200.00
9.1.2	Fail to Install a Backflow Preventer on a Temporary Connection	\$200.00
9.1.3	Install Temporary Water Connection Without Permit	\$200.00
10.1	Fail to Provide Premises Isolation with Backflow Preventer	\$500.00
10.2	Connect Non-Potable and Potable Water Systems Without Approval	\$500.00
10.3	Fail to Permanently Mark Apparatus For Non-Potable Water System	\$500.00

11.1.3	Fail to Install or Use Approved Reduced Pressure Principal Backflow	\$500.00
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PASSED FIRST READING _____
PASSED SECOND READING _____
PASSED THIRD READINGS _____
ADOPTED _____

MAYOR

CORPORATE OFFICER