



# Water and Sewer System By-Law

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*Pursuant to the authority conferred by Section 8 of the Towns and Local Service Districts Act, (SNL 2023 T-6.2), the Town of Grand Falls-Windsor has made the following Water and Sewer System By-Law.*

1. **Interpretation:** In this By-Law, unless the context otherwise requires:
  - (a) "Act" means Towns and Local Service Districts Act (SNL 2023 T-6.2).
  - (b) "Council" means the Town Council of Grand Falls-Windsor;
  - (c) "Customer" means any person, firm or corporation whose property is connected to the system;
  - (d) "Municipality" means the Town of Grand Falls-Windsor.
  - (e) "Service" means water supply and/or sewerage disposal service supplied to a customer;
  - (f) "System" means water supply and/or sewerage disposal system of the Town of Grand Falls-Windsor.
  
2. Every owner or occupier or both of a building or part thereof that is within the Municipality and within sixty (60) meters of the system, shall have such building or part thereof connected to the system.
  
3. No service shall be provided by the system except in accordance with a written request to Council.
  
4.
  - (a) Service lines for water supply shall be 19mm (3/4 in.) XLPE (Municipex) pipe and are to be continuous without joints (joiners are not to be used) or equivalent for a single/double family residential unit or such greater size as may be approved by Council for more than two residential units and commercial buildings.
  - (b) Service lines for water supply shall be installed at a minimum underground depth of 1.8 m (6 ft.) unless otherwise approved by Council.

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5.
  - (a) Service lines for sewerage disposal shall be 100 mm (4 in.) PVC SDR28 or equivalent for a single-family residential unit or such greater size as may be approved by Council for multiple residential units and commercial buildings.
  - (b) Service lines for sewerage disposal shall be installed at a minimum underground depth of 1.5 m (5 ft.) unless otherwise approved by Council and may be installed lateral with the service line for water supply in the same trench.
  - (c) The grade for a service line for sewerage disposal shall be a minimum of 2% and shall be as much as possible in a continuous straight line without sags or crests; but where a bend is necessary, it shall be with the use of an approved sewer cleanout.
  - (d) All service lines for sewerage disposal shall have a minimum of one approved back flow prevention device installed between the last outlet and the boundary line.
6. There shall be one only service line for water supply and one only service line for sewerage disposal to each building unless otherwise approved by Council.
7.
  - (a) Service line from the property line to the building, shall be done by the customer and shall be inspected and approved by Council before backfilled.
  - (b) Council will make necessary connections of service lines to main line, and the customer will pay a fee for this work in an amount fixed by Council.
8. No customer shall have their property connected to the system where such customer is in arrears of taxes payable to Council.
9. No person except an employee of Council or other representative engaged for that purpose, shall connect service lines to the main line and the customer will pay a fee for work in an amount fixed by Council.
10. Should any contractor or individual in the process of erecting a building, make alterations, installing service lines or for any reason whatsoever, cut, break or interfere with a hydrant, water main, water pipe, curb stop, valve box, sewer lines or any part of the system with or without the permission of the Council, such party shall be liable for the cost of repairs to the system unless some prior written contract has been made in reference to the particular work.

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11. Representatives of Council shall upon giving adequate prior notice, have the right of access to all parts of a customer's property or premises at all reasonable hours for the purpose of inspecting and repairing service lines, for disconnecting services, or for the purpose of installing, reading, inspecting, repairing or removing meters and council shall have the right to suspend service to any customer who refuses such access.
12.
  - (a) If repairs are required to a service line between the main and the property line, it shall be at Council's expense; otherwise, it shall be at the customer's expense.
  - (b) In the event of a leak in a water supply line, Council may discontinue the supply of water to the service line if such action is necessary to prevent wastage of water; and, except in the case of an emergency, the customer shall be given adequate prior notice of Council's intention to discontinue the supply of water.
13. No person shall indiscriminately use water, sell, or give water to any person except under such conditions or for purposes as may be approved by Council in writing.
14. No person shall dispose of chemicals or other such material not normally used by a household into a service line for sewerage disposal.
15. No person shall interfere in any manner with any part of the system.
16. If freezing occurs in a service pipe, it shall be thawed as soon as possible. If freezing occurs between the main line and boundary line, it shall be thawed by the Council at its expense.
17. The Council shall have the right to refuse or suspend service from the system to customers upon ten (10) days' notice in writing where water and sewer rates remain unpaid for more than thirty (30) days after the due date, unless a pre-authorized payment plan is in place.
18.
  - (a) When a property is occupied as a residence and a commercial business is operated from the same premises, and where no separate connection is required for the business the water and sewerage rate applicable shall be the minimum commercial rates as set forth on the approved schedule of rates for the Town.

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- (b) When a building is occupied by one (1) or more family units living separate, self-controlled apartments, the owner of the property shall be charged a separate residential water and sewerage rate with respect to each apartment.
19. The Town shall not be liable for any loss or damage to property resulting from flooding by water caused by rainstorms or thaws, or the breaking of any water main or sewer pipe for any cause over which the Town has no control.
20. No action shall be commenced against the council or any person under their authority until one (1) month after notice in writing shall have been delivered to the Town Clerk, by the party who intends to institute such action, in which notice shall be clearly and explicitly contained the cause of action, the name and address of the person who is to bring the action.
21. Neither the Council or any person acting under their authority, shall be liable for damages or any act or omission after a period of twelve (12) months, shall have elapsed from the time when the cause of complaint arose.
22. Enforcement
- A member of the RCMP, a Grand Falls-Windsor Municipal Enforcement Officer (MEO), a Grand Falls-Windsor Building Inspector, or any person designated by Council may enforce this By-Law.
23. Offence
- (1) A person who contravenes a provision of this By-Law or who neglects or refuses to comply with a provision of this By-Law commits an offence contrary to section 289(1)(f) of the Towns and Local Service Districts Act.
- (2) Each day upon which the same offence is committed or continued is a separate offence in accordance with section 289(3) of the Towns and Local Service Districts Act.
- (3) Every person who commits an offence under this By-Law may:
- (a) be subject to an Order pursuant to section 285(1) of the Towns and Local Service Districts Act;

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(b) be issued a Violation Notice pursuant to section 287 of the Towns and Local Service Districts Act; or

(c) where the Town Council has not issued a violation notice, or where a violation notice has been issued but not complied with, be charged by way of summons, including a summons issued by means of a ticket under the Provincial Offences Act, pursuant to section 288 of the Towns and Local Service Districts Act.

#### 24. Violation Notice

- (1) Where a person contravenes a provision of this By-Laws, the Town Council may issue a Violation Notice in accordance with section 287 of the Towns and Local Service Districts Act.
- (2) Where the Council issues a Violation Notice to a person in respect of a contravention of this By-Law, that person may make a voluntary out of court payment to the Council.
- (3) Where the person makes a voluntary payment to the Council under 24(2) the amount of the voluntary payment shall be:
  - i. \$50.00 if the person makes a voluntary payment to the Council no later than seven (7) days from the date of issuance of a Violation Notice; or
  - ii. \$75.00 if the person makes the voluntary payment after the expiration of the time period in subsection (i), but not later than (14) days from the date of issuance of the Violation Notice.
- (4) Where the person makes a voluntary payment to the Council under 24(2), no further action will be taken by the Council in respect to the contravention.
- (5) Where the Council issues a Violation Notice to a person, and that person fails to make a voluntary payment pursuant to section 24(2), the Council shall issue a summons with respect to the contravention noted in the Violation Notice.
- (6) The Council may charge the person referred to in 24(5) by way of summons, including a summons that is issued by means of a ticket under the *Provincial Offences Act*, pursuant to section 288 of the Towns and Local Service District Act.
- (7) Where a person has received a Violation Notice is convicted of an offence with respect to the same subject matter for which the Violation Notice was issued, the penalty for that offence shall be \$100.

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25. Penalty

Pursuant to Section 290 of the Act, any person who violates any provision of this By-Law shall be guilty of an offence and be liable on summary conviction;

- a) for a first offence to a fine of not less than \$100 and not more than \$1,000 or to a term of imprisonment of not more than one month or to both the fine and imprisonment;
- b) for a subsequent offence to a fine of not less than \$1,000 and not more than \$2,000 or to a term of imprisonment of not more than 3 months or to both the fine and imprisonment.

Darren Finn  
CAO

Approved by Council at Meeting  
on March 31, 2026.

Revision Dates

March 27, 2012	March 31, 2026			

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