

**TOWN OF SEDGEWICK
BYLAW NO. 542/18
TOWN OF SEDGEWICK OUTDOOR WATERING BYLAW**

**A BYLAW OF THE TOWN OF SEDGEWICK, IN THE PROVINCE OF ALBERTA, TO
RESTRICT THE USAGE OF MUNICIPALLY SUPPLIED WATER FOR OUTDOOR
PURPOSES.**

WHEREAS the Council of the Town of Sedgewick, pursuant to the Municipal Government Act R.S.A. 2000, c-M26, as amended or repealed or replaced from time to time, is authorized to regulate services provided by or on behalf of the Municipality;

AND WHEREAS the Council of the Town of Sedgewick finds it desirable to pass a bylaw regulating the use of municipally supplied outdoor water so as to maintain an appropriate level of water in the reservoir of the Town's water treatment plant;

NOW THEREFORE the Council of the Town of Sedgewick in the Province of Alberta, duly assembled, enacts as follows:

1. Short Title

1.1. This Bylaw may be cited as "The Outdoor Watering Bylaw".

2. Definitions

"**CAO**" means the person designated by Council as the chief administrative officer of the municipality, or that person's designate;

"**Council**" means the Council of the Town of Sedgewick;

"**Public Works Foreman**" means the head of the Public Works department;

"**Occupant**" includes an Owner of a premises where that Owner resides or carries on a business within a premises, and includes any Person or corporation residing or carrying on a business, or both, within a premises either as a lessee or pursuant to a licence of occupation, where that premises is connected to the Water System;

"**Owner**" includes the Person or Persons listed on the title of a parcel of land as registered at the Land Titles Office;

"**Person**" means any of the following:

- (i) an individual;
- (ii) a legal entity or business entity, including a firm, association partnership, society or corporation;
- (iii) a trustee, executor, administrator, agent or employee of either (i) or (ii).

"**Special Outdoor Water Restriction**" means a restriction on certain outdoor watering activities and the time they may be performed.

"**Total Watering Ban**" means a complete ban on watering outdoors including the closure of the bulk water station in the event of critical water levels at the Town water treatment plant.

"**Town**" means the municipal corporation of the Town of Sedgewick, or where the context requires means the area contained within the boundaries of the Town of Sedgewick;

3. Regular Outdoor Watering Restrictions

3.1. Between June 1st and October 1st, all usage of municipally supplied water from a hose, pipe, sprinkler or irrigation system shall be permitted only between the hours of 5pm and 10am.

3.2. Exceptions to 3.1 are as follows:

3.2.1. Watering from a watering can, hose with nozzle, and drip irrigation system shall be permitted.

- 3.2.2. Recreational use of sprinklers and water toys shall be permitted.
- 3.2.3. Newly laid sod and seeded lawns may be watered in any manner until their first cut.
- 3.2.4. Watering is permitted in any manner when there is a risk that a new tree, shrub or other type of vegetation will perish.

4. Special Outdoor Water Restrictions

- 4.1. In the event that the Public Works Foreman believes there is a reason to require reduced water usage, the Public Works Foreman after consulting with the CAO may declare a Special Outdoor Water Restriction.
- 4.2. In cases of extreme drought or other instances where reservoir levels become critically low, a Total Watering Ban, including closure of the bulk water loading station will be imposed by the Public Works Foreman or their designate after consultation with the CAO.
- 4.3. The declaration of a Special Outdoor Water Restriction or Total Watering Ban by the Public Works Foreman shall apply to the entire Town as well as any properties outside of Town Corporate limits but connected to the Town's domestic water system.
- 4.4. A declaration of a Special Outdoor Water Restriction may include a restriction on the following activities:
 - 4.4.1. Watering of lawns
 - 4.4.2. Usage of garden hoses
 - 4.4.3. Filling pools and hot tubs
 - 4.4.4. Using water dispensing recreational toys
 - 4.4.5. Other outdoor water usage
- 4.5. In the event of a declaration of a Special Outdoor Water Restriction or Total Watering Ban made pursuant to this Section, the declaration shall be posted in the following manner:
 - 4.5.1. Posters placed at the Canada Post Office and the Town of Sedgewick Administration Office; and
 - 4.5.2. Notices posted on both the Town's Facebook and Twitter pages
- 4.6. In addition to measures taken in Section 3.3, the Town may also choose to notify residents by:
 - 4.6.1. Putting out street signage;
 - 4.6.2. Placing advertisements in a local newspaper; and/or
 - 4.6.3. Door-to-door visits to residences
- 4.7. When a Special Outdoor Water Restriction is in effect, no Owner or Occupier of a Parcel or Premises shall allow the use of water supplied through the municipal water system for any activity or application as outlined within the declaration.

5. Offences and Penalties

- 5.1. A person who contravenes any provision of this bylaw by doing any act or thing that is prohibited, or by failing to do any act or thing that is required, is guilty of an offence and liable under summary conviction to pay a fine of not less than \$100.00 and not more than \$2,500.00
- 5.2. Any person who commits a second or subsequent offence under this Bylaw within one (1) year of committing a first offense under this Bylaw, is liable on summary conviction to double the amount of the first fine.
- 5.3. A Peace Officer or a Bylaw Enforcement Officer employed by the Town of Sedgewick is authorized and empowered to issue Violation Tags upon an alleged offender in a form prescribed by the Town specifying the nature of the alleged offense.
- 5.4. A Violation Tag may be issued:
 - 5.4.1. Either personally; or
 - 5.4.2. By mailing a copy, via regular mail, to the alleged offender's last known postal address.

6. Severability

6.1. If any term of this Bylaw is found to be invalid, illegal, or unenforceable by a court or tribunal having the jurisdiction to do so, that term is to be considered to have been severed from the rest of this bylaw, and the rest of the bylaw remains in force unaffected by that finding or by the severance of that term.

7. Repeal

7.1. Water Restriction Bylaw No. 473 is hereby repealed.

8. Enactment

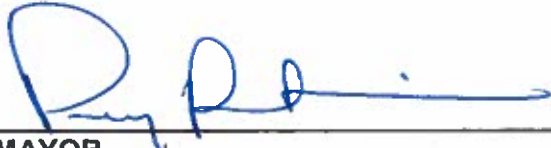
8.1. This Bylaw shall take effect at the date of final passing thereof.

First Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 23rd day of August, 2018.

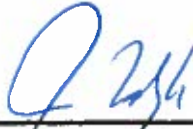
Second Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 23rd day of August, 2018.

Third Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 23rd day of August, 2018.

TOWN OF SEDGEWICK



MAYOR



CHIEF ADMINISTRATIVE OFFICER