

BYLAW NO. 1-86  
CRYSTAL LAKE PUBLIC HEALTH BYLAW  
RURAL MUNICIPALITY OF KEYS NO. 303

1. Authority

Pursuant to Section 83 of The Public Health Act, R.S.S. c P-37, the Council of the Rural Municipality of Keys No. 303, hereby passes this bylaw.

2. Purpose

(1) General

The purpose of the bylaw shall be to enable the Council of the R.M. of Keys No. 303 to better prevent, treat, mitigate and suppress disease.

(2) Specific

To enable the R.M. council to better regulate and enforce municipal and private water, sewage and solid waste services and standards, for the Crystal Lake Development Area.

3. Area

This bylaw shall apply to the Crystal Lake Development Area, as shown on the attached Schedule A, which forms part of this bylaw.

4. Definitions

The definitions of The Public Health Act and regulations shall apply to this bylaw.

5. Water Supplies

(1) Municipal

The R.M. council may provide wells and facilities for a central municipal water system.

(2) Private

Alternatively, persons may provide an on-site private water supply to service that same on-site development.

(3) Approvals

(i) Municipal

All municipal water wells and distribution systems shall be constructed, operated and maintained in accordance with the standards and regulations of the Department of Environment and the Saskatchewan Water Corporation.

(ii) Private

All private water wells and systems shall be constructed, maintained and operated in accordance with the standards and regulations of the Department of Health.

6. Waste Management

(1) General

No person shall dispose of solid, liquid, or gaseous wastes, or construct and operate municipal and private sewage and solid waste disposal systems, except in accordance with the regulations of the Departments of Health, Environment and Agriculture, the Saskatchewan Water Corporation and the bylaws of the rural municipality.

(2) Specific

Liquid waste disposal shall be provided in accordance with "The Shoreland Pollution Control Regulations, 1976," (Health) including any subsequent amendments, as attached hereto as Schedule B, which forms part of this bylaw.

7. Sewage

(1) Disposal

No person shall dispose of any liquid or sewage waste except by, either a Health approved sewage storage or holding tank, or by an alternate method, approved by the Department of Health.

(2) Required On-site Facilities

Every owner, or lessee, of a developed site, which generates sewage, shall provide an approved on-site sewage or holding tank, or other Health approved sewage disposal facility.

(3) On-site Sewage Disposal Requirements

On-site sewage disposal facilities shall meet the following requirements. Facilities shall be:

- (i) approved by the Department of Health.
- (ii) water-tight
- (iii) constructed of concrete, fibreglass or other material to C.S.A. approval standards.
- (iv) designed to accommodate the following minimum sewage capacity:

<u>Development</u>	<u>Capacity</u>	
	<u>Litres</u>	<u>Gallons</u>
Cottage	4,548	1,000
Recreational & Institutional Camp	11,365	2,500
Commercial	4,548	1,000
Farmhouse and Other Uses	As determined by Health and the R.M. Council.	

- (v) Equipped with a safety-type pump-out outlet, located so as to be easily accessible for pumping.
- (vi) Located, sited, installed, structurally maintained and operated according to Health regulations and R.M. bylaws.

(4) Plumbing

Plumbing and drainage installations shall be in accordance with "The Saskatchewan Plumbing and Drainage Regulations, 1978", (Health), including any subsequent amendments, as attached hereto as Schedule C, which forms part of this bylaw.

(5) Sewage Removal

Every owner or person shall, at his/her own expense, remove sewage from on-site sewage holding facilities, on a periodic basis, to avoid sewage overflow, nuisance and pollution.

(6) Licenced Haulers

Every owner of sewage facilities shall dispose of sewage only by Department of Environment licenced liquid waste haulers.

(7) Approved Effluent Sites

Sewage shall be disposed only at sites which are approved by the Departments of Health, Environment and Agriculture, and the Saskatchewan Water Corporation, as the case may be.

8. Solid Waste Disposal

Every person shall dispose of solid wastes in accordance with approvals from Environment, Health, Agriculture and the Saskatchewan Water Corporation, as the case may be.

9. Preventive and Corrective Measures

(1) Development and Servicing Agreements

Council may enter into a development or servicing agreement pursuant to Sections 143 and 215, respectively, of The Planning and Development Act, 1983, to ensure that existing servicing inadequacies are appropriately remedied and that new development is adequately serviced, in an approved manner.

(2) Inspection

R.M. council members, the public health inspector and officials of the Saskatchewan Water Corporation and the Departments of Health, Agriculture and Environment shall have the right to inspect all lands and buildings; and all water, sewage and solid waste facilities and disposal operations, at all reasonable times.

(3) Corrective Action

(i) Nuisance

The medical health officer, public health inspector or Minister of Health, may declare any development or condition:

- (a) that is, or may become, injurious or dangerous to health, or
- (b) that prevents or hinders, in any manner, the suppression of disease,

a nuisance.

(ii) Unsanitary Buildings - Placarded

Where all or part of a building is, in the opinion of the medical health officer, public health inspector or the Minister of Health, unfit for human occupation through a lack of repair, filthy keeping, want of sanitary plumbing, the absence of plumbing, or any other defect or condition, it shall be placarded as unsanitary and unfit for occupation, by the medical health officer.

(iii) **Notice**

Where a nuisance or unsanitary building has been found to occur, the Board of Health, medical health officer, public health inspector or Minister of Health, as the case may be, shall give written notice to the person responsible for the nuisance or unsanitary building, requiring him/her within a specified time:

- (a) to abate the nuisance
- (b) to vacate all or part of the building
- (c) to repair any unsanitary building.

(iv) **Responsibility**

Nuisances and unsanitary buildings shall be abated, vacated and repaired, as the case may be, by the person responsible and in accordance with a written notice and requirements.

(v) **Notice Contents**

The written notice to the owner, occupant, lessee or person responsible shall specify:

- (a) the manner in which the nuisance, unsanitary building or existing inadequate servicing facilities and operations shall be correctly removed, improved, vacated, etc.
- (b) the required approved facilities which shall be installed and the required procedures and standards to be followed to ensure proper servicing standards.
- (c) the time period in which the required action shall be completed.
- (d) other development, servicing, health, engineering, environmental protection and administrative requirements, deemed necessary to properly correct and address the situation.

(vi) **Delivery of Notice**

Notices may be delivered in person, by registered mail, or by another method authorized by Section 80 of The Public Health Act.

(4) **Failure**

Where a notified person fails, within the specified time:

- (a) to abate a nuisance as required
- (b) to vacate an unsanitary building
- (c) to repair an unsanitary building,

the following may occur:

(i) **For Nuisance Abatement**

- (a) The Board of Health may abate the nuisance, at the expense of the responsible person.
- (b) The R.M. council may recover nuisance abatement expenses:
  - by legal action, or
  - by adding the sum to the taxes upon the affected land or building.

(ii) For Vacating and Repairing Unsanitary Buildings

The medical health officer may apply for a legal order to enforce compliance with the notice, with appropriate penalties.

(5) Penalties

Every person who contravenes any provision of The Public Health Act and regulations, including The Shoreland Pollution Control Regulations, 1976, (Health), this bylaw and any future amendments thereto; or fails to comply with any lawful notice, is guilty of an offence and liable, on summary conviction, to the penalties prescribed in this section and The Public Health Act.

(i) For an Individual

An individual who commits an offence is liable:

- (a) for a first offence, to a fine of not more than \$1,000 and to a further fine of not more than \$50 for each day during which the offence continues;
- (b) for a second or subsequent offence, to a fine of not more than \$5,000 and to a further fine of not more than \$50 for each day during which the offence continues.

(ii) For a Corporation

A corporation which commits an offence is liable:

- (a) for a first offence, to a fine of not more than \$5,000 and to a further fine of not more than \$500 for each day during which the offence continues;
- (b) for a second or subsequent offence, to a fine of not more than \$10,000 and to a further fine of not more than \$500 for each day during which the offence continues.

(iii) Other Penalties

Other penalties as defined by "The Public Health Act", "The Planning and Development Act, 1983", and other legislation referred to in this bylaw, shall also apply.

10. Validity

If any section of this bylaw is found by a court or other competent authority to be invalid, the remainder of the bylaw shall remain in effect.

11. Rescind Bylaw No. 3-1971

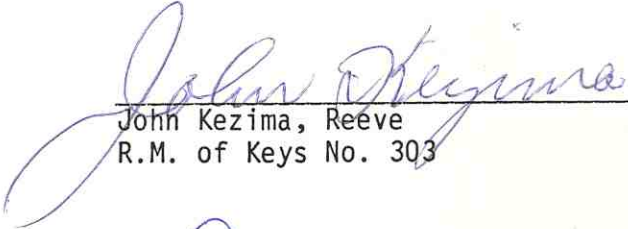
Bylaw No. 3-1971 of the R.M. of Keys No. 303 is hereby rescinded.

12. Effective Date

This bylaw shall come into force after approval by the Minister of Health and upon the date of the required first publication of the Minister's approval in the Saskatchewan Gazette.

12. Municipal Approval

Introduction 3RD day of JULY, 1986  
 First Reading 3RD day of JULY, 1986  
 Second Reading 3RD day of JULY, 1986  
 Third Reading 3RD day of JULY, 1986  
 Adoption 3RD day of JULY, 1986

  
 John Kezima, Reeve  
 R.M. of Keys No. 303

Municipal Seal

  
 George J. Dranchuk,  
 R.M. Administrator  
 R.M. of Keys No. 303

Municipal Seal

13. Provincial Approval

Department of Health Seal

\_\_\_\_\_  
Minister of Health

This \_\_\_\_\_ day of \_\_\_\_\_, 1986.

14. First Gazette Publication - Effective Date of Bylaw

This bylaw shall come into force on the \_\_\_\_\_ day of \_\_\_\_\_, 1986, being the first date of publication of the notice of Minister's approval in the Saskatchewan Gazette.

SASKATCHEWAN HEALTH  
 APPROVED UNDER THE PROVISIONS OF  
 SECTION 23(4) OF THE PUBLIC HEALTH ACT.  
  
 EXECUTIVE DIRECTOR, COMMUNITY SERVICES  
 Date July 15, 1986

Schedule A  
Crystal Lake  
Development Area

