

**TOWN OF NOBLEFORD
IN THE PROVINCE OF ALBERTA
BYLAW NO. 719**

BEING A BYLAW OF THE TOWN OF NOBLEFORD, IN THE PROVINCE OF ALBERTA, RESPECTING WATER WORKS, SEWER WORKS AND WASTE MANAGEMENT AND PROVIDING FOR THE SETTING AND COLLECTION OF UTILITY RATES AND CHARGES.

WHEREAS SECTION 7 OF THE MUNICIPAL GOVERNMENT ACT R.S.A. 2000, C. M-26 PROVIDES THAT COUNCIL MAY PASS BYLAWS FOR MUNICIPAL PURPOSES RESPECTING THE SAFETY, HEALTH, AND WELFARE OF PEOPLE; THE PROTECTION OF PEOPLE AND PROPERTY; SERVICES PROVIDED FOR BY OR ON BEHALF OF THE MUNICIPALITY; PUBLIC UTILITIES; AND THE ENFORCEMENT OF BYLAWS;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF NOBLEFORD, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED ENACTS AS FOLLOWS:

1. TITLE

1.1. This Bylaw is hereby cited as the "Utility Bylaw"

2. DEFINITIONS

- 2.1. "**Ashes**" means the residue of any substance used as fuel;
- 2.2. "**Authorized Person**" means any employee of the Town of Nobleford or outside contractor authorized by the Chief Administrative Officer for the purpose of providing water, sewer, or waste management service;
- 2.3. "**Commercial Premises**" means the site, including any building erected thereon of any café, restaurant, hotel, store, warehouse, wholesale or retail business place, office building, factory, industry, or any other site or building except one that is used or intended to be used for residential or Institutional purposes;
- 2.4. "**Consumer**" shall be understood and construed as including the Owner of the land and premises in, on or at which any Water Service Line or Sewer Service Line is installed by the Town;
- 2.5. "**Council**" means the Council for the Town of Nobleford;
- 2.6. "**Curb Stop**" means a control valve for the water supply of a building, usually placed near the sidewalk or curb, used to shut off the water supply to a building;
- 2.7. "**Garbage**" means and includes the Refuse of animal matter, vegetable matter or any other matter which has been used or is intended for use as food, Ashes, bottles, metals, cans or tins, crockery, glass, metal scraps, cloth, paper, wrappings, sweepings and all other similar items that accumulate in the household or result from commercial or industrial operations. It does not include human or animal excrement, stable Refuse and toxic or hazardous materials;
- 2.8. "**Garbage Bin**" means a container used to temporarily store refuse until it is collected;
- 2.9. "**Health Inspector**" means a health inspector for Alberta Health Services or a health inspector appointed by the Town;
- 2.10. "**Householder**" means any Owner, occupant, lessee or tenant or any other Person in charge of any building or other dwelling used or intended for use as Residential Premises, including a multiple-family dwelling but excluding Commercial Premises;
- 2.11. "**Institutional**" for the purpose of this bylaw and for Utility Rates Bylaw, Institutional includes such places as senior citizen housing, nursing homes, hospitals, and schools. Places such as daycare centres, places of worship, museums, libraries, service and fraternal organization's buildings and governmental buildings are excluded from this definition.
- 2.12. "**Mobile Home**" means a dwelling suitable for long-term or permanent occupancy, and designed to be transported on its own wheels or by other means; and which, upon arriving at a residential site is, apart from incidental operations such as placement on foundation supports and connection to utilities, ready for occupancy

- 2.13. **“Multi-Unit Dwelling”** is deemed to be a dwelling place comprised of more than one self contained dwelling unit, and without restricting the generality of the foregoing, includes apartment buildings, duplex houses, and single family homes with ancillary suites containing cooking, living, dining, sleeping and toilet facilities, whether or not such ancillary suites have a private out-side entrance;
- 2.14. **“Owner”** shall mean the owner of the serviced property as registered with the Alberta Land Titles Registry, or, as the context may require, the owner of a Mobile Home unit;
- 2.15. **“Peace Officer”** means a member of the Royal Canadian Mounted Police or a special constable or Bylaw Enforcement Officer of the Town of Nobleford;
- 2.16. **“Person”** means firm, corporation, owner, occupier, lessee or tenant;
- 2.17. **“Proprietor”** means the owner, occupant, manager, lessee, tenant, or any other person in charge of commercial premises;
- 2.18. **“Refuse”** includes garbage, ashes, or trade refuse;
- 2.19. **“Refuse Collector”** means the person or persons authorized by the Town of Nobleford to collect, remove and dispose of refuse;
- 2.20. **“Residential Premises”** means any site including any building that exists thereon that is used or intended for use for residential purposes including both single-unit dwellings and multi-unit Dwellings;
- 2.21. **“Sewer Service Line”** means that sewer line from the building to the street main;
- 2.22. **“Street Main”** means any water and/or sewer main trunk line laid for the service of more than one Person;
- 2.23. **“Town”** means the Town of Nobleford;
- 2.24. **“Trade Refuse”** means every type of refuse from a premises including refuse resulting from construction, repair, decorating, clearing or grading;
- 2.25. **“Utility”** means a system or works used to provide one or more of the following for public consumption, benefit, convenience, or use:
- i. Water
 - ii. sewage disposal
 - iii. waste management
 - iv. storm water management;
- 2.26. **“Water Service Line”** means that water line from the building to the curb stop;
- 2.27. **“Yard Waste”** means the cuttings from any one of the various narrow-leaved green plants growing densely in a lawn, leaves and clippings from shrubs or trees.

3. **GENERAL PROVISIONS**

- 3.1. No person, company or business other than the Town shall provide the same or similar type of utility that is provided by the Town in any part of the Town except where special permission is given by the Town.
- 3.2. The Town shall supply utility service to the owner of the property that is a residential premises or commercial premises regardless of the fact that it may be rented or leased.
- 3.3. The owner of the property shall be responsible for the construction, maintenance, and repair of the portion of the water service line. The owner of the property shall be responsible for the maintenance of the sewer service line and for the construction and/or replacement of any section of the sewer service line from the building to the property line.
- 3.4. All properties within Town limits must use Town supplied utilities. Utility services are provided together as a service. Consumers are not eligible to opt out of individual utility services.

4. **WATERWORKS**

- 4.1. No person without first having obtained permission to do so, shall make connection with any of the service lines or street mains. Permission to make connection to a street main shall only be granted as part of a development agreement. The applicant for the said permission shall be liable for any damage caused while making such connections and shall provide adequate safety provisions during said construction.
- 4.2. No permission shall be granted to any person except licensed plumbers or authorized employees of the Town or contractor authorized by the Town.
- 4.3. The owner of the property shall be responsible for all costs related to service connections to the street mains.
- 4.4. The owner of the property shall be responsible for all water registered by the water meter as having been drawn from the water system.
- 4.5. No person being a consumer or householder shall vend, sell, or dispose of water, or give away, or permit the same to be taken or carried away, or use, or supply it to the use or benefit of others or to any other use and benefit, or shall wrongfully or negligently waste any water.
- 4.6. The Town reserves the right to refuse service to any user in the event of misuse of the Bulk Water Facility. The discretion of Town administration shall determine what practices may be considered misuse and these may include, but are not limited to, use of unsafe water tanks such as those used for pesticide or fertilizer, abuse of Town equipment or property in any way and attempted fraudulent usage. The Town has a zero-tolerance approach to these types of behaviors, and any such activity will result in usage privileges being revoked.
- 4.7. The Town may shut off the water supplied to the land or premises of any consumer for any purpose that, in the opinion of the Town, it may be appropriate to do so.
- 4.8. It is hereby declared that no person shall have any claim for compensation or damages as the result of the Town shutting off the water without notice or from the failure of the water supply from any cause whatsoever.
- 4.9. No Person shall operate, interfere with, damage, or make inaccessible any curb stop due to the construction of walks, driveways, or any other means.
- 4.10. If repairs of construction changes are required due to inaccessibility or damage of a curb stop, the owners of the property serviced by said curb stop shall, in addition to the penalties of this Bylaw, be required to assume all costs involved.
- 4.11. The Town reserves the right to enter any land or building for the purpose of constructing, maintaining, or repairing any water meter or water service line or sewer service line after giving reasonable notice. Costs associated with these construction, maintenance or repair services are an amount owing to the Town by the owner of the land. Should the property owner prevent the Town to the right to enter, then utility services shall be discontinued until issue is resolved and appropriate fees have been paid in full.
- 4.12. Should a meter, while on the premises of the Consumer, be destroyed or damaged, the cost of repairing or replacing the meter shall be paid for by the Owner of the land.
- 4.13. The builder or property owner shall be responsible for the purchase and installation cost of the initial water meter at the time of construction or service connection. Installation of water meters can be carried out by a plumber of the customers choice, and at their expense, and is to be verified by the town as operating correctly. The Town shall be responsible for the cost of replacing a water meter where such replacement is required due to malfunction, age, or other technical failure.
- 4.14. Reading of the water meters shall be made by the Town on such days and at such times as the Town may require. The meter reader shall have the right to enter any premises that may be required for the purpose of performing his/her meter reading duties.
- 4.15. Regular readings of the water meters shall be performed by Town staff starting no earlier than 5 business days prior to month end.

5. **SEWERS**

- 5.1. No person shall throw, deposit or leave in or upon any Town sewer or trap, basin grating or manhole or other appurtenance of any Town sewer, any butcher's offal, animal or vegetable fat, Refuse, manure, sweepings, stones, bricks, earth, gravel, dirt, mud, hay, straw, papers, rags, or any other waste except feces, urine, the necessary closet paper, water and slops (including kitchen garburator discharge) properly discharged through a sewer service line into the street main.
- 5.2. No person shall permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the sewers, or other trade refuse, or any waste steam, condensing water, heated water, or other liquids of a higher temperature than one hundred and seventy degrees (170) Fahrenheit or seventy-seven degrees (77) Celsius.
- 5.3. No person shall make or cause to be made any connection with any Town sewer line, or house drain, or appurtenance thereof for the purpose of conveying, or which may convey, into the same any inflammable or explosive material.
- 5.4. No person shall discharge the contents of any privy vault, manure pit, or cesspools, directly or indirectly into any Town sewer or house drain connected therewith.
- 5.5. No person except duly authorized employees of the Town or contractors authorized by the town, shall turn, lift, remove, raise, or tamper with the cover of any manhole, ventilator, or other appurtenance of any Town sewer.
- 5.6. No person shall interfere with the free discharge of any Town sewer, or part thereof or do any act or thing which may impede or obstruct the flow or clog up any Town sewer or appurtenance thereof.
- 5.7. Any authorized Town employee or plumbing inspector shall have the right at all reasonable times to enter houses or other places which have been connected with Town sewers. Cooperation must be given to him to ascertain whether any improper material or liquid is being discharged into the sewers. He shall have the power to stop or prevent from discharging into the sewer system any private sewer or drain through which substances are discharged which are liable to injure the sewers or obstruct the flow of sewage.
- 5.8. No person other than those authorized by the Town, shall make any connection to, or shall cut, break, pierce or tap or otherwise tamper in any way with a public or Town sewer or appurtenance thereof, or introduce any pipe, tube, trough, or conduit into any Town sewer without first having obtained permission from the Town to do so. The applicant shall be liable for any damages caused while making said connections and shall also be responsible for providing adequate safety facilities and signs to meet the minimum standards as set by Alberta Transportation and the Town during the time of construction.
- 5.9. The Person occupying any premises connected to a street main by a sewer service line, shall be required to keep the said sewer service line in operational condition at all times, and shall be fully responsible for the operation of the said sewer service line.
- 5.10. No commercial sewer, drain, or septic business will discharge into the Town's sewer system, unless authorized by the Town.
- 5.11. Only recreational vehicles shall be permitted to dump into the Town's sanitation dump located on 14th Street.

6. WASTE MANAGEMENT

- 6.1. No person shall collect, dispose of, or remove refuse except in accordance with the provisions of this Bylaw.
- 6.2. No person other than a householder, proprietor or the refuse collector shall open any garbage bin and in any way disturb the contents thereof or handle, interfere with or disturb any garbage put out for collection or removal.
- 6.3. No person shall deposit into any garbage container other than what is defined in this Bylaw, dead animal, manure, excrement, refuse, liquid waste or other filth upon or into any street, service lane, alley, highway, ditch, well, lake, pond, river, stream or water course or onto any land except with the written consent of the Health Inspector and in accordance with the Environmental Protection and Enhancement Act, R.S.A. 2000, c. E- 12 and Regulations.

6.4. No person shall directly or otherwise dispose of or permit any person to dispose of any hazardous, explosive, volatile, noxious, or dangerous device, substance or thing, including hot ashes or burning matter or any unwrapped wet garbage in any garbage bin.

6.5. No person shall operate within the Town a vehicle transporting refuse unless the refuse is completely enclosed or securely covered or secured to prevent any portion of the refuse from falling off or out of the vehicle while in transit.

6.6. Collection and disposal:

6.6.1. Garbage and garbage bins shall be put out on the street directly in front of householder's, proprietor's, or owner's property on the scheduled day for their pickup as determined by the Town. If directed by the Town, garbage and garbage bins shall be put in the alley for pick up. Refer to the Collection Map provided in Schedule A.

6.6.2. Where any premises is serviced by a lane, garbage and garbage bins shall not obstruct traffic in the lane.

6.6.3. No person shall leave a garbage bin on the street or alley for over 48 hours.

6.6.4. All householders and proprietors shall place all their garbage in plastic bags. Garbage will not be picked up if garbage is not placed in plastic bags. Garbage is permitted to be placed in garbage bins but will only be collected if garbage is placed in plastic bags within the garbage bin.

6.6.5. The refuse collector shall have the discretion to determine that items are not suitable for pickup due to excessive size, weight, or quantity.

6.6.6. All householders and proprietors shall keep the land in the rear of their premises to the center line of the lane in a clean and tidy condition and free from refuse.

6.6.7. Collections of garbage shall be made by the refuse collector on such days and at such times as the Town may appoint. The refuse collector shall have the right to enter at all appointed times such portions of all premises within the Town as may be required for the purpose of performing his collection, removal, and disposal duties.

6.6.8. The Town shall at any time and from time to time, enter into a contract or contracts with any person, firm or corporation for the collection, removal and disposal of the whole or any part of the refuse accumulated within the Town, or may provide for the collection, removal and disposal of refuse by the use of equipment and employees of the Town.

6.6.9. The refuse collector shall not be responsible for the collection and removal of any of the following types of refuse except under a separate agreement between the Town and the householder or proprietor and upon payment of such charges as may be set out in such agreement:

- i. Trade refuse resulting from the construction, repair, decorating, clearing, or grading of a building or premises,
- ii. Scrap metal including car bodies, chassis, machinery or parts or garage refuse,
- iii. Yard Waste,
- iv. Household chattel, material, or equipment which has an overall length of more than four (4) feet or an overall weight of more than twenty-three (23) kilograms (fifty (50) pounds),
- v. Other refuse including such items as tires, auto parts, and wooden boxes.

6.7. Recycling:

6.7.1. The Town promotes the use of a recycling depot set up within Waste Transfer Station for any recyclable products and materials. To aid in the efficiency of the recycling process, products and materials should be sorted and clean. Cardboard boxes should be flattened.

6.7.2. Recyclable goods are those goods deemed by the Lethbridge Regional Waste Management Service Commission as recyclable.

6.7.3. All fully organic materials, such as grass clippings, leaves, fruit- and vegetable scraps, coffee grounds, eggshells, etc. are permitted to be disposed of at the compost site. Branches and other wood-plant materials, any plastics, any cardboards, any glass, and any metals, and so on, are not permitted to be disposed of at the compost site.

6.8. Failure To Comply:

- 6.8.1. Where a householder or proprietor is alleged to have breached any of the provisions of Sections 6 of this Bylaw, the Town may serve upon such householder or proprietor a written notice specifying the breach and requiring that the breach be rectified within fourteen (14) days.
- 6.8.2. Should the problem not be rectified within the time limit specified a penalty, the amount of which is set out in the Section 12 of this bylaw and shall be added to the next and any subsequent utility billing until the problem is rectified.
- 6.8.3. The penalty shall become part of the charge for garbage services and be subject to the same penalties as the regular charge for garbage collection.
- 6.8.4. This penalty shall be considered as part of the utility charge and subject to the collection procedure as specified in Section 7.1 of this Bylaw.
- 6.8.5. The owner of any property shall be held responsible for ensuring that his/her renters comply with the provisions of this Bylaw and will be issued with the notice set out in Section 6.8.1. Failure to correct the problem will result in the penalty being added to the utility billing sent to the owner. All action will be subject to Section 6.8 except that each infraction within a multi-unit dwelling will be counted as a separate incident.
- 6.8.6. Any written notice issued under the provisions of Section 6.8.1. of this Bylaw shall be deemed to be sufficiently served if served personally upon the owner or if mailed by regular mail to the address of the owner.

7. RATES AND BILLING

- 7.1. Rates and Billing for all utility services will be established by Council and outlined in the Town of Nobleford Utility Rates Bylaw.

8. WATER RESTRICTIONS

- 8.1. When an emergency, as determined by the Chief Administrative Officer for the Town, in the water supply occurs, the Town may restrict the use of water from the Town supply system. When these restrictions are in effect, no person shall water any lawn, garden, street, yard, or ground or use a hose or similar device to wash vehicles or the exteriors of houses or other buildings during such times. Notification of such emergency shall be provided by any means available including but not limited to the Town's website, Facebook page, newspaper and/or radio announcement. Refer to Schedule B for Water Restrictions.
- 8.2. Failure to comply with Section 8.1. will result in a penalty as defined in Schedule C of this Bylaw.
- 8.3. The authorized person of the Town in specifying restrictions on the use of water for the purpose set out in this section may vary the hours and days of use for differing portions of the Town and may attach such other conditions as deemed necessary.

9. WATER WASTAGE

- 9.1. No person shall waste any water supplied by the Town in any way, whether by improper or leaky service pipes, fixtures, or taps, or by permitting water to run to prevent taps or pipes from freezing, or by improper or excessive use of water.
- 9.2. No owner or occupant of a parcel shall allow potable water to run off the parcel such that there is:
 - i. A stream of water running into a street or swale for 30 meters or more from the edge of the parcel;
 - ii. A stream of water running into a street or swale and directly into a catch basin; or
 - iii. A stream or spray of water running into or falling onto a street or sidewalk.
- 9.3. Notwithstanding the prohibitions in this Section, the Chief Administrative Officer may authorize in writing the discharge of potable water onto a street or sidewalk for the purposes of:
 - i. Health and safety;

- ii. The installation and maintenance of infrastructure, including the flushing of water mains, hydrant leads and water service connections;
- iii. Preventing the freezing of water mains, hydrant leads and water service connections;
- iv. Conducting water flow tests;
- v. Installation and testing of permanently installed irrigation systems;
- vi. Training programs for fire fighters employed by the Town of Nobleford; or
- vii. Other purposes as deemed necessary by the Chief Administrative Officer from time to time.

10. PENALTIES

10.1. Any person who commits a breach of any of the provisions of this Bylaw is guilty of an offense and will be liable to a penalty of not less than one hundred (\$100.00) Dollars and not exceeding ten thousand (\$10,000.00) Dollars, and in default of payment to a term of imprisonment of not more than one year, or to both.

10.2. Where a Peace Officer believes that any person has committed a breach of any provision of this Bylaw, they may cause a violation ticket to be served upon such person pursuant to Part 2 of the Provincial Offences Procedure Act, R.S.A. 2000, c. P-34.

10.3. The Town also retains the right to discontinue utility service to anyone who continues to violate the regulations of this Bylaw.

11. GENERAL

11.1. This Bylaw hereby rescinds Bylaw No. 700 and all amendments in their entirety.

11.2. This Bylaw shall come into force and effect upon third reading of Council.

READ a **first** time this 14th day of April 2026



Mayor – Joan Boeder



Administrator – Steven Leusink

READ a **second** time this 14th day of April 2026



Mayor – Joan Boeder




Administrator – Steven Leusink

READ a **third** time and finally PASSED this 14th day of April 2026



Mayor – Joan Boeder



Administrator – Steven Leusink