

BY-LAW 1830

OF THE TOWN OF FORT MACLEOD

Being a By-Law of the Town of Fort Macleod for the regulation watering and water bans.

WHEREAS, the Municipal Government Act, chapter M26 RSA 2000, as amended, provides a council may pass by-laws for the regulation and controlling of Watering.

NOW THEREFORE, the council of the Town of Fort Macleod, duly assembled, enacts as follows:

1. This By-Law shall be known as the "Water Restrictions Bylaw".
2. Definitions
 - a. "Peace Officer" means any Bylaw Officer appointed by the Town; Peace Officer; or member of the Police Service of Jurisdiction;
 - b. "Town" means the Town of Fort Macleod;
 - c. "Town Manager" means the CAO for the Town or their Designate in his absence;
 - d. "Watering" means the application or use of water for the purposes of applying water to lawns or gardens where the water used is supplied by the Town of Fort Macleod
 - e. "Water Restriction" means any condition where the CAO or their designate issues a ban on all watering within the Town of Fort Macleod limits;

Watering Restrictions

3. Watering of lawns and gardens shall only occur on odd or even days in accordance with the last number in the street address. Odd numbered days would be those ending in 1-3-5-7-9 and even numbered days would be those ending in 2-4-6-8-0. Any person may water on the 31st of the month. Watering is not allowed between the hours of 10:00 am to 4:00 pm, as much of the water is lost to evaporation. Established lawns only require one inch of water per week.
 - a. Flowerbeds, vegetable gardens may be watered by hand, at any time, using a watering can or a hose with a nozzle with a trigger shut off to restrict water flow; and
 - b. Sprinklers and water toys, including without limitation children's pools, may be used for recreational purposes by children as long as children are present during use.
4. A level 1 water restriction can be issued by the Town Manager or their designate. During a level 1 water restriction all outdoor water use is prohibited, including without limitation watering of lawns, washing of vehicles and buildings, and use of children's water toys.
 - a. Flowerbeds, vegetable gardens may be watered by hand, at any time, using a watering can or a hose with a nozzle with a trigger shut off to restrict water flow.
 - b. Hand watering of new grass sod/seed is permitted.
 - c. The Town may limit or restrict non-domestic bulk water sales.
 - d. Businesses are exempt from a level 1 water restriction as is outside water usage for health and safety purposes.
5. A level 2 water restriction can be issued by the Town Manager or their designate. During a level 2 water restriction all outdoor potable water usage is prohibited. All bulk water sales are suspended. The municipal spray park will be shut down.
6. A level 3 water restriction can be issued by the Town Manager or their designate. During a level 3 water restriction, all outdoor potable water usage is prohibited. Bulk water sales are suspended. Selected commercial and industrial water use is restricted and/or prohibited. The municipal pool will be closed during a level 3 water restriction.
7. Any person or Company who violates any section of this Bylaw has commit an offence and is punishable upon summary conviction to the penalties noted in sections 10 and 11 of this Bylaw following the process as per the Provincial Offences and Procedures Act.

Communications

8. The Town will communicate a water restriction and the termination of a water restriction by doing the following:
 - a. Information shall be placed on the Town's website and Facebook page
 - b. An add will be placed in the Newspaper

Penalties

9. Any Person or Company who violates section 3, 4 or 5 of this Bylaw are subject to a fine of not less than two hundred dollars (\$200.00) and not more than two thousand five hundred dollars (\$2,500.00) and or six months in prison.
10. Any person or Company who violates section 6 of this Bylaw are subject to a fine of not less than one thousand dollars (\$1000.00) and not more than two thousand five hundred dollars (\$2,500.00) and or six months in prison.

Repeals

11. This bylaw repeals bylaw 1802.

12. This By-Law comes into force on the date of third and final reading thereof.

READ A FIRST TIME THIS 22 DAY OF JUNE 2015 A.D.

MAYOR

MUNICIPAL MANAGER

READ A SECOND TIME THIS 22 DAY OF June 2015 A.D.

MAYOR

MUNICIPAL MANAGER

READ A THIRD TIME AND FINALLY DECLARED PASSED BY COUNCIL THIS 22
DAY OF June 2015 A.D.

MAYOR

MUNICIPAL MANAGER

bylaw passed