

DISTRICT OF TAYLOR
BYLAW 716, 2006
A BYLAW TO REGULATE CONSERVATION OF WATER

WHEREAS Section 8(3) of the Community Charter authorizes a Council to regulate municipal services;

AND WHEREAS the Council of the District of Taylor deems it necessary to conserve water;

NOW THEREFORE the Council of the District of Taylor in open meeting assembled, enacts as follows:

1. Title

This Bylaw can be cited as the "District of Taylor Water Conservation Bylaw 716, 2006".

2. Definitions

In This Bylaw:

"Appliance" means a device or mechanism, other than that owned and operated by the District, in or through which water is piped or used for a domestic or commercial purpose.

"Boat" means a vessel propelled on water by an engine, oars or sails.

"Boulevard" means that portion of any highway other than the paved, improved or main travelled roadway, driveway or sidewalk and includes any landscaped median.

"Bylaw Enforcement Officer" means a person appointed or contracted by the District of Taylor to enforce this bylaw.

"Council" means the Council of the District of Taylor.

"Exempted person" means an Owner of property identified in Schedule "A" as exempt from one or more of the regulations of this bylaw.

"Farm" means a parcel of land classified as farmland for assessment and taxation purposes.

"Fill" means to fill completely with water.

"Micro-irrigation" or "Drip-irrigation System" means a system using irrigation components which consume less than 20 gallons per hour and operate at less than 25 psi to deliver water to the root zone of the plant material being irrigated, and includes spray emitter systems (Micro-Sprays), point source emitters and linear tape systems as defined in the BC Trickle Manual prepared and published by the BC Ministry of Agriculture and Food, Resource Management Branch (issue 1999), but does not include weeper or soaker hoses.

"District" means the District of Taylor.

"Notice" means a Notice given under Section 6 of this bylaw.

"Nursery" means a business in which flowers, plants, trees or shrubs are grown or displayed for sale.

“Over-watering” means to water in a manner that saturates the lawn, boulevard or landscaped area being watered and results in water spreading onto areas beyond them.

“Owner” means any person who owns, is in possession of, or who has the care, control or custody of property.

“Permit” means a permit issued under Section 8(a) of this bylaw.

“Restricted Hours” means those time periods during which watering is permitted in Schedule “A” of this bylaw.

“Sprinkler” means a hose connected or other sprinkler system but excludes a Micro-irrigation or Drip-irrigation system.

“Stage” means the Stages 1, 2, and 3 of Water Use Restrictions prescribed in Schedule “A” of this bylaw.

“Vehicle” means a device in, on or by which a person or thing is or may be transported or drawn on a highway.

“Water” means water supplied by the District of Taylor directly or indirectly to an Owner or the act of using or applying such water.

“Water Use Restrictions” means the restrictions prescribed in Schedule “A” of this bylaw.

“Watering Days” means those days during which watering is permitted in Schedule “A” of this bylaw.

3. Prohibitions

(a) The prohibitions in subsections 3(b) and 3(c) are in force at all times of the year.

(b) No person shall damage or allow the deterioration of any Appliance so as to result in a waste of Water.

(c) No person shall waste Water by using more Water than is required to provide a service, produce a product or complete a task, including but not limited to:

(i) allowing a tap or hose to run Water unnecessarily, and

(ii) the Over-Watering of plants or lawns.

(d) No person, being an Owner of property in the District, shall use Water or cause Water to be used contrary to the provisions of this bylaw in effect at the time of use.

4. Inspection

The District Bylaw Enforcement Officer or a Bylaw Enforcement Officer as designated in a

valid District of Taylor Municipal Ticket Information System Bylaw has the authority to enter at all reasonable times on any property that is subject to this bylaw to ascertain whether the requirements of this bylaw are being met or the regulations in this bylaw are being observed.

5. Effective Dates of Stages and Restrictions

- (a) Stage 1 and the Water Use Restrictions for Stage 1 prescribed in Schedule "A" are in effect in each year from May 1st to September 30th both inclusive, except as provided under subsection (b).
- (b) The Public Works Superintendent, in consultation with the Public Works Committee Chair, may
 - (i) amend the effective period of time for Stage 1, or
 - (ii) terminate or bring into effect a Stage more restrictive than Stage 1 at any time of the year for any period of time.
- (c) The Stage determined under subsection (b) and the Water Use Restrictions prescribed under Schedule "A" for that Stage take effect on the commencement date stated in this bylaw or the Notice for that Stage and remain in effect until that Stage is terminated.
- (d) A Stage will remain in effect until it is terminated by the Public Works Superintendent, in consultation with the Public Works Committee Chair, or otherwise under this bylaw, or until the commencement of another Stage.

6. Notice

- (a) The Corporate Officer must give Notice or cause Notice to be given to persons within the Municipality of the applicable Stage determined under Section 5(b) and its effective dates of commencement and termination when determined by the Council.
- (b) The Notice under subsection (a) must be given at least once
 - (i) before the commencement of the applicable Stage, and
 - (ii) within a reasonable time after the resolution of the Council to terminate the Stage.
- (c) The Notice under this section must be published in a newspaper and broadcast from a radio station, and may be posted on the District website.

7. Water Use Restrictions

The Water Use Restrictions for each Stage are prescribed in Schedule "A" to this bylaw and must be obeyed during the period that the applicable Stage is in effect under this bylaw.

8. Permits, Exemptions and Special Cases

- (a) The District may issue Permits in the special cases and manner prescribed in Schedule “B”.
- (b) Exemptions and special cases to the regulations in this bylaw are prescribed in Schedule “A”.
- (c) Exempted Persons and Permit holders are exempted from Section 3 to the extent permitted by Schedule “A” and the conditions of the Permit where applicable.

9. Schedules

Schedules “A” and “B” of this bylaw form part of and are enforceable in the same manner as this bylaw.

10. Severability Clause

If a court of competent jurisdiction declares any portion of this bylaw invalid, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

11. Penalty

- (a) A person who contravenes this bylaw commits an offence, may be ticketed in pursuant the Municipal Ticketing Information Bylaw. Each day during which any violation, contravention or breach shall continue shall be deemed as a separate offence.

12. Citation

This Bylaw is cited as District of Taylor Water Conservation Bylaw No. 716, 2006.

READ A FIRST TIME THIS 7th DAY OF November, 2006.

READ A SECOND TIME THIS 7th DAY OF November, 2006.

READ A THIRD TIME THIS 7th DAY OF November, 2006.

ADOPTED THIS 6th DAY OF December, 2006.



MAYOR



ADMINISTRATOR

I hereby certify that this is a true
copy of "District of Taylor Water
Conservation Bylaw No. 716, 2006."



Administrative Officer

SCHEDULE "A"
OUTDOOR WATER USE RESTRICTION STAGES

1. Stage 1 – Reduced Lawn Watering

1.1 During Stage 1:

- (a) no person shall use a sprinkler to water a lawn growing on a property
 - (i) except on an odd numbered day between the hours of 6:00 a.m. to 8:00 a.m. and 8:00 p.m. to 10:00 p.m.; and
- (b) a person may
 - (i) water trees, shrubs, flowers and vegetables on any day with a sprinkler during the prescribed hours for Stage 1 lawn watering and on any date at any time if watering is done by hand-held container or a hose equipped with a shut-off nozzle;
 - (ii) water newly planted trees, shrubs, flowers and vegetables by any method during installation and within the following 24 hours;
 - (iii) use Micro-irrigation or Drip-irrigation systems to water trees, shrubs, flowers and vegetables at any time on any day;
 - (iv) under the authority of a Permit, water new sod on installation and during the first 21 days after installation, and water newly seeded lawns until growth is established or for 49 days after installation, whichever is less, but only during the prescribed Stage 1 lawn watering hours;
 - (v) water all-weather playing fields at any time if failure to do so will result in a permanent loss of plant material; and
 - (vi) wash a vehicle with water using a hand-held container or hose equipped with a shut-off nozzle and at car dealerships or commercial car washes.

1.2 As exceptions to the Stage 1 restrictions,

- (a) Nurseries, Farms, turf farms golf courses and tree farms are exempted from the restrictions; and
- (b) Public Authorities may water lawns and boulevards on any day but no more than three days per week.

2. Stage 2 – Reduced Lawn Watering and Limited Water Use

2.1 During Stage 2:

- (a) no person shall use a Sprinkler to water a lawn growing on a property with
 - (i) except on an odd numbered day between the hours of 6:00 a.m. to 8:00 a.m. and 8:00 p.m. to 10:00 p.m.; and
- (b) no person shall use Water to wash sidewalks, driveways or parking lots, exterior windows or exterior building surfaces, except as necessary for applying a product such as paint, preservative and stucco, preparing a surface prior to paving or repointing bricks, or if required by law to comply with health or safety regulations; and
- (c) a person may
 - (i) water trees, shrubs, flowers and vegetables on any day with a Sprinkler during the prescribed hours for Stage 2 lawn watering and on any day at any time if watering is done by hand-held container or a hose equipped with a shut-off nozzle;
 - (ii) water newly planted trees, shrubs, flowers and vegetables by any method during installation and for the following 24 hours;
 - (iii) use Micro-irrigation or Drip-irrigation systems to water trees, shrubs, flowers and vegetables at any time on any day;
 - (iv) water all weather playing fields at any time if failure to do so will result in a permanent loss of plant material; and
 - (v) wash a vehicle with Water using a hand-held container or hose equipped with a shut-off nozzle and at car dealerships and commercial car washes.

2.2 As exceptions to Stage 2 restrictions,

- (d) Nurseries, Farms, turf farms, golf courses and tree farms are exempted from the restrictions; and
- (e) Public Authorities may water lawns and boulevards on any day but no more than three days per week.

3. Stage 3 – No Lawn Watering, Severe Water Use Restrictions

3.1 During Stage 3:

(a) no person shall

- (i) water a lawn or Boulevard;
- (ii) fill a swimming pool, hot tub or garden pond;
- (ii) fill or operate a decorative fountain at any time;
- (iii) wash a Vehicle or a Boat with Water; or
- (iv) use Water to wash sidewalks, driveways or parking lots, exterior windows or exterior building surfaces, except as necessary for applying a product such as paint, preservative and stucco, preparing a surface prior to paving or repointing bricks, or if required by law to comply with health or safety regulations

(b) a person may

- (i) water trees, shrubs, flowers and vegetables on any day between the hours of 4:00 a.m. to 10:00 a.m. and 7:00 p.m. to 10:00 p.m. if watering is done by hand-held container or a hose equipped with a shut-off nozzle;
- (ii) water newly planted trees, shrubs, flowers and vegetables between the hours 4:00 a.m. to 10:00 a.m. and 7:00 p.m. to 10:00 p.m. only by hand-held container or a hose equipped with a shut-off nozzle during installation and during the following 24 hours after installation is completed;
- (iii) use Micro-irrigation or Drip-irrigation systems to water trees, shrubs, flowers and vegetables on any day between the hours of 4:00 a.m. to 10:00 a.m. and 7:00 p.m. to 10:00 p.m.; and
- (iv) water all playing fields and golf course at any time, but only if failure to do so will result in a permanent loss of plant material.

3.2 As exceptions to the Stage 3 restrictions:

- (a) The golf course may water “greens” only as required to maintain them in good playing condition. Nurseries, Farms, turf farms and tree farms are exempted from the restrictions;
- (b) Commercial vehicle washes

SCHEDULE "B"

Permits

1. During Stage 1, a person who has installed a new lawn, either newly seeded or new sod, may apply to the District for a Permit, in a form as prescribed from time to time, which will allow the new lawn to be Sprinkled with Water outside of permitted days, but within Restricted Hours. The Permit shall be conspicuously displayed at the premises for which it was issued.
2. The District may issue a no charge Permit to an applicant pursuant to Section 1.
3. New sod may be watered for 21 days after installation and newly seeded lawn may be watered until growth is established or for 49 days after installation, whichever is less, provided a permit pursuant to Section 1 has been issued for the premises at which the new lawn has been installed.
4. Permits will not be issued during Stage 2 or Stage 3 restrictions.
5. A permit will be invalid if Stage 2 or Stage 3 Outdoor Water Use Restrictions are imposed.

*Sample Only.
This permit does not
form part of the bylaw.*

**APPLICATION FOR PERMIT
TO WATER NEW LAWN OUTSIDE OF
PERMITTED DAYS**

District of Taylor Water Conservation Bylaw No. 716, 2006

APPLICANT _____
(please print)

CIVIC ADDRESS _____

MAILING ADDRESS _____

TELEPHONE Home _____ Work _____

DATE OF APPLICATION _____

TYPE OF WORK Newly seeded . New Sod .

INSTALLATION DATE _____

RECEIVED DATE: _____ RECEIPT # _____

I request approval from the District of Taylor to water my new lawn outside of the permitted days as specified in Stage 1, Outdoor Water Use Restrictions, Schedule "A" of the District of Taylor Water Conservation Bylaw No. 716, 2006. I understand that:

1. Restricted hours are between the hours of 4:00 a.m. to 10:00 a.m. and 7:00 p.m. to 10:00 p.m.; and
2. This permit will be invalid if Stage 2 or Stage 3 Outdoor Water Use Restrictions are imposed.

Signature: _____

PERMISSION IS HEREBY GRANTED TO WATER A NEW LAWN AT THE CIVIC ADDRESS SHOWN ABOVE. THIS PERMIT WILL BE CANCELLED, WITHOUT NOTICE, IF STAGE 2 OR STAGE 3 OUTDOOR WATER USE RESTRICTIONS ARE IMPOSED.

Signature of Authorized Personnel

Date

***THIS PERMIT IS TO BE CONSPICUOUSLY DISPLAYED
AT THE PREMISES FOR WHICH IT IS ISSUED.***