

Repealed
By-law No. 7070/97 was repealed by By-law No. 92/2010 on July 21, 2010.
Therefore, this amending by-law is also deemed to be repealed.

THE CITY OF WINNIPEG

BY-LAW NO. 179/2004

**A By-law of THE CITY OF WINNIPEG to
amend By-law No. 7070/97, being the
"Sewer By-law".**

THE CITY OF WINNIPEG, in Council assembled, enact as follows:

1. By-law No. 7070/97 is hereby amended by deleting Section 13(7) thereof and substituting therefore the following:

"13(7) Cost of Installation and Maintenance

- (a) The *Owner* of the *premises* serviced is responsible for the cost of installation and maintenance, including replacement, of every *sewer* from the *premises* to the *common sewer*.
- (b) Upon application to the *City*, an *owner* may receive financial assistance from the *City* for the repair or renewal costs of a *wastewater sewer* under the *City street*, in accordance with the provisions of Schedule "B".

2. By-law No. 7070/97 is hereby further amended by deleting Schedule "B" thereof and substituting therefore the following:

"SCHEDULE "B"

This is Schedule "B" to By-law No. 7070/97 of The City of Winnipeg.

In accordance with Subsection 13(7) of this by-law, the *City* shall bear that portion of the reasonable costs of repair or replacement of a *wastewater sewer* exceeding the sum of \$500.00 for owner occupied single family dwellings or a duplex unit one half of which is owner occupied and exceeding the sum of \$1,000.00 for all other properties, as approved by the *Sewer Utility* and subject to the following:

- (1) The *City's* financial contribution shall only apply to repairs that require excavation of the *wastewater sewer* that is made within the public *street*.
- (2) No financial contribution shall be made by the *City* for the purpose of cleaning or other maintenance work which may be required to restore a *wastewater sewer* to use after blockage.
- (3) To be eligible for financial assistance, an *owner* shall notify the *Sewer Utility* prior to excavation of the *wastewater sewer* and shall:
 - (a) provide, where possible, a maintenance history of the *wastewater sewer* with dates and costs to the satisfaction of the *Sewer Utility*; and
 - (b) undertake, at his/her own expense, an additional attempt to liberate the *wastewater sewer*, without excavation, if so requested by the *Sewer Utility*; and
 - (c) undertake, at his/her own expense, a sewer video inspection showing the current condition of the *wastewater sewer* piping, if so requested by the *Sewer Utility*; and
 - (d) provide access, at reasonable times, to the property for inspection.
- (4) Payment may be authorized by the *Sewer Utility* only when:
 - (a) the blockage in the *wastewater sewer* cannot be liberated satisfactorily by auguring from within the property, or
 - (b) there have been at least four occurrences of the need for the cleaning of the *wastewater sewer* with a frequency exceeding once in nine months, as evidenced by receipts to be provided.
- (5) Where one *wastewater sewer* is shared by two or more owner occupied residential premises, only one deductible of \$500.00 will be charged on a pro-rata basis.
- (6) Where one *wastewater sewer* is shared by two or more residential premises, none of which are owner occupied, there will be only one deductible of \$1,000.00 charged on a pro-rata basis.

(7) Where one *wastewater sewer* is shared by one or more owner occupied residential premises and other property, only one deductible of \$500.00 will be charged on a pro-rata basis in respect of residential premises and only one deductible of \$1,000.00 will be charged on a pro-rata basis in respect of other property"

3. This By-law shall be deemed to have come into force as of the 1st day of January, 2005.

DONE AND PASSED in Council assembled, this 24th day of November, 2004.