

RURAL MUNICIPALITY OF ST. ANDREWS

BY-LAW NO. 4420

BEING a by-law of the Rural Municipality of St. Andrews to regulate the Licensing and Establishment of Fees for Septic Haulers.

WHEREAS Section 232(2) of *The Municipal Act*, provides as follows:

Without limiting the generality of Subsection (1), a Council may in a by-law passed under this Division.

(d) Establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management control of the municipality; and

(e) Subject to the regulations, provide for a system of licenses, permits or approvals, including any of the following:

- (i) establishing fees and terms for payment of fees, for inspections, licenses, permits and approvals, including fees related to recovering the costs of regulation,
- (iv) providing that terms and conditions may be imposed on any license, permit or approval and providing for the nature of the terms and conditions and who may impose them,

AND WHEREAS the Rural Municipality of St. Andrews has a wastewater lagoon facility and shall be known as the “Petersfield Lagoon”.

AND WHEREAS the use of the Petersfield Lagoon will be made available to all residents of the municipality north of Calder Road up to the south side of Komarno Road and shall be known as the “Service Area.”;

AND WHEREAS such use and access by residents is made through septic haulers and shall be known as the “Septic Hauler”;

AND WHEREAS the Council of the Rural Municipality of St. Andrews deems it necessary and in the best interests of the municipality to establish license fees, a Septic Hauler Agreement and other regulations for the use of the Petersfield Lagoon by the Septic Hauler; **THEREFORE, BE IT RESOLVED** that the Council of the Rural Municipality of St. Andrews enacts as follows:

- (1) THAT this by-law shall be known as the “Septic Hauler” By-law.
- (2) THAT the municipality permit the wastewater collected from residents within the Service Area to use the Petersfield Lagoon to dispose of the wastewater.
- (3) THAT any wastewater collected from outside the Service Area is prohibited from being disposed of at the Petersfield Lagoon.
- (4) THAT all Septic Haulers collecting wastewater from residents within the Service Area and using the Petersfield Lagoon to dispose of the wastewater shall register such intent at the office of the municipality. Each septic hauling company must have the following items in good standing:
 - a. a valid business licence for the Rural Municipality of St. Andrews.
 - b. submit a refundable deposit of \$250.00 to the municipality upon registration to receive access to the lagoon. A charge of \$100 will apply to replace any lost or damaged access tag.
 - c. a signed Septic Hauler Agreement.

By-Law No. 4420 – Septic Hauler By-Law

- (5) THAT each Septic Hauler registered with the municipality shall be charged the rates as outlined in Schedule “A” which may be amended by resolution as necessary.
- (6) THAT the Septic Hauler shall be invoiced monthly. Each invoice shall be due and payable within 30 days from the date of billing. If the current invoice is not paid within 30 days from the date of billing, the municipality may exercise unfettered authority to revoke all rights and privileges in respect to the Septic Hauler in default of payment.
- (7) THAT all fees collected shall be transferred to the Lagoon Reserve Fund on an annual basis.
- (8) THAT each Septic Hauler must submit a monthly report to the municipality indicating the volume, type of wastewater, diluted percentage of wastewater and the source location of the wastewater collected, transported and disposed of at the Petersfield Lagoon. Failure to submit complete and accurate records for the monthly reports may result in the municipality revoking all rights and privileges to the Septic Hauler in violation of this section.
- (9) THAT only one truck at a time is allowed inside the Petersfield Lagoon. Each Septic Hauler must use their own access tag to open and close the gate. No piggybacking is permitted.
- (10) THAT the By-Law Officer or the Designated Officer shall have unfettered access to the Septic Hauler including vehicles, equipment, wastewater and records. If a Septic Hauler is found to be in violation of this by-law, the By-Law Officer or Designated Officer shall have unfettered authority to revoke all rights and privileges of the Septic Hauler being in violation and the violator(s) shall immediately lose access to the Petersfield Lagoon. A violation under this by-law, either through no-payment or contravention of the by-laws may be subject to a fine per violation to be paid before privileges are reinstated. Privileges may be permanently revoked at the discretion of Council due to the severity of the violation or repeat violations.
- (11) THAT notwithstanding any other remedies available to the municipality under this by-law, any person who contravenes this by-law is guilty of an offence under this By-Law.
- (12) This By-Law shall be enforced pursuant to the Municipality’s General Enforcement By-Law 4406, as amended from time to time.
- (13) Any person found to be in contravention of any of the provisions of this By-Law, and at the discretion of the Designated Officer, may be subject to penalties in accordance with the Municipality’s General Enforcement By-Law 4406, as amended from time to time.

THEREFORE, BE IT RESOLVED that the Rural Municipality of St. Andrews By-Law No. 4355 is hereby rescinded.

AND THEREFORE, BE IT RESOLVED that this By-Law will come into effect on August 1, 2025.

DONE AND PASSED by the Council of the Rural Municipality of St. Andrews duly assembled in the Municipality of St. Andrews, in the Province of Manitoba, this 22 day of July, A.D., 2025.

THE RURAL MUNICIPALITY OF ST. ANDREWS



Mayor



Chief Administrative Officer

RECEIVED First Reading on this	<u>8th</u>	day of	<u>July</u>	, A.D., 2025
RECEIVED Second Reading on this	<u>22nd</u>	day of	<u>July</u>	, A.D., 2025
RECEIVED Third Reading on this	<u>22nd</u>	day of	<u>July</u>	, A.D., 2025

SCHEDULE “A”

Typical Truck Size	Capacity Range (Litres)	Rate (\$)
Portable	Under 4000	\$15
Single Axle	4000 to 8000	\$25
Double Axle	8000 to 12000	\$50
Triple Axle	12000 to 16000	\$75
> Triple Axle	Actual Volume	\$0.003125/L