



The Corporation of the Town of Tecumseh

Public Works & Engineering Services

To: Mayor and Members of Council

From: Phil Bartnik, Director Public Works & Engineering Services

Date to Council: December 10, 2024

Report Number: PWES-2024-62

Subject: Sewer Use By-Law Amendment

Recommendations

It is recommended:

That Report PWES-2024-62 Sewer Use By-Law Amendment **be received;**

And that the recommended changes to By-Law 2003-80 as summarized within Report PWES-2024-62 **be approved** through the adoption of an Amending By-Law 2024-104;

Background

Council at their meeting held October 8, 2003 adopted Sewer Use By-Law 2003-80, a by-law to prohibit, regulate, and inspect the discharge of sewage into the Municipal sewage system of the Corporation of the Town of Tecumseh (Motion RCM-712/03). It is important to note that the adopted Sewer Use By-Law is identical to the City of Windsor's as they receive and treat the Town's wastewater.

Comments

The current Sewer Use By-Law would benefit from enhanced language, clearer definitions and stronger provisions related to enforcement. It explicitly only allows for enforcement from the Chemist-Pollution Control Officer of the Corporation of the City of Windsor. The proposed amendment will clarify to enable enforcement of this by-law to include staff designated by the Town.

The amendment will also more clearly define Municipal Drains as being included under the provision of this by-law so that they can be regulated in the same manner as other Town infrastructure.

Key Changes Captured by Amending By-Law 2024-104

- 1) Deleting Section 1(vv) in its entirety and replacing same with the following:

“**Storm Sewer**” means a sewer or municipal drain for the collection and transmission of uncontaminated water, storm water, drainage from land or from a water course or any combination thereof.”

- 2) Adding new subsections to Section 1

“**Land Drainage Works**” means collectively, any private or public property involved in the conveyance, control, and disposal of land drainage.”

- 3) Deleting Section 9(E) in its entirety and replacing same with the following:

“The Director of Public Works and Engineering, or their delegate, may require the owner or operator of industrial premises to install and maintain devices to monitor sewage discharges and to submit regular reports regarding the discharges to the Municipality.”

- 4) Deleting Sections 10(B) and (C) in its entirety and replacing same with the following:

“(B) The Director of Public Works and Engineering, or their delegate, is appointed inspector for the purpose of carrying out inspections for the enforcement of this By-law.

“(C) In accordance with Section 436 of the Municipal Act, the Director of Public Works and Engineering, or their delegate, may, for the purpose of carrying out such inspections, enter in or upon any land or premises, except land or premises being used as a dwelling, at any time without a warrant, to inspect the discharge of any matter into the sewage works sanitary sewer or storm sewer, as the case may be, of the Municipality, or into any other sewage system the contents of which ultimately empty into the Municipality’s sewage works, sanitary sewer or storm sewer, as the case may be, and may conduct tests and take samples for this purpose, inspect and observe any plant, machinery, equipment, work, activity or documents, make inquiries and take photographs.”

These changes are key to ensuring that the Town can adequately protect all our sewer systems and respond appropriately to acts of non-compliance as they arise.

Consultations

Legislative Services & Clerk

Financial Implications

There are no financial implications arising from this report.

Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input checked="" type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

Communications

Not applicable

Website

Social Media

News Release

Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Matthew Shiha, E.I.T.
Drainage Superintendent

Reviewed by:

Robert Auger, LL.B.
Director Legislative Services & Clerk

Reviewed by:

Phil Bartnik, P.Eng.
Director Public Works & Engineering Services

Recommended by:

Margaret Misek-Evans, MCIP, RPP
Chief Administrative Officer

Attachment Number	Attachment Name
None	None