

THE CORPORATION OF THE TOWN OF EAST GWILLIMBURY

BY-LAW # 2002-100

BEING A BY-LAW TO REGULATE THE SUPPLY AND USE OF WATER WITHIN THE SERVICED AREA OF THE TOWN OF EAST GWILLIMBURY

WHEREAS the provisions of Section 12 of the Public Utilities Act R.S.O. 1980, Chapter 423, as amended, permit municipal corporations to pass By-law(s) for the regulation of the time, manner, extent and nature of the supply of works and every other matter or thing related to or connected therewith that may be necessary or proper to regulate, in order to ensure a continued and abundant supply of water;

AND WHEREAS, the Council of the Corporation of the Town of East Gwillimbury deems it expedient to establish restrictions on the use of water in order to promote water conservation;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF EAST GWILLIMBURY ENACTS AS FOLLOWS:

PART 1 - DEFINITIONS

1. In this By-law:
 - 1.1 **COMMERCIAL FACILITY** means a parcel of land legally used and zoned for commercial operations.
 - 1.2 **INDUSTRIAL** means a parcel of land legally used and zoned for industrial operations.
 - 1.3 **NURSERY** means a parcel of land legally zoned and used as a nursery as defined in the Town of East Gwillimbury's Zoning By-law # 97-50 as amended.
 - 1.4 **PERSON** means the registered owner of the land and premises and includes the person for the time being managing or receiving the rent of the land or premises, and includes a lessee or occupant of the property who, under the terms of the lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property.
 - 1.5 **PUBLIC SECTOR** means any parcel of land owned by the Corporation of the Town of East Gwillimbury, the Regional Municipality of York, the Province of Ontario or the Federal Government of Canada.
 - 1.6 **TOWN** means the Corporation of the Town of East Gwillimbury.

PART 2 - GENERAL WATERING RESTRICTIONS

2. No person shall use the municipal water of the Town of East Gwillimbury from a hose, pipe sprinkler or permanent water irrigation system for the purpose of watering any lawn, garden, or the washing of vehicles, sidewalks or driveways or the filling of swimming pools, except as follows:
 - a) An **EVEN** numbered address may use water outdoors **ONLY ON EVEN NUMBERED DAYS** of the month.
 - b) An **ODD** numbered address may use water outdoors **ONLY ON ODD NUMBERED DAYS** of the month.
 - c) Outdoor water use is only permitted between the hours of 6:00 a.m. and 10:00 a.m. and 6:00 p.m. and 10:00 p.m. The use of municipal water

from a hose, pipe, sprinkler, or permanent water irrigation system outside these periods is a contravention of the by-law.

- d) That these conditions be in place between May 15th and September 30th of each year.
- e) Exemptions to these restrictions are provided in Schedule 'A', attached.

PART 3 - STAGE 1 OUTDOOR WATER USE ADVISORY

- 3. Where the Director of Water and Wastewater of York Region gives notice that a Stage 1 Outdoor Water Use Advisory is declared, all persons will be requested to refrain from using municipal water from a hose, pipe, sprinkler, or permanent irrigation system for the purpose of:
 - a) watering lawns and gardens
 - b) washing vehicles, sidewalks or driveways
 - c) filling of swimming pools
- 3.1 Exemptions to the Stage 1 restrictions are provided in Schedule 'A', attached.

PART 4 - STAGE 2 OUTDOOR WATER USE BAN

- 4. Where the Director of Water and Wastewater of York Region gives notice that a Stage 2 Outdoor Water Use Ban is declared, no person shall use municipal water from a hose, pipe, sprinkler, or permanent irrigation system for the purpose of:
 - a) watering lawns and gardens
 - b) washing of vehicles, sidewalks, or driveways
 - c) filling swimming pools
- 4.1 Exemptions to the Stage 2 restrictions are provided in Schedule 'A', attached.

PART 5 - STAGE 3 OUTDOOR WATER USE BAN/NON ESSENTIAL USE RESTRICTIONS

- 5. During the periods that an Outdoor Water Use Ban with Non-Essential Use Restrictions are required, all Non-Essential Water Users, as noted in Schedule 'B' attached to the By-law, will be required to reduce water use in accordance with their water use reduction plan approved by the Region of York and the Town of East Gwillimbury.
- 5.1 Exemptions to the Stage 3 restrictions are provided in Schedule 'A', attached.

PART 6 - SCHEDULES

- 6. The schedules referred to in this By-law shall form part of this By-law.

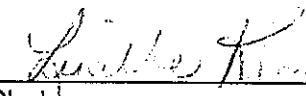
PART 7 - PENALTIES

- 7. Every person who contravenes any provision of this By-law is, on conviction, therefore guilty of an offence and shall be liable to a fine as provided for pursuant to the Provincial Offences Act, for each offence, exclusive of costs.

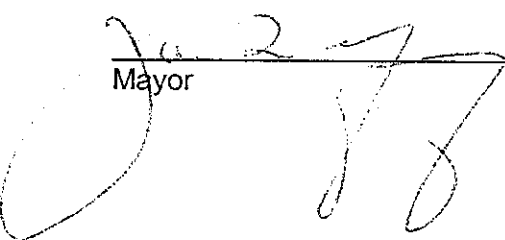
PART 8 - REPEALING SECTION

8. That By-law 92-66 is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED ON
THE 21st DAY OF October 2002.




Clerk



Mayor

I, Lucille King, Clerk of the municipality of the Town of East Gwillimbury in the Regional Municipality of York certify that the attached by-law was duly passed by the Council of the Corporation of the Town of East Gwillimbury is a true copy thereof.

WITNESS my hand and the Seal of the Corporation of the Town of East Gwillimbury this 23rd day of October 2002.



Lucille King
Clerk

SCHEDULE 'A'

EXEMPTIONS AND SPECIAL CASES

Exempted Users

1. The provisions of the By-law shall not apply to persons who own, operate or carry on the following operations or activities which rely on the steady supply and use of water:
 - a) Nurseries (Legal);
 - b) Commercial or industrial facilities utilizing time irrigation systems will be permitted to operate between 12:00 a.m. and 6:00 p.m. on a once per week basis;
 - c) All weather playing fields if failure to water will result in a permanent loss of plant material or public safety;
 - d) Washing exterior building surfaces, including windows, parking lots, driveways or sidewalks prior to application of a product such as paint, preservative, stucco, or preparation of surface prior to paving or repointing of bricks, or if required by law to comply with health and safety regulations;
 - e) Commercial car washes or car dealerships with equipment that use less than 57 liters of water per vehicle or that recycles wash water otherwise they are not exempt from Stage 3 restrictions but are exempt from Stage 1 and Stage 2 Restrictions;
 - f) Other users as identified by the Town from time to time contained in Schedule 'C'.

All Users

1. A person may water flowers, shrubs, trees or vegetables at any time by using a hand-held container filled from a detached water source.
2. A person may water new trees and shrubs during installation for the following 24 hours following planting. Any subsequent water use must comply with the provisions of this By-law.
3. A person may water new sod or seed for up to one month following planting.
4. Public sector entities may, during Stage 1 and 2 Restrictions, operate public water play areas in parks between the hours of noon and 4:00 p.m.

SCHEDULE 'B'

SCHEDULE 'C'