

CITY OF MARTENSVILLE
SUMP PIT AND SURFACE DISCHARGE
BYLAW NO. 29-2010

A Bylaw of the City of Martensville to establish a standard for a Sump Pit and Surface Discharge System;

The Council of the City of Martensville, in the Province of Saskatchewan, enacts as follows:

PART I - INTERPRETATION

1. This Bylaw shall be cited as the “Sump Pit and Surface Discharge Bylaw”
2. **Application**
 - a) This Bylaw in its entirety shall apply to all newly constructed structures including but not limited to residential dwellings and dwelling units with a subsurface drainage system within the City of Martensville for which a building permit has been applied for after and including February 1, 2008.
 - b) The areas that this bylaw refers to surface discharge will pertain to all sump pit discharges in the City of Martensville regardless of the date of installation.
 - c) The areas Covering Surface Discharge in the Part II – Standards, as well as Part III – Enforcement, Part IV – Offences and Penalties, and Part V – Severability will apply to all surface discharges.
3. **Definitions in this Bylaw**
 - (a) “Approved” means permitted, inspected or approved by the governmental agency or other authority having jurisdiction over the subject matter to which the approval relates;
 - (b) “Building Official” means the person appointed by Council, to perform the duties of this bylaw or any other bylaw or resolution of Council;
 - (c) “Council” means the municipal council of the City of Martensville;
 - (d) "Dwelling" means any structure used or occupied or intended for supporting or sheltering any residential use;

- (e) "Owner" means a person who has any right, title, estate or interest in land or improvements other than that of a mere occupant, tenant or mortgagee;
- (f) "Rear Yard" means that part of a site which extends across the full width of a site between the rear site line and the nearest main wall of a building or structure;
- (g) "Sump Pit and Surface Discharge System" means a system including sump, sump pump and related plumbing used to convey water collected by subsurface drainage to the surface;
- (h) "City" means the City of Martinsville.

PART II - STANDARDS

- 4. The owner of every newly constructed structure with a subsurface drainage system shall install a sump pit, sump pump and surface discharge system such as to allow discharge to the surface.
 - (a) Discharging to the surface:
 - (i) A Sump Pit and Surface discharge system with a discharge to the surface as shown on Schedule "A", shall be installed.
 - (ii) Discharge shall not be directed onto a pervious ground surface within 2 meters of any building.
 - (iii) **Discharge** shall be directed to the **rear yard** of the property
 - (iv) Any deviation from rear yard discharge will have to be approved by the City Manager; representative appointed by the City Manager or the Director of Public Works and will have to be in writing.
- 5. The Sump Pit and Surface Discharge System shall be installed by a Journeyman Plumber in such a manner as to comply with all City bylaws and policies and other applicable regulatory authorities and without causing excessive ponding or icing on public or private property;
- 6. The costs associated with installing a Sump Pit and Surface Discharge System will be the sole responsibility of the owner.
- 7. The standards for a Sump Pit and Surface Discharge System as set forth in Schedule "A" to this Bylaw shall be the standards for the City of Martinsville, and the said Schedule "A" is hereby enacted and adopted as a part of this Bylaw.

8. The sump pit shall be in close proximity to the floor drain with the concrete floor being graded toward the floor drain. If the sump pit cannot be located close to the floor drain a back up power supply is recommended. No relief piping or any overflow piping from the sump pit to the floor drain area will be allowed.

PART III - ENFORCEMENT

9. **Enforcement of Bylaws**

The administration and enforcement of this Bylaw is hereby delegated to the Building Official or the Bylaw Enforcement Officer or a Representative appointed by the City Manager.

PART IV – OFFENCES and PENALTIES

10. Any person in violation of a provision of this Bylaw shall be guilty of an offence and shall be liable upon summary conviction to a fine of not less than \$500.00 but not exceeding:
 - (a) \$10,000.00 in the case of an individual; or
 - (b) \$25,000.00 in the case of a corporation

PART V - SEVERABILITY

11. If a Court of competent jurisdiction should declare any section or part of a section of this Bylaw to be invalid, such section or part of a section shall not be construed as having persuaded or influenced the Council to pass the remainder of the Bylaw, and it is hereby declared that the remainder of the Bylaw shall be valid and shall remain in force and effect.

12. Bylaw No. 1-2008 is hereby repealed.

13. **Coming into Force**

This Bylaw shall come into force and take effect on March 1, 2011.

Mayor

City Manager

Read a first time this 21st day of December, A.D. 2010

Read a second time this 21st day of December, A.D. 2010

Read a third time and adopted this 21st day of December, A.D. 2010

Schedule "A"
Bylaw No. 1-2008

SUMP PIT WITH SURFACE DISCHARGE

