

EXPLANATION

**Ticket Offences By-law amending By-law No. 9360
Re: Water Shortage Response By-law and Water Works By-law
and 2011 Water Shortage Response Plan**

On July 14, 2011, Council approved the addition of a number of Water Shortage Response By-law and Water Works By-law offences to the Ticket Offence By-law. Enactment of the attached By-law will accomplish Council's resolution.

Director of Legal Services
July 14, 2011



BY-LAW NO. _____

**A By-law to amend Ticket Offences By-law No. 9360
regarding Water Shortage Response By-law**

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This By-law amends the indicated provisions of Ticket Offences By-law No. 9360.
2. Council adds the following Table 6 to the By-law:

“

**Table 6
Water Shortage Response By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
City Engineer	Water residential lawn outside permitted hours Stage 1	Section 5.1(a)	\$100.00
	Water non-residential lawn outside permitted hours Stage 1	Section 5.1(b)	\$100.00
	Water residential lawn outside permitted hours Stage 2	Section 5.3(a)	\$200.00
	Water non-residential lawn outside permitted hours Stage 2	Section 5.3(b)	\$200.00

”

EXPLANATION

Water Shortage Response By-law amending by-law Re: 2011 Water Shortage Response Plan

The attached By-law will implement Council's resolution of July 14, 2011 to amend the Water Shortage Response By-law regarding clean water response.

Director of Legal Services
July 14, 2011



BY-LAW NO. _____

**A By-law to amend Water Shortage Response By-law No. 8912
regarding 2011 Water Shortage Response Plan**

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This By-law amends the indicated provisions and schedules of the Water Shortage Response By-law.
2. In section 1.2:
 - a) after the definition of “lawns”, Council adds:
“ “non-residential” means a site which is not located in a zoning district listed in Schedule A;”;
 - b) after the definition of “public announcement”, Council adds:
“ “residential” means a site which is located in a zoning district listed in Schedule A;” and
 - c) Council repeals the definition of “water” used as a noun and substitutes:
“ “water” used as a noun means treated drinking water supplied directly or indirectly by GVWD or the city;”.
3. In section 2.5, Council:
 - a) Repeals:
“• lawn sprinkling is allowed only from 4:00 a.m. to 9:00a.m. and 7:00 p.m. to 10:00 p.m.”,
and substitutes,
“• residential lawn watering is only allowed from 4:00 a.m. to 9:00 a.m.”; and
 - b) Repeals:
“• even-numbered addresses may sprinkle only on Wednesdays and Saturdays and that odd-numbered addresses may sprinkle only on Thursdays and Sundays”,

and substitutes,

- “• even numbered residential addresses may only water on Monday, Wednesday and Saturday
- odd numbered residential addresses may only water on Tuesday, Thursday and Sunday
- non-residential lawn watering is only allowed from 1:00 a.m. to 6:00 a.m. on Monday, Tuesday, Wednesday and Thursday and from 4:00 a.m. to 9:00 a.m. on Friday
- even numbered non-residential addresses may only water on Monday, Wednesday and Friday; and
- odd numbered non-residential addresses may only water on Tuesday, Thursday and Friday”

4. In section 2.6, Council :

a) Repeals:

- “• lawn sprinkling is allowed only from 4:00 a.m. to 9:00a.m. and 7:00 p.m. to 10:00 p.m.”,

and substitutes,

- “• residential lawn watering is only allowed from 4:00 a.m. to 9:00 a.m.
- non residential lawn watering is only allowed from 1:00 a.m. to 6:00 a.m.
- even numbered residential addresses may only water on Monday
- odd numbered residential addresses may only water on Thursday; and
- even numbered non-residential addresses may only water on Wednesday
- odd numbered non residential addresses may only water on Tuesday”

5. Council repeals section 5.1 and substitutes :

“5.1 Subject to section 5.2, when stage 1 restrictions are in force and effect, a person must not:

- (a) water lawns at a residential address, except:
 - (i) at even numbered addresses, on Monday, Wednesday and Saturday, from 4:00 a.m. to 9:00 a.m., and
 - (ii) at odd numbered addresses, on Tuesday, Thursday and Sunday, from 4:00 a.m. to 9:00 a.m.;

- (b) water lawns at a non-residential address, except:
 - (i) on Friday from 4:00 a.m. to 9:00 a.m.,
 - (ii) at even numbered addresses, on Monday and Wednesday, from 1:00 a.m. to 6:00 a.m., and
 - (iii) at odd numbered addresses, on Tuesday and Thursday, from 1:00 a.m. to 6:00 a.m.; or
- (c) use a hose to wash boats or motor vehicles, unless the hose has an automatic shut-off device.”

6. Council repeals subsection 5.3(a), renumbers subsections 5.3(b), (c), and (d) as 5.3(c), (d) and (e) respectively, and substitutes:

- “(a) water lawns at a residential address, except:
 - (i) at even numbered addresses, on Monday, from 4:00 a.m. to 9:00 a.m., and
 - (ii) at odd numbered addresses, on Thursday, from 4:00 a.m. to 9:00 a.m.;
- (b) water lawns at a non residential address, except:
 - (i) at even numbered addresses, on Wednesday, between 1:00 a.m. and 6:00 a.m., and
 - (ii) at odd numbered addresses, on Tuesday, between 1:00 a.m. and 6:00 a.m.;”

7. Council adds Schedule A to the by-law as follows:

“Schedule A

- RA-1 District
- RS-1 District
- RS-1A District
- RS-1B District
- RS-2 District RS-3 and RS-3A Districts
- RS-4 District
- RS-5 District
- RS-6 District
- RS-7 District
- RT-1 District
- RT-2 District
- RT-3 District
- RT-4, RT-4A, RT-4N and RT-4AN Districts
- RT-5, RT-5A, RT-5N and RT-5AN Districts
- RT-6 District

RT-7 District
RT-8 District
RT-9 District
RT-10 and RT-10N Districts
RM-1 and RM-1N Districts
RM-2 District
RM-3 District
RM-3A District
RM-4 and RM-4N Districts
RM-5, RM-5A, RM-5B and RM-5C Districts
RM-6 District
FM-1 District
FSD District ”

8. At the end of the Table of Contents, Council adds:

“SCHEDULES

Schedule A”

9. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

10. This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this day of , 2011

Mayor

City Clerk

EXPLANATION

**Water Shortage Response By-law amending by-law
Re: 2011 Water Shortage Response Plan**

The attached By-law will implement Council's resolution of July 14, 2011 to amend the Water Shortage Response By-law regarding clean water response.

Director of Legal Services
July 14, 2011

EXPLANATION

**Water Works By-law amending by-law
Re: 2011 Regional Water Shortage Response Plan**

The attached By-law will implement Council's resolution of July 14, 2011 to amend the Water Works By-law to support the 2011 Regional Water Shortage Response Plan.

Director of Legal Services
July 14, 2011



BY-LAW NO. _____

**A By-law to amend Water Works By-law No. 4848
regarding 2011 Water Shortage Response Plan**

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This By-law amends the indicated provisions and schedules of the Water Works By-law.

2. To section 2, after the definition of "FIRE SERVICE PIPE", Council adds:

" "GVWD" means the Greater Vancouver Water District;"

3. To section 2, after the definition of "UNIT", Council adds:

" "WASTE WATER" and "WASTING WATER" means:

- (a) causing, allowing or failing to prevent the free discharge or flow of water from a property, on or into a sanitary sewer, watercourse, storm drain, street or adjacent property;
- (b) causing, allowing or failing to prevent leaking of water, from outdoor fixtures including irrigation systems, ponds, fountains and water features, from indoor appliances and plumbing fixtures and from heating and cooling devices;
- (c) using and maintaining ponds, waterways, water features, fountains or swimming pools, which do not have a water recirculation device;
- (d) using an irrigation system, which applies water to an impervious surface; and
- (e) using a water hose, which is not equipped with an automatic shut-off device;

"WATER" means treated drinking water supplied directly or indirectly by GVWD or the city;"

4. In section 9, Council strikes out the words "or wastage" wherever they occur.

5. Council repeals section 12 and substitutes:

"12. Prohibitions against wasting water

12.1 A person must not:

- (a) sell or convey water beyond the property lines of a property, to which water service is provided; or

- (b) use water to power machinery,
without having first obtained a permit to do so from the Engineer.

12.2 A person must not waste water.

12.3 A person must not use or permit the use of an air-conditioning unit which:

- (a) is designed to discharge water without recirculation; and
- (b) draws 28.4 litres of water per minute or more,

unless the unit was installed before February 1, 1970, and is subject to an annual flat rate charge pursuant to Schedule H, payable on January 1 of each calendar year, in addition to the metered consumption rate.

12.4 If, in the opinion of the Collector, a person is contravening the provisions of sections 12.1, 12.2, or 12.3, the Collector may issue a notice requiring that the contravention cease by the date specified in the notice.

12.5 A person who receives a notice pursuant to section 12.4, must cease the contravention by the date and time stipulated in the notice.

12.6 If a person does not comply with a notice issued pursuant to section 12.4, the Collector may:

- (a) shut off the service pipe supplying water to the property; or
- (b) in the case of an unmetered service, install a meter.

12.7 If the Collector takes steps to shut off water service or install a meter pursuant to section 12.6, the costs so incurred may be recovered by insertion on the real property tax roll.

12.8 A notice issued in accordance with this by-law is deemed to have been received:

- (a) four days after mailing, if sent by ordinary prepaid mail to the address of the premises, which are the subject of the notice; and
- (b) 24 hours after sending, if sent by electronic mail to the electronic mail address of the owner of the premises, which are the subject of the notice.”

6. In section 14:

- a) in the first paragraph, Council strikes out the words “water, waste water, or any harmful liquid or”, and substitutes “any”; and

