



TOWN OF NIVERVILLE-OPERATIONS

POLICY NO. 02-19: Private Utility Service Connections on Public Property

EFFECTIVE DATE: March 19, 2019 **RESOLUTION#** 87-19

REVISION DATE: _____ **RESOLUTION#** _____

Purpose: To provide clarity to the residents of Niverville on where responsibility rests with respect to the maintenance and repairs relating to undocumented and unapproved utility service connections on and/or through public property and municipal or provincial right of ways.

Rules: The Town of Niverville operates two utilities - sewer and water. Service connections to the municipal sewer and water system must be documented with the Town.

Historically, there have been instances where private well lines were installed without Town authorization or documentation.

Property owners are hereby advised that the Town will not be responsible to repair, replace and/or restore any undocumented service connections or private well lines on public property or Right-of-Ways.

At such a time when work has commenced by the Town or a contractor (either on behalf of Town or private property owners) and damages have occurred to any undocumented sewer and/or water service connections located on public property or Right-of-Ways, the cost of all repairs / replacement will be borne solely by the property owner(s) of the undocumented line.

The Town and contractors working in the Right-of-Way are not liable for any undocumented lines and damage caused by any work. The Town and contractors are liable for damages to approved and documented (with the Town) service connections on public property and Right-of-Ways.

An agreement for permission to locate utility lines within the Town's Right-of-Way or on public property is required before any repairs/replacement can occur. Such an agreement will layout expectations of maintenance, future repairs and requirements for engineering and as-built drawings.

If the Town is the contract holder with a contractor where damages occur to private unidentified water/sewer connections in the Town's Right-of-Way, the Town will bill the property owner for all the costs related to repair and/or replacement.

Should payment of an outstanding Town bill not be made within thirty (30) days then it would be applied to the real property taxes of the property in question.

In instances where the Town is not a contract holder the property owner will be dealing directly with contractor for payment.