



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 161 - 2026

Storm Sewer Use By-law

WHEREAS sections 8 and 11 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*") authorize the City of Brampton ("City") to pass by-laws necessary or desirable for municipal purposes, and in particular paragraphs 5, 6, 7 and 8 of subsection 11(2) authorize by-laws respecting: the economic, social and environmental well-being of the City, including respecting climate change; the health, safety and well-being of Persons; services and things that the municipality is authorized to provide under subsection 11(1); the protection of Persons and property;

AND WHEREAS it is necessary to regulate the Discharge of Matter to Municipal and Private Storm Sewer Systems and to protect water quality by preventing the Discharge of harmful substances to Municipal and Private Storm Sewer Systems, and, in due course, waterbodies within the City;

AND WHEREAS the City has the responsibility for the Municipal Storm Sewer System to

- a) maintain and protect the integrity of the City's Municipal Storm Sewer System;
- b) control the quality and quantity of Stormwater or land drainage entering the Municipal Storm Sewer System; and
- c) prevent adverse effects to Persons, property and the Natural Environment from Discharge to the City's infrastructure;

AND WHEREAS subsections 425(1) and 429(1) of the *Municipal Act, 2001* authorize the City to pass by-laws providing that a Person who contravenes a by-law of the City passed under that Act is guilty of an offence and to establish a system of fines for offences under a by-law;

AND WHEREAS section 87 of the *Municipal Act, 2001* authorizes the City to enter on land, at reasonable times, to inspect the Discharge of any Matter into the Municipal Storm Sewer System and authorizes the City to conduct tests and take samples for this purpose;

AND WHEREAS subsection 436(1) of the *Municipal Act*, 2001 provides that the City has the power to pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not a by-law passed under the *Municipal Act*, 2001 is being complied with;

AND WHEREAS sections 444 and 445 of the *Municipal Act*, 2001 authorize the City to make an Order requiring a Person who has contravened a by-law, caused or permitted the contravention, or the Owner or Occupier of land on which a contravention has occurred to discontinue the contravening activity or to do work to correct the contravention;

AND WHEREAS the *Municipal Act*, 2001 further authorizes the City, amongst other things, to delegate its authority, to impose fees or charges, to provide for inspections, and to make Orders to discontinue activity or to do work;

AND WHEREAS subsection 391(1) of the *Municipal Act*, 2001 provides that a municipality may impose fees and charges on Persons for services or activities provided or done by or on behalf of it;

AND WHEREAS By-law 218-2019 "Administrative Penalties (Non-Parking) By-law was enacted to provide for a system of administrative penalties for designated by-laws;

AND WHEREAS Section 446 of the *Municipal Act*, 2001, S.O. c. 25, provides that a municipality may proceed to do things at a Person's expense which that Person is otherwise required to do under a by-law but has failed to do and the costs incurred by a municipality may be recovered by adding the costs to the tax roll and collecting them in the same manner as taxes;

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS as follows:

PURPOSE

The City is responsible for maintaining the existing Municipal Storm Sewer System to provide Stormwater management services to residents and businesses while also protecting the environment. The City is responsible for protecting the integrity of the Municipal Storm Sewer System by controlling the quality and quantity of Stormwater or land drainage entering the system. This By-law is enacted pursuant to the authority of the *Municipal Act*, 2001 to establish rules and regulations for the installation and Connection of private sewers to the Municipal Storm Sewer System, and the Discharge of Stormwater and land drainage within the serviced area of The Corporation of the City of Brampton. The fees and charges imposed under this By-law, once collected, will be allocated expressly to the cost of mitigating infractions of the By-law and remediating their impact on the Municipal Storm Sewer System.

PART 1 - DEFINITIONS

1.1 In this By-law:

"Accredited Laboratory" means any laboratory accredited by an authorized accreditation body in accordance with a standard based on CAN-P-1585 "Requirements for the Accreditation of Environmental Testing Laboratories" established by the Standards Council of Canada, as amended, or "ISO/IEC/EN 17025: General Requirements for Competence of Calibration and Testing Laboratories" established by the International Organization for Standardization, as amended.

"Algaecides" means a chemical substance or agent for killing, preventing the growth of, or to stop reproduction of algae.

"Biochemical Oxygen Demand" or "BOD" means carbonaceous oxygen demand (biochemical) as during a 5-day incubation period for the biochemical degradation of organic material, and the oxygen used to oxidize inorganic material such as sulphides and ferrous iron, and the amount of oxygen used to oxidize reduced forms of nitrogen (nitrogenous demand).

"Blowdown Water" means re-circulating non-Contact Cooling water used to Discharge materials contained in a heating or cooling system, the further buildup of which would or might impair the operation of the system.

"Body of Water" includes any brook, creek, stream, river, lake, pond, waterway, canal or other flowing or standing water, including open channels, ditches, road ditches, and natural or man-made depressions which may or may not connect to a Private Storm Sewer System or a Municipal Storm Sewer System.

"City" means The Corporation of the City of Brampton, including enforcement Officers and its designated representatives. Where the context requires, "City" means the geographical jurisdiction of The Corporation of the City of Brampton.

"City Land" means land owned by, leased, licensed to or under the management of the City, and includes an easement in favour of the City.

"Commissioner" means the City's Commissioner of Planning, Building and Growth Management or his/her designate.

"Combustible Liquid" means a liquid that has a flash point not less than 37.8 degrees Celsius and not greater than 93.3 degrees Celsius.

"Compliance Program" means the necessary steps taken by a Discharger to bring Discharge into the municipal storm sewers into compliance with the terms and conditions of this By-law or related Permit. Compliance Programs are applicable to existing Dischargers only; new Discharge must fully comply with the requirements of this By-law.

"Composite Sample" means a portion of Stormwater composed of a series of Grab Samples taken at intervals during the sampling period and combined.

"Connection" means a pipe, drain, channel or ditch, including any part or combination thereof.

"Contact Cooling Water" means water that is used in an Industrial process, for the purpose of removing heat, that comes into contact with any raw material, intermediate product, waste product or finished product, but does not include Blowdown Water.

"Dewatering Activities" means the process of the removal of any water that accumulates in earthwork excavations or below ground structures, as a result of intersecting aquifers, seepage of soil water/Groundwater, or storm events or rainfall (including surface water runoff).

"Discharge" means the release of Stormwater, Uncontaminated Water or other substance or thing to which this By-law applies into the Municipal Storm Sewer System.

“Discharger” includes a Person, a Person who is the Owner, is in occupation of, or has charge, management or control of a property that discharges Stormwater, Uncontaminated Water or other substance or thing to which this By-law applies into the Municipal Storm Sewer System.

“Effluent” means a non-compliant Discharge into the Municipal Storm Sewer System.

“Emergency” means a situation or an impending situation that constitutes a danger that could result in serious harm to a Person or substantial damage to property, including the loss of an essential service or damage to infrastructure or equipment.

“Environmental Compliance Approval” includes an Environmental Compliance Approval, certificate of approval or provisional certificate of approval issued under the *Environmental Protection Act*, R.S.O. 1990, c. E.19, or an equivalent approval granted under s. 53 of the *Ontario Water Resources Act*, R.S.O. 1990, c. O.40.

“Flammable Liquid” means any liquid having a flashpoint at or below 93 degrees Celsius.

“Floating Debris” means remains of something broken down or destroyed that is buoyed on or in a fluid.

“Flood” means an overflowing of a large amount of water beyond its normal confines, especially over what is normally dry land.

“Fuels” means alcohol, gasoline, naphtha, diesel fuel or fuel oil, or any other liquid intended for use as a combustible source of energy.

“Government Body” includes: (i) any Ontario municipality together with its agencies, boards and commissions; (ii) a public utility or public transportation system owned or operated by the City or the Region or by their boards; (iii) the Governments of Canada and Ontario together with their ministries and agencies; (iv) a board as defined in the *Education Act*, R.S.O. 1990, c. E.2 and any school operated by a board and located within the boundaries of the City of Brampton; an Ontario university, college of applied arts and technology or other post-secondary institution; (v) an institution approved as a public hospital under the *Public Hospitals Act*, R.S.O. 1990, c. P.40; (vi) a conservation authority established under the *Conservation Authorities Act*, R.S.O. 1990, c. C.27.

“Grab Sample” means a portion of Stormwater taken at one particular time and place.

“Groundwater” means subsurface water including water held in soil, in pores, cracks or crevices in rocks or as a free-standing body beneath the existing ground surface.

“Hauled Sewage” means Hauled SSewage as defined in R.R.O. 1990, Reg. 347 (General – Waste Management).

“Hazardous Waste” means any substance or mixture of substances, other than a pesticide, that exhibits characteristics of flammability, corrosivity, reactivity or toxicity and any substance defined as subject waste in R.R.O. 1990, Reg. 347 (General – Waste Management).

“Industrial” means of or pertaining to business, industry, manufacturing, commerce, trade, business, or institutions as distinguished from domestic or residential.

“Matter” includes any solid, liquid or gas or combination thereof.

"Municipal Storm Sewer System" means a storm sewer or any part of a storm sewer owned or controlled by the City and located on City Land or City easement, including but not limited to a Stormwater inlet, catchbasin, catchbasin manhole combination, manhole, drainage pipe, sewer, channel, ditch, culvert, or Stormwater Management Facility.

"Non-Contact Cooling Water" means once-through process water that is used for the purpose of removing heat, and has not come into contact with any raw material, intermediate product, waste product, or finished product.

"Natural Environment" means the air, land and water, or any combination or part thereof.

"Occupier" includes:

- (a) any Person who is in physical possession of a Premises, or
- (b) any Person who has responsibility for and control over the condition of a Premises or the activities carried thereon, or control over Persons allowed to enter the Premises.

"Officer" means a enforcement Officer of the City, or Person appointed under the authority of a municipal by-law, including this By-law, or by Council to enforce City by-laws, and includes a police Officer employed by the Peel Regional Police.

"Oil and Grease" means any substance which is:

- (a) solvent extractable Matter of animal or vegetable origin as determined by Methods 503 B to 503 C or in Standard Methods;
- (b) solvent extractable Matter of mineral or synthetic origin grease and oil as determined by Method 503E in Standard Methods.

"Oil Grit Separator" means a receptacle that is designed and installed to prevent oil, grease, sand or other materials from passing into a drainage system.

"Order" means written instructions and or notices, including action requests and notices of contravention issued by the Commissioner.

"Owner" means the registered Owner of a Premises and includes the Owner's representative or the authorized representative or agent of the Owner.

"PCB" means any monochlorinated or poly-chlorinated biphenyl or any mixture of them or mixture that contains one or more of them.

"PCB Waste" means a PCB waste within the meaning of Ontario Regulation 362 made under the *Environmental Protection Act*, R.S.O. 1990.

"Peak Flow Rate" means the rate at which Stormwater is discharged to a municipal storm sewer during the single highest five-minute discharge period as reported in litres per second.

"Permit" includes any one or more of the following:

- (a) an approval or Permit to Discharge into a Municipal Storm Sewer System issued pursuant to this By-law;

(b) an approval or Permit to access or connect to a Municipal Storm Sewer System issued pursuant to this By-law.

"Person" includes any individual, firm, partnership, corporation, trustee, manager or other Person, either individually or jointly with others, and shall also include any agent, workman, servant, employee, or authorized representative of such individual, firm, partnership, company or corporation.

"Pesticides" means a pesticide regulated under the *Pesticides Act*, R.S.O. 1990, c. P. 11.

"pH" means logarithm to the base 10 of the reciprocal of the concentration of hydrogen ions in moles per litre of solution.

"Phenolic Compounds" means those derivatives of aromatic hydrocarbons which have a hydroxyl group directly attached to the ring as determined by one of Method 510 B or 510 C in Standard Methods.

"Phosphorus" means total Phosphorus expressed as P and as determined by both Method 424 C plus one of Method 424 D, 424 E, 424 F, or 424 G in Standard Methods.

"Pollution Prevention" means the use of processes practices, materials, products or energy that avoids or minimizes the creation of pollutants and wastes, at the source.

"Pollution Prevention Plan" means a detailed plan that identifies pollution sources, specific methods of Pollution Prevention and a schedule of implementation, as described in Schedule B of this By-law.

"Premises" means land, a building, structure or a combination of any of them, including but not limited to:

- (a) ships and vessels;
- (b) trailers and portable structures;
- (c) trains, railway cars, vehicles and aircraft.

"Pre-Treatment" means the reduction, elimination or alteration of pollutants in Sewage or Stormwater prior to Discharge into a Sewage works. This reduction or alteration can be achieved by physical, chemical, or biological processes, through Pollution Prevention, or by other means, except by diluting the concentration of the pollutants.

"Private Storm Sewer System" means any inlet, catchbasin, catchbasin manhole combination, manhole, drainage pipe, sewer, channel, ditch, culvert, or Stormwater Management Facility created to divert or collect Stormwater on private property and outside of City easements, which has a Connection excluding plumbing and installations covered by the *Building Code Act*, 1992 Amended O. Reg 245/04.

"Region" means The Regional Municipality of Peel.

"Regional Storm Sewer System" means any storm sewer system owned or controlled by The Regional Municipality of Peel.

"Residential Pool Water" means chemically treated pool water from private or residential swimming pools, hot tubs, spas and similar structures.

"Sanitary Sewer" means a sewer for the collection and transmission of domestic or Industrial Sewage or any combination thereof.

“Sever” means to disconnect from the Municipal Storm Sewer System.

“Sewage” means any liquid or mixture containing domestic or Industrial waste, or waste containing animal, vegetable, mineral or chemical Matter in solution or in suspension but does not include Stormwater or Uncontaminated Water.

“Sewer Plug” means a device designed to completely block flow within storm sewer pipe infrastructure.

“Spill” means a direct or indirect Discharge into a Private Storm Sewer System, Municipal Storm Sewer System, or Natural Environment, which is abnormal in quality or quantity in light of all circumstances of the Discharge.

“Spills Action Centre” means the 24-hour Spills Action Centre of the Ontario Ministry of the Environment, Conservation and Parks.

“Standard Methods” means a procedure set out in *Standard Methods for the Examination of Water and Wastewater* published jointly by the American Public Health Association, American Water Works Association and Water Environment Federation, current at the date of testing, or a procedure published by the Ontario Ministry of the Environment, Conservation and Parks as a standard method or equivalent of a standard method.

“Stormwater” means water from rainfall, other natural precipitation, the melting of snow or ice, surface drainage from land or a Watercourse or any combination thereof.

“Stormwater Management Facility” means any rooftop storage, flow control device, tank, pond, Stormwater wetland, Oil Grit Separator, water quality unit, manufactured treatment device, rainwater harvesting system, or low impact development practice created to control Stormwater quantity, quality, water balance, or erosion.

“Total Suspended Solids” (TSS) means solid Matter in or on a liquid, which Matter is removable by filtering and drying at 103-105 degrees Celsius as determined by Method 209 C in Standard Methods.

“Total PAHs” means the total of all of the following polycyclic aromatic hydrocarbons: acenaphthene, acenaphthylene, anthracene, benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(g,h,i)perylene, benzo(k)fluoranthene, chrysenes, dibenzo(a,h)anthracene, fluoranthene, fluorene, indeno (1,2,3-cd)pyrene, methylanthralene, naphthalene, phenanthrene and pyrene.

“Uncontaminated Water” means water to which no Matter has been added to modify its use or as a consequence of its use.

“Waste Disposal Site Leachate” means the liquid containing dissolved or suspended contaminants which emanates from waste and is produced by water percolating through waste or by liquid in waste.

“Waste Radioactive Substances” means uranium, thorium, plutonium, neptunium, deuterium, their respective derivatives and compounds and such other substances as the Canadian Nuclear Safety Commission may designate as being capable of releasing atomic energy or as being requisite for the production, use or application of atomic energy.

“Watercourse” means an open channel, ditch or depression, either natural or artificial, in which flow of water occurs either continuously or intermittently.

- 1.2 Terms not defined in this By-law shall have the meaning ascribed to them in the Act or the most recent version of the Ontario Building Code.

PART 2 - STORM SEWER CONNECTIONS AND GENERAL PROHIBITIONS

Storm Sewer Connection and Maintenance Requirements

- 2.1 No Person shall construct or install, or cause or permit to be constructed or installed a Connection to a Municipal Storm Sewer System except where:
- (1) a valid Permit has been obtained from the City; and
 - (2) all fees and charges applicable to the Permit and Connection have been paid.
- 2.2 A direct or indirect interconnection of a Sanitary Sewer to a private storm sewer or a Municipal Storm Sewer System is prohibited.
- 2.3 Every Person who constructs or installs a Connection to a Municipal Storm Sewer System or causes or permits the construction or installation of a Connection from a private storm sewer to a Municipal Storm Sewer System shall do so in compliance with all applicable laws, City standards and guidelines.
- 2.4 The City may sample or require an Owner or Occupier of a Premises to submit to the City a sample from any Connection to a Municipal Storm Sewer System.
- 2.5 All applications for a Connection to a Regional sewer shall be directed to the Region.

Disconnection

- 2.6 Every Person, where buildings or structures are to be removed or demolished at a Premises, shall Sever or cap all Connections to a Municipal Storm Sewer System at the property line before the Premises are cleared of buildings or structures, unless the Connection will be re-used and prior approval for its re-use has been obtained from the City.
- 2.7 No Person shall re-use a Connection under section 2.6 without first applying for and receiving a Permit from the City.
- 2.8 If the Commissioner determines it is necessary to protect a Municipal Storm Sewer System, the Owner or Occupier of a Premises with an erroneous Connection or interconnection of a Sanitary Sewer shall Sever or cap the Connection at the property line to the satisfaction of the Commissioner.
- 2.9 The City will not be held liable for any damages caused by the Severing of a Connection as provided for in this By-law.

Municipal Storm Sewer – General Prohibitions

- 2.10 No Person shall enter a Municipal Storm Sewer System, except with prior authorization of the Commissioner.
- 2.11 No Person shall break, damage, destroy, deface, alter or tamper with any part of a Municipal Storm Sewer System, any Connection to a municipal storm sewer, or any device whether permanently or temporarily installed in a Municipal Storm Sewer System for the purpose of measuring, sampling or testing any Matter.

PART 3 - DISCHARGE REQUIREMENTS

- 3.1 No Person shall, directly or indirectly, Discharge or deposit or permit the Discharge or deposit of Matter of any type or quantity into a municipal storm sewer, private storm sewer or a Connection to a municipal storm sewer or private storm sewer which may result in:
- (a) interference with the proper operation of any part of a Municipal Storm Sewer System;
 - (b) obstruction of any part of a Municipal Storm Sewer System or the flow therein;
 - (c) damage to any part of a Municipal Storm Sewer or Private Storm Sewer Systems;
 - (d) a hazard to Persons, animals, property or vegetation;
 - (e) the creation of Flood conditions to neighbouring properties or municipal lands;
 - (f) impairment of the quality of water in any Body of Water;
 - (g) the contravention of an approval, requirement, direction, Environmental Compliance Approval or other Order under the *Ontario Water Resources Act*, R.S.O. 1990 or the *Environmental Protection Act*, R.S.O. 1990 with respect to the storm sewer or its Discharge;
 - (h) erosion that negatively impacts any part of a Municipal Storm Sewer Systems, Private Storm Sewer Systems or a receiving Watercourse or water body;
 - (i) solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in any part of a Municipal Storm Sewer System, including but not limited to ashes, bones, cinders, sand, mud, soil, straw, shaving, metal, glass, rags, feathers, tar plastics, wood, unground garbage, animal parts or tissues and paunch manure; or
 - (j) an offensive or nuisance odour to emanate from any part of a Municipal Storm Sewer System.
- 3.2 No Person shall, directly or indirectly, Discharge or deposit or permit the Discharge or deposit of Matter into a municipal storm sewer, private storm sewer or a Connection to a municipal storm sewer or private storm sewer which has one or more of the following characteristics:
- (a) a temperature greater 40 degrees Celsius;
 - (b) a pH less than 6 or greater than 9;
 - (c) a visible film, sheen or discolouration on the water surface;
 - (d) two or more separate liquid layers.
- 3.3 No Person shall, directly or indirectly, Discharge or deposit or permit the Discharge or deposit of Matter into a municipal storm sewer, private storm sewer or a Connection to a municipal storm sewer or private storm sewer:

- (a) where the Discharge contains any one or more of the following:
- i. Algaecides;
 - ii. Combustible Liquid;
 - iii. e. Coli colonies in excess of 200 per 100 ml;
 - iv. Flammable Liquid;
 - v. Floating Debris;
 - vi. Fuels;
 - vii. Hauled SSewage;
 - viii. Hazardous Waste;
 - ix. herbicides;
 - x. Oil and Grease;
 - xi. paints and organic solvents;
 - xii. PCBs;
 - xiii. PCB Waste;
 - xiv. Pesticides;
 - xv. Sewage;
 - xvi. substance from a raw material, intermediate or final product, used or produced in, through or from an Industrial process;
 - xvii. Waste Disposal Site Leachate;
 - xviii. Waste Radioactive Substances; or
- (b) where the Discharge contains any one or more of the following, except as permitted pursuant to section 4.5 or section 4.6:
- i. Blowdown Water;
 - ii. Groundwater drainage;
 - iii. Non-Contact Cooling Water;
 - iv. residential pool and spa water;
 - v. water from Dewatering Activities.

3.4 No Person shall, directly or indirectly, Discharge or deposit or permit the Discharge or deposit of Matter into a Municipal Storm Sewer System, Private Storm Sewer System or a Connection to a municipal storm sewer or Private Storm Sewer System where the Discharge contains a concentration, expressed in milligrams per litre (mg/L), in excess of any one or more of the limits for the parameters in Schedule A of this By-law.

3.5 The Discharge of Stormwater that would otherwise be prohibited by this By-law due to inability to meet the requirements may be permitted to an extent fixed by agreement with the City under such conditions with respect to payment or otherwise as may be necessary, at the sole discretion of the City.

- 3.6 No Person shall Discharge Groundwater to a Municipal Storm Sewer System on a permanent basis, except where a Permit has been issued or prior written approval has been obtained from the Commissioner.
- 3.7 Any Person discharging Groundwater to a Municipal Storm Sewer System on a permanent basis pursuant to an approval or Permit under section 3.6 shall:
- (a) comply with conditions applicable to the Discharge;
 - (b) obtain and comply with any applicable permit or approval required by Ontario Ministry of the Environment, Conservation and Parks;
 - (c) carry out, manage and control the Discharge to the satisfaction of the Commissioner; and
 - (d) not exceed the limits for any of the parameters in Schedule A.

Prohibition of Dilution

- 3.8 No Person shall, directly or indirectly, Discharge or permit the Discharge or deposit of any Matter into a municipal storm sewer or private storm sewer where water has been added to the Discharge for the purposes of dilution to achieve compliance with Part 3 of this By-law.

Stormwater Drainage

- 3.9 No Person shall construct, permit or maintain a direct or indirect Connection of any downspout or rainwater leader into a Municipal Storm Sewer System except with the prior written consent of the Commissioner.
- 3.10 The Owner of any building which has a downspout or rainwater leader discharging directly into the Municipal Storm Sewer System shall disconnect the downspout or leader from the underground portions at grade and shall convey the Stormwater away from the building in such a way that the Stormwater will not accumulate at or near the building and will not adversely affect adjacent properties. The downspout or leader may remain connected where it is connected to a roof drain collector, where disconnection is infeasible due to flat roofs, or where disconnection cannot avoid adversely affecting adjacent properties.
- 3.11 No Owner or Occupier of Industrial, commercial, or institutional Premises shall alter any Stormwater Management Facility installed on the Premises which may increase the design Peak Flow Rates or volume of Stormwater or impair the quality of Stormwater Discharged to a private storm sewer or a Municipal Storm Sewer System.

Stormwater Management Facilities

- 3.12 Every Owner or Occupier of a Premises from which oil, grease, or sediment may directly or indirectly enter a private storm sewer or Municipal Storm Sewer System shall take all necessary measures to ensure that such Matter is prevented from entering a storm sewer or a Connection to a storm sewer in excess of the limits set out in Schedule A of this By-law.
- 3.13 Every Owner or Occupier of a Premises where a Stormwater Management Facility is installed to provide quantity and/or quality control shall maintain the Stormwater Management Facility at their cost to ensure its proper operation. Every facility shall be,
- (a) maintained in accordance with applicable guidelines from the province, Conservation Authority, City, and manufacturer; and

- (b) inspected regularly to ensure performance is maintained to specifications by the designer, manufacturer, or City.
- 3.14 Every Owner or Occupier of a Premises where a Stormwater Management Facility is installed to provide quantity and/or quality control shall provide record of inspection and maintenance for each Stormwater Management Facility annually and to an enforcement Officer upon request at no charge to the City. The Discharger must keep documentation of facility inspection, cleanout and sediment disposal at the site for a minimum of five years.

PART 4 - EXCEPTIONS – AUTHORIZED DISCHARGES TO STORM SEWERS

Request and Approval of Permitted Discharge into Storm Sewers

- 4.1 The Commissioner may issue a Permit to the Owner or Occupier of a Premises or jointly to the Owner and Occupier of a Premises to Discharge into a Municipal Storm Sewer System.
- 4.2 If, in the opinion of the Commissioner, the proposed Discharge referred to in an application for a Permit for Discharge into a Municipal Storm Sewer System will harm any Person, animal, property, sewer works, Watercourse or vegetation, the Commissioner may refuse to issue such Permit.
- 4.3 Where the Commissioner has issued a Permit or given prior written approval for the Discharge of Stormwater, water from construction Dewatering Activities, or temporary Groundwater drainage into a municipal storm sewer, a Person shall carry out such Discharge to the Municipal Storm Sewer System only to the extent permitted by and where the Person is complying with all terms and conditions of the Permit or prior written approval.
- 4.4 Despite subsection 3.3(b) the City or a Government Body may Discharge into a municipal storm sewer without first obtaining a Permit if the Discharge is necessary to deal with an Emergency but only where the City is notified within 24 hours of the Emergency Discharge being commenced, and with all required Permits being applied for.
- 4.5 Despite subsection 3.3(b), a Person may Discharge or permit the Discharge of Matter into a Municipal Storm Sewer System, Private Storm Sewer System or a Connection to a municipal storm sewer or Private Storm Sewer System where the Discharge contains any of the following only in accordance with the conditions set out below:
 - (a) Blowdown Water;
 - (b) Non-Contact Cooling Water;
 - (c) excess pool and spa water
 - (d) permanent Groundwater drainage; or
 - (e) water from construction Dewatering Activities;

Where the Discharge complies with a valid Permit and all fees required in relation to the Discharge and Permit are paid.

- 4.6 Despite subparagraph 3.3(b)(iv), a Person may Discharge or permit the Discharge of Residential Pool Water into a Municipal Storm Sewer System only in accordance with the conditions set out below:
 - (a) the Residential Pool Water is held in the pool/spa/hot tub for at least 7 days after the last dosage of chlorine or other chemical treatment;

- (b) the copper and chlorine concentrations of the Residential Pool Water are at or below the limits for the parameters in Schedule A;
- (c) the Person discharging the Residential Pool Water complies with all applicable City or other regulatory guidelines and requirements for the disposal of Residential Pool Water;
- 4.7 the Residential Pool Water is Discharged by way of slow, controlled Discharge to the curb in front of the Owner's Premises such that the Discharge is at all times safely entering a storm sewer; and
- (d) the Discharge does not occur within 24 hours of a storm event.

Permits and Approvals

4.8 A Person applying for a Permit to temporarily Discharge into a Municipal Storm Sewer System shall:

- (a) submit a written request to the City for the proposed Discharge which includes:
 - i. the reason for Discharge;
 - ii. the proposed flow rate in litres per second;
 - iii. the location of the water source or source of Discharge;
 - iv. the Discharge location;
 - v. the details of the proposed Discharge plan, including dates and timeframes;
 - vi. a copy of recent certified laboratory results representative of the Matter to be discharged;
 - vii. confirmation that the proposed Discharge complies at all times with Schedule A and Part 3 of this By-law; and
 - viii. such other information that the City may require to determine if the Permit should be issued;
- (b) where applicable, provide to the City:
 - i. a copy of a valid Permit to take water issued by the Ministry of the Environment, Conservation and Parks;
 - ii. a copy of a valid Environmental Compliance Approval;
- (c) upon request by the City,
 - i. complete and submit the results of sampling of the Discharge at a frequency satisfactory to the City;
 - ii. complete and provide a Pollution Prevention Plan, reports, data, studies, results, documentation, or other information to the satisfaction of the City that would enable the City to assess whether or not the actual or potential Discharge may or could interfere with a Municipal Storm Sewer System or fail to comply Part 3 of this By-law; and
- (d) submit payment of any applicable fees and charges that may be imposed by the City.

- 4.9 A Permit authorizing a temporary Discharge into a Municipal Storm Sewer System:
- (a) permits a maximum Discharge rate which shall be no greater than the amount authorized by the City;
 - (b) will not be allowed within 24 hours of a storm event; and
 - (c) is the property of the City and is not transferrable.
- 4.10 A Permit holder shall immediately inform the City of any change to:
- (a) the information contained in an application for a Permit;
 - (b) the information contained in a Permit that has been issued; or
 - (c) the characteristics of the Discharge for which the Permit has been issued.
- 4.11 The Commissioner may impose conditions on a Permit that they consider necessary for the protection of a Municipal Storm Sewer System, Private Storm Sewer System or Connection to either, any property abutting a storm sewer or of any Person.
- 4.12 In the event of a Spill or non-compliance with any of the requirements of a Permit to Discharge to a Municipal Storm Sewer System issued pursuant to this By-law, the Person shall immediately stop the Discharge and follow the notification procedure specified in Part 6 – Spills of this By-law.
- 4.13 The Commissioner may, on their own initiative, amend a Permit to impose, vary or remove conditions of the Permit at any time after it has been issued, if the Commissioner considers it necessary for the purposes of this By-law.
- 4.14 The Commissioner may immediately suspend or revoke a Permit issued under this By-law, in writing, where the Commissioner is satisfied that a suspension or revocation is necessary in an Emergency situation of immediate threat or danger to a Municipal Storm Sewer System, any property abutting a Municipal Storm Sewer System or to any Person.
- 4.15 The Commissioner may suspend a Permit for up to 30 days, or revoke a Permit, if in their opinion, the Person discharging under the Permit:
- (a) fails to comply with any term or condition of a Permit or this By-law;
 - (b) fails to notify the City immediately of any changes referred to in section 4.9;
 - (c) fails to apply immediately for an amendment to a Permit where the characteristics of the Discharge for which the Permit has been issued have changed;
 - (d) provides false or inaccurate information in the application for a Permit under this By-law; or
 - (e) fails to comply with any applicable statutes, regulations, standards, codes, by-laws, rules or similar requirements.
- 4.16 The Commissioner may give notice of the suspension or revocation of a Permit by contacting a Permit holder in writing, by telephone or by email in accordance with the contact information provided on the Permit application.

- 4.17 The Commissioner may reinstate a suspended or revoked Permit, subject to any terms or conditions, where the Commissioner is satisfied that the Discharge no longer poses a threat or danger to a Municipal Storm Sewer System, any property abutting a Municipal Storm Sewer System or to any Person, and that the Permit holder is no longer in violation of any of the provisions of section 4.14.
- 4.18 Where a Person has a valid Environmental Compliance Approval or an approval from the Region a Person is still subject to section 4.7 of this By-law.
- 4.19 Street cleaning, hydrant flushing, Region sewer overflows, dye testing and pond maintenance dewatering which have been authorized by the City shall be deemed not to constitute a contravention of Part 3 of this By-law.

Stormwater

- 4.20 An Owner of the Premises shall Discharge Stormwater at grade away from any building or structure on that property in such a manner that the Stormwater will not accumulate at or near the building or structure and will not adversely affect adjacent properties or create a hazardous condition.
- 4.21 An Owner may make an application to the City for an exemption from the provision of sections 3.9 and 3.10, where, in the case that compliance with those provisions would create a hazardous condition or is not technically feasible. The Owner shall supply plans, photographs, and other documentation with their application as the City may request. The determination of an exemption shall be in the City's sole discretion.
- 4.22 Private and Municipal Storm Sewer Systems shall be designed in accordance with the City's latest Engineering Design Criteria.
- 4.23 Any Discharge to the municipal storm sewer must meet quantity, water balance and erosion control requirements as per Engineering Design Criteria, and shall be consistent with the approved watershed requirements, as provided by the City and other approval agencies having jurisdiction.
- 4.24 Discharge that is not controlled by a municipal Stormwater Management Facility must meet Enhanced Level of protection (80% long term Total Suspended Solid removal) as per the Ministry of the Environment's Stormwater Management Planning and Design Manual (2003), as amended. This requirement is in addition to meeting the contaminant limits as set out in Part 3 and Schedule A of this By-law.
- 4.25 Region Connections: All applications for Connection to a Regional Storm Sewer System shall be directed to the Regional Municipality of Peel.

PART 5 - MONITORING AND ANALYZING DISCHARGES

- 5.1 The City, by written notice, may require a Discharger, at the Discharger's expense, to monitor, sample and/or analyze in accordance with the procedures and methods set out in Standard Methods and through an Accredited Laboratory, one or more Discharges from a site and submit the analysis, results and/or the samples to the City by the date set out in the notice.
- 5.2 The City may establish non-compliance with this By-law on the basis of a Grab Sample or a Composite Sample of a Discharge, which may contain additives for its preservation, that may be collected manually or by using an automatic sampling device, and analyzed in accordance with the procedures and methods set out in Standard Methods.

- 5.3 For each one of the following metals, concentrations of which are limited pursuant to Schedule A of this By-law, the analysis shall be for the quantity of total metal, which includes all metals, both dissolved and particulate:

Aluminum
Arsenic;
Cadmium;
Chromium;
Copper;
Iron;
Lead;
Manganese;
Mercury;
Nickel;
Selenium;
Silver; and
Zinc.

- 5.4 Where there is no maintenance access hole meeting the requirements of Part 15 of this By-law, the City may, by given a written notice to an industry, make use of an alternative device for the purpose of sampling a Discharge to the Municipal Storm Sewer System.

PART 6 - SPILLS

- 6.1 In the event of a Spill to the Municipal Storm Sewer System, the Person with charge, management or control of the substance Spilled or the Person who caused or permitted the Spill shall immediately notify the City, provide any information with respect to the Spill which the City advises it requires, and complete any work the City may require to mitigate the Spill.
- 6.2 Notwithstanding section 6.1, the Person who gave notice under that section shall do everything possible to stop and contain the Spill, protect the health and safety of the public and adjacent occupants, minimize damage to property, protect the Natural Environment, mitigate actual and potential impacts, clean-up the Spill and remediate and restore the affected area to its condition prior to the Spill event.
- 6.3 Within five (5) calendar days after the first occurrence of the Spill, the Person who gave notice under section 6.1, shall provide a written report on the Spill to the City containing information to the best of the Person's knowledge including, what caused the Spill and what has been done to prevent reoccurrence.
- 6.4 Every Person who causes or permits a Spill shall notify the City immediately with the following information:
- (a) name of the company and the address and location of Spill;
 - (b) date, time, and duration of the Spill event;
 - (c) complete description of the Spill, including type and volume of material discharged and any associated hazards;
 - (d) a material safety data sheet (MSDS) if available;
 - (e) details of clean up actions that have been initiated, completed, or are in progress, including corrective actions being taken to control the Spill, actions taken to prevent the material from leaving the property;

- (f) the name(s) of any contractors that may be on site to assist with the clean up;
 - (g) if Spilled material is being vacuumed or captured by another method, and the destination of the captured material;
 - (h) agencies notified of the Spill and corresponding notification times;
 - (i) name of Person reporting the Spill, and the telephone number and location where that Person can be reached;
 - (j) name of the Person(s) in charge of cleaning up the Spill; and the telephone number and location where that Person can be reached.
- 6.5 If a Person to whom this Part applies cannot provide or otherwise does not provide all of the information required by section 6.4, the Person shall take all reasonable steps to ascertain the missing information and provide it immediately to the City.
- 6.6 If a Person to whom this Part applies becomes aware that any information provided to the City pursuant to section 6.4, was inaccurate or is no longer accurate, the Person shall immediately notify the City of the inaccuracy and provide corrected information.
- 6.7 The Spill reporting requirements set out in this Part are in addition to and do not replace any other reporting obligations imposed upon a Person by federal or provincial legislation.
- 6.8 Where any Person fails or neglects to carry out or diligently pursue the activities required by this By-law, the City may take such measures as it deems appropriate to contain the Spill, protect the health and safety of citizens, minimize damage to property, protect the environment, clean up the Spill and any associated residue, and restore the affected area to its condition prior to the Spill.
- 6.9 The Owner and any Person responsible for the Spill shall be liable for all costs associated with the response to and clean up and restoration of the Spill affected area to its condition prior to the Spill including any damage to the Municipal Storm Sewer System as a result of a Discharge or a Spill.
- 6.10 The costs incurred by the City with respect to response to, clean up and restoration of a Spill affected area may be recovered from the Owner of the land in the same manner as taxes.

PART 7 - POLLUTION PREVENTION PLANNING

- 7.1 The City may, by written notice, require a Discharger to develop a Pollution Prevention Plan for the Discharge of one or more of any of the parameters listed in Part 3, Schedule A or any other parameter that may be designated by the City with respect to the site from which the Discharge occurs, where:
- (a) the Discharger is or has been non-compliant with the By-law;
 - (b) the Discharger is or has been in an approved Compliance Program with the City; or
 - (c) the Discharger is or has been responsible for one or more Spill(s) to a Sewage works.

- 7.2 The Pollution Prevention Plan shall include the requirements listed in Schedule B and to the satisfaction of the Commissioner.
- 7.3 A Pollution Prevention Plan shall be completed by the Discharger and submitted to the City for approval within six (6) calendar months of notification by the City that a Pollution Prevention Plan is required.
- 7.4 Every Discharger who has submitted a Pollution Prevention Plan shall update the Pollution Prevention Plan annually, unless otherwise notified by the Commissioner.
- 7.5 Every Discharger who has filed a Pollution Prevention Plan shall ensure that the Pollution Prevention Plan is adhered to at all times.
- 7.6 The Discharger shall keep a copy of the current approved Pollution Prevention Plan at the site in respect of which it was prepared and shall make the approved Pollution Prevention Plan available for review by an enforcement Officer and, upon request, shall provide a copy of the approved Pollution Prevention Plan in the requested manner and format at no charge to the City.
- 6.11 The City may exempt a Discharger from the requirements to develop a Pollution Prevention Plan where the Discharger has implemented and maintains a currently registered ISO 14001 Program which is accredited by the Standard Council of Canada or the Registrar Accreditation Board and which is currently accredited by a third-party auditor. If such an exemption is made, the Discharger shall keep a copy of the registered ISO 14001 Program at the site and shall make it available for review by an enforcement Officer and, upon request, shall provide a copy in the requested manner and format, at no charge to the City.

PART 8 - ADMINISTRATION AND ENFORCEMENT

General

Subject to the terms of this or other By-laws, or the directions of Council:

- 8.1 Administration of this By-law shall be by the Director of Environment & Development Engineering, the Director of Enforcement & By-Law Services and the Director of Road Maintenance, Operations & Fleet.
- 8.2 Enforcement of this By-law shall be by enforcement Officers appointed for the purpose of enforcing the provisions of this By-law, which shall include the following:
 - (a) any Staff designated or delegated by the Director of Environment & Development Engineering, the Director of Enforcement & By-Law Services or the Director of Road Maintenance, Operations & Fleet;
 - (b) Municipal Law Enforcement Officers or M.L.E.O.s.
- 8.3 All information submitted to and collected by the City under the authority of this By-law, including but not limited to information contained in or obtained through Discharger Information Reports, Pollution Prevention Plans, Compliance Programs, surcharge agreements, applications, inspection, monitoring or sampling activities will, except as otherwise provided in this section, be available for disclosure to the public in accordance with the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA).

- 8.4 In the event that any Person in submitting information in any form, as required by this By-law, where such information is confidential or proprietary or otherwise, believes they are exempt from disclosure under MFIPPA, the Person submitting the information shall so identify that information upon its submission providing sufficient details as to the reason for its purported exemption from disclosure.

Order to Comply

- 8.5 Where an Officer is satisfied that a contravention of the By-law has occurred, the Officer may make an Order requiring the Person who contravened the By-law or who caused or permitted the contravention or the Owner or Occupier of the land on which the contravention occurred to discontinue the contravening activity.
- 8.6 Where an Officer is satisfied that a contravention of the By-law has occurred, the Officer may make an Order requiring the Person who contravened the By-law or who caused or permitted the contravention or the Owner or Occupier of the land on which the contravention occurred to do work to correct the contravention.
- 8.7 Orders issued pursuant to section 8.5 shall set out in writing:
- (a) The Municipal address or legal description of the land;
 - (b) The reasonable particulars of the contravention(s);
 - (c) The date by which the Order must be complied with; and,
 - (d) If applicable, the work to be completed.
- 8.8 An Order issued pursuant to section 8.5 of this By-law may require a Person to undertake all necessary work, including:
- (a) Cease all Discharge(s) in respect of the contravention;
 - (b) Remediate in accordance with the Officers' instructions; and
 - (c) Perform Pollution Prevention in accordance with the Officer's instructions.
- 8.9 An Order under section 8.5 may require work to be done even though the facts which constitute the contravention of the By-law were present before the By-law making them a contravention came into force.
- 8.10 An Order issued under this By-law may be served Personally, by registered mail or served by email or mail to the last known email or mailing address of the Person and such other Persons affected by it as determined by the Officer.
- 8.11 A copy of the Order may be posted on any Site or property to which the contravention applies.
- 8.12 If an Order is served by registered mail, the service shall be deemed to have been made five (5) days after mailing.

Administrative Penalties

- 8.13 An Officer may require a Person, subject to the conditions set out within the Administrative Penalties (Non-Parking) By-law 218-2019, as amended, or successor By-law, to pay an administrative penalty if the Officer is satisfied that the Person has failed to comply with:
- (a) A provision within this By-law;

- (b) The terms or conditions of a Permit issued under this By-law;
- (c) An Agreement made under this By-law; or
- (d) An Order issued under this By-law.

8.14 Every Person who is served a Penalty Notice pursuant to Part 8 is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218-2019, as amended.

Fees

- 8.15 Any municipal service fees for the administration and enforcement of this By-law shall be in accordance with the City's User Fee By-law 193-2024, as amended.
- 8.16 Additional fees applicable to this By-law, not noted in the City's User Fee By-law 193-2024, may be imposed by the City from time to time.
- 8.17 Service fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an Officer.
- 8.18 Discharge related fees will be charged based on the applicable flow rate of the Discharge.

PART 9 - ENTRY AND INSPECTION

- 9.1 Pursuant to Sections 435, 436 and 438 of the *Municipal Act, 2001*, the City may enter on a property or lot at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with:
- (a) The provisions of this By-law;
 - (b) An Order to Comply issued under this By-law.
- 9.2 Pursuant to Section 435 of the *Municipal Act, 2001* the City's power of entry may be exercised by an Officer, or by a member of the Peel Regional Police Service, as well as by any Person under his or her direction.
- 9.3 When entering a property under this By-law, the Person exercising the power of entry:
- (a) shall provide identification to any Person requesting identification during the entry;
 - (b) may be accompanied by a Person or Persons under his or her direction; and
 - (c) shall not enter or remain in any room or place used as a dwelling unless at least one of the conditions set out in section 437 of the *Municipal Act* is met.
- 9.4 Where an inspection is conducted by the City, the Person conducting the inspection may:
- (a) require the production for inspection of documents or things relevant to the inspection, including but not limited to: Environmental Compliance Approvals (ECA), Compliance Programs, Hazardous Waste Manifests, Maintenance and Inspection Logs, Material Data Safety Sheets (MSDS), Provincial Officer's Orders (POO), Spill Reports, and past Action Requests and Notices of Contravention issued by the City;

- (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
 - (c) require information from any Person concerning a Matter related to the inspection including their name, address, phone number and identification; or
 - (d) alone or in conjunction with a Person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.
- 9.5 An Officer who finds a contravention of this By-law may make an Order to Comply directing compliance and may require the Order to be carried out immediately or within such time as specified in the Order.
- 9.6 Where a written notification has been issued by the Commissioner to any Person discharging to a Municipal Storm Sewer System, the Person shall carry out all activities as required by the Commissioner and provide the results to the City in accordance with written notification from the Commissioner.
- 9.7 Unless specifically authorized by the Commissioner, no Person shall enter any Municipal Storm Sewer System or Sewage works.
- 9.8 No Person shall break, damage, destroy, deface, alter or tamper with any part of a Municipal Storm Sewer System or any device whether permanently or temporarily installed in a Municipal Storm Sewer System for the purpose of measuring, sampling or testing of any Matter.

PART 10 - OFFENCES

- 10.1 Every Person who:
- (a) contravenes any of the provisions of this By-law, or
 - (b) fails to comply with an Order issued under this By-law, or
 - (c) obstructs or attempts to obstruct an Officer or an employee or agent of the City in carrying out his or her duties under this By-law,
- is guilty of an offence and is liable, upon conviction to a maximum fine as established pursuant to the *Provincial Offences Act*, as amended.
- 10.2 In the situation of a Discharge of Stormwater containing one or more substances restricted by this By-law, each exceedance of a restricted Matter or material constitutes a separate offence under this By-law.
- 10.3 Any Person who knowingly provides false information in any report or return required under this By-law or who willfully withholds information required under this By-law, is guilty of an offence under this By-law.

PART 11 - PENALTIES

Fines

- 11.1 Every Person who is guilty of an offence is liable to a fine, and such other penalties, as provided for in the *Provincial Offences Act*, as amended, and the *Municipal Act, 2001* as amended.
- 11.2 Every Person charged with an offence under this By-law by the laying of an information under Part III of the *Provincial Offences Act*, as amended, upon conviction, is liable pursuant to the *Municipal Act, 2001*, to the following fines:

- (a) To a minimum fine of \$500 and a maximum fine of \$100,000;
 - (b) In the case of a continuing offence, for each day or part of a day that the offence continues, a minimum fine of \$500 and a maximum fine not exceeding \$10,000, and the total daily fines are not limited to \$100,000; and,
 - (c) In the case of a multiple offence, for each offence included in the multiple offence, a minimum fine of \$500, and a maximum fine not exceeding \$10,000, and the total of all fines for each included offence is not limited to \$100,000.
- 11.3 Where a Person is convicted of an offence under this By-law, in addition to any other remedy or any penalty imposed, the court in which the conviction has been entered, and any court of competent jurisdiction, may make an Order prohibiting the continuation or repetition of the offence by the Person convicted.
- 11.4 An offence under this By-law may constitute a continuing offence as set out in the *Municipal Act, 2001*, and for greater clarity includes:
- (a) Where a Discharge has occurred at a site in contravention of any provision of this By-law, and the contravention has not been corrected, the contravention of the provision shall be deemed to be a continuing offence for each day or part of a day that the contravention remains uncorrected.
 - (b) Where an Order has been issued under this By-law, and the Order has not been complied with, the contravention of the Order shall be deemed to be a continuing offence for each day or part of a day that the Order is not complied with.
- 11.5 For the purposes of this By-law, a “multiple offence” means an offence in respect of two or more acts or omissions each of which separately constitutes an offence and is a contravention of the same provision of this By-law.
- 11.6 A special fine may be imposed in addition to a fine imposed under section 11.2 in circumstances where there is economic advantage or gain from the contravention of this By-law and the maximum amount of the special fine may exceed \$100,000.
- 11.7 A special fine may include but is not limited to
- (a) \$10.00 for each cubic metre of Effluent deposited in excess of the amount allowed in a Permit, or deposited in an unapproved location, or deposited without first having obtained the required Permit;
 - (b) Where the Effluent is found to contain Contaminant levels that exceed Schedule A, greater fines of not less than \$100 per cubic metre may be imposed.

Administrative Penalties

- 11.8 Administrative Penalties (Non-Parking) By-law 218-2019, as amended, applies to this By-law.
- 11.9 Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218-2019, as amended, shall upon issuance of a Penalty Notice is liable to pay to the City an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218-2019, as amended.

Cost Recovery

- 11.10 Where the City, its employees or authorized agents have performed the work required to bring the property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be a debt to the City and may be collected by action or the costs may be added to the tax roll for the property and collected in the same manner as taxes.

Collection of Unpaid Fines

- 11.11 Pursuant to Subsection 441.1 of the *Municipal Act, 2001*, the treasurer of a municipality may add any part of a fine for a commission of a provincial offence that is in default under Section 69 of the *Provincial Offences Act* to the tax roll for any property in the local municipality of which all of the Owners are responsible for paying the fine and collect it in the same manner as municipal taxes.

Disconnection

- 11.12 In addition to any other remedy or penalty imposed by this By-law where Matter is being discharged into a Municipal Storm Sewer System in violation of this By-law, or any outstanding Orders are not complied with, the Commissioner may:
- (a) at the cost of the Owner of the said lands and Premises, Sever the Connection for the lands and Premises from which the Matter is being discharged, on 30 days' notice; and
 - (b) refuse reconnection of the said lands and Premises to the City sewer system by the Owner until authorized by the Commissioner and the City has been paid the cost of disconnecting the sewer, and other outstanding costs.
- 11.13 The City will not be held liable for any damages caused by the Severing of a Connection as provided for in this By-law.
- 11.14 In default of payment of any monies due to the City after due notice, the Commissioner may Sever the Connection. This authority does not preclude the City from taking other legal measures available to it for collection of accounts due for service rendered.

PART 12 - GENERAL PROVISIONS

Interpretation

- 12.1 The following Schedules are attached to and form part of this By-law:
- (a) Schedule A: Limits for Storm Sewer Discharge
 - (b) Schedule B: Pollution Prevention Plan Content
- 12.2 Nothing in this By-law shall be so construed as to permit anything, which by the provisions of any applicable act, regulation or by-law is otherwise prohibited.
- 12.3 This By-law shall not apply to Discharges, activities or Matters undertaken by The Regional Municipality of Peel or the City.

- 12.4 Nothing in this By-law shall be interpreted so as to permit the Discharge of anything which by provisions of any applicable Act or Regulation is prohibited.
- 12.5 Headings are for reference purposes and shall not affect in any way the meaning or interpretation of the provisions of this By-law.
- 12.6 In this By-law, unless the context otherwise requires words imparting in the singular number shall include the plural, and words imparting the masculine gender shall include the feminine, and vice versa.
- 12.7 In the event that any provision is found to be invalid or unenforceable for any reason whatsoever, then that provision shall be deemed to be Severed from the remainder of this By-law and all other provisions shall remain in force.
- 12.8 This By-law does not apply to the Discharge of any Matter or Sewage, in an Emergency as determined by the Medical Officer of Health.
- 12.9 Notwithstanding any section or sections of this By-law, or any part or parts thereof, may be found by a court of competent jurisdiction to be invalid or beyond the power of the Council to enact, such section or sections or part or parts thereof shall be deemed to be severable, and all other sections of this By-law, or parts thereof, are separate and independent there from and shall continue to be enforceable.

Discharger Information Request

- 12.10 A Person shall complete a Discharger Information Report form provided by the City and submit it to the City within 30 calendar days of written notification by the City that such report is required.
- 12.11 Where a Person is required by the City to complete a Discharger Information Report, the Person shall provide written notice of any change in the information requested in the Discharger Information Report a minimum of 30 calendar days prior to the effective date of such change. Such notice shall include pertinent details of any change to the operation, process, or pre-Treatment facilities, and shall include any analyses of the Sewage and any other information related to the Discharge as may be required by the City.

Compliance Program

- 12.12 A Discharger may submit to the City, or submit and resubmit where required by the City, a proposed Compliance Program to prevent, reduce or control Discharge which does not comply with the requirements of this By-law.
- 12.13 Upon receipt and review of a proposed Compliance Program pursuant to section 12.12, the City, at its sole discretion, may issue a Compliance Program approval with such terms and conditions the City deems to be appropriate for any Discharge which would otherwise not comply with this By-law. A non-compliant Discharge authorized under an approval is only authorized in the amount and to the extent set out in the approval, during the period of planning, design, construction and installation of facilities or works necessary to implement the approved Compliance Program.
- 12.14 The City may terminate the Compliance Program by giving written notice to the Discharger,
- (a) at any time where, in the opinion of the City, there is an immediate threat or danger to any Person, animal, the Natural Environment, property,

vegetation, in which case the termination shall be effective immediately upon receipt of the written notice of termination by the Discharger;

- (b) at any time where, in the opinion of the City, the Discharger fails or neglects to implement or pursue implementation of the actions required under the approved Compliance Program or otherwise fails to comply with the terms and conditions of an approval, in which case the termination shall be effective immediately upon receipt of the written notice of termination.
- 12.15 Where required by the City pursuant to an approved Compliance Program, the Discharger shall install at the site, and prior to the sampling point, Stormwater management facilities or Pollution Prevention measures at the Discharger's expense and within specified timeframe.
- 12.16 A Discharger who is the subject of an approved Compliance Program in accordance with this Part shall not be prosecuted for a contravention under Part 3 of this By-law for the Discharge of Sewage to the extent set out in the approved Compliance Program during the term of the approved Compliance Program, provided that such Discharge is in compliance with the approved Compliance Program.
- 12.17 Where necessary, in the opinion of the City, the Discharger shall provide, at their expense, such Stormwater management or Pollution Prevention measures as may be necessary to reduce objectionable characteristics or constituents to within the limits established by the By-law.
- 12.18 Plans, specifications and any other pertinent information related to proposed Stormwater management facilities shall be submitted for the approval of the City and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Repeal

- 12.19 By-law 90-75, as amended, is hereby repealed.

SHORT TITLE

This By-law shall be known and may be cited as the "Storm Sewer Use By-law".

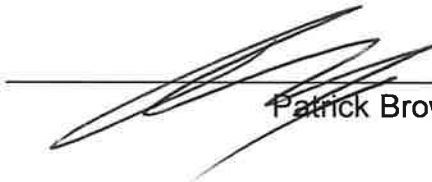
ENACTED and PASSED this 23rd day of September, 2026.

Approved by Legal Services:

Approved as to
form.

2026/09/03

[MRA]

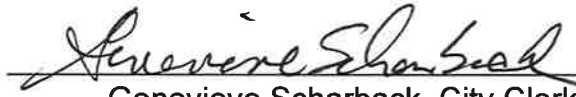

Patrick Brown, Mayor

Approved by the Division Head/Director:

Approved as to
content.

2026/ Sep / 01

Frank Mazzotta


Genevieve Scharback, City Clerk

SCHEDULE A: LIMITS FOR STORM SEWER DISCHARGE

Type of Parameter	Parameter	Limit
Conventional	Biochemical Oxygen Demand (BOD)	15 mg/L
	Phenolic Compounds	0.008 mg/L
	Phosphorous (total)	0.4 mg/L
	Total Suspended Solids	15 mg/L
	pH	>6 to <9
	E.coli	200 per 100mL
	Temperature	<40 degrees Celsius
	Aesthetics	Sample should be devoid of debris, oil, scum and any substance which would produce an objectionable deposit, colour, odour or turbidity.
Inorganics	Aluminum	1.0 mg/L
	Arsenic	0.02 mg/L
	Cadmium	0.008 mg/L
	Chlorine	1.0 mg/L
	Chromium (total)	0.08mg/L
	Chromium (hexavalent)	0.04 mg/L
	Copper	0.04 mg/L
	Cyanide	0.02 mg/L
	Lead	0.12 mg/L
	Manganese	2.0 mg/L
	Mercury	0.0004 mg/L
	Nickel	0.08 mg/L
	Selenium	0.02 mg/L
	Silver	0.12 mg/L
	Zinc	0.2 mg/L
Organics	Benzene	0.002 mg/L
	Dichlorobenzene (1,2)	0.0056 mg/L
	Dichlorobenzene (1,4)	0.0068 mg/L
	Ethyl Benzene	0.002 mg/L
	Methylene Chloride (dichloromethane)	0.0052 mg/L
	Total PAHs (polycyclic aromatic hydrocarbons)	0.002 mg/L
	Total PCBs	0.0004 mg/L
	Tetrachloroethane	0.017 mg/L
	Tetrachloroethylene	0.0044 mg/L
	Toluene	0.002 mg/L
	Trichloroethylene	0.0076 mg/L
	Xylenes	0.0044 mg/L

SCHEDULE B: POLLUTION PREVENTION PLAN CONTENT

Every Pollution Prevention Plan submitted pursuant to this By-law shall, unless otherwise specified include the following:

1. The corporate or business name of the business submitting it, its industry type (including North American Industrial Classification system), mailing address, telephone and fax number.
2. The name, position, telephone number, fax number, e-mail and mailing address of the Person responsible for administering Pollution Prevention measures.
3. Identification of all contaminants and materials set out in Part 4 which may be present on site and in Stormwater on site.
4. Identification of all catchbasins, manholes, manhole catchbasins, sewer pipes, ditches, ditch inlets, oil/grit separators, ponds, tanks, or other Stormwater management facilities on the property, which are connected and allow drainage to enter into the Municipal Storm Sewer System.
5. Identification of pathways:
6. Map of the private and municipal sewer system and Stormwater management facilities, including all of the features mentioned above.
7. Results of dye-testing and/or television inspection to ensure that complete system is operable and in good condition.
8. Identification of proposed Pollution Prevention measures, which may include administrative controls (e.g. procedures) or engineering controls (e.g. secondary containment).
9. Identification of proposed pollution remediation actions for those contaminants which cannot be avoided by Pollution Prevention techniques.
10. Identification of an implementation plan indicating a distinct timeline for each proposed Pollution Prevention and remediation measure, and the current progress on implementation.
11. The Pollution Prevention Plan must be signed and dated by an Owner of the business or an Officer of the corporation with signing authority.
12. The Commissioner may, at any time, request that a business or corporation who had previously submitted a Pollution Prevention Plan but who had completed their prevention program, re-submit a Pollution Prevention Plan.
13. A copy of the Pollution Prevention Plan shall be kept at all times in the Premises in respect to which it was prepared and shall be available for inspection at any time.