

PUBLIC WORKS DEPARTMENT POLICY MANUAL

PW4.W03

SECTION	NAME OF POLICY
ENVIRONMENTAL	WATER DISTRIBUTION MAINS (TRUNK) AND ANCILLARY STRUCTURES, ASSUMPTION OF

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DEVELOPED BY: ENVIRONMENTAL SERVICES

APPROVED BY: PUBLIC WORKS & UTILITIES COMM. DATE: DECEMBER 6, 1983

EFFECTIVE DATE: DECEMBER 15, 1983 LATEST REVISION: AUGUST 19, 1993

POLICY STATEMENT

The Regional Municipality of Niagara Act requires that works for the production, treatment and storage of water be assumed by Niagara. However, the Act leaves certain discretionary powers in relation to the assumption of trunk water distribution mains. Because of this discretionary power, the MacLaren Report of 1969 recommended principles of assumption and that when approved by Regional Council the principles would apply to all future works that may be undertaken by Niagara. These principles were adopted and approved by Regional Council on December 4, 1969.

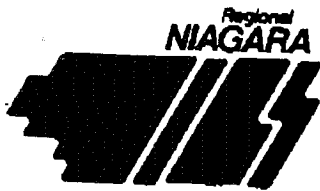
When determining Regional trunk water mains to be constructed the criteria established by the principles of assumption has been followed. Therefore, the following shall be the policy of the Regional Municipality.

POLICY

1. That trunk water distribution mains to be assumed as Regional works be determined in accordance with the following principles of assumption adopted by Regional Council on December 4, 1969:

"That the Regional Corporation assume the responsibility and maintenance of all trunk mains and ancillary structures whose prime purpose is to transmit water from production or treatment works under the jurisdiction of the Regional Municipality to storage facilities under the jurisdiction of the Regional Municipality or to the distribution system of an area municipality, provided

- (a) *the trunk main servicing the distribution systems is 16 inches [400 millimetres] or larger in diameter and has a minimum of local service connections, or*
- (b) *in the case of assumption by the Regional Corporation of small production or treatment works and/or reservoir, the trunk main connects or has the potential to connect, treatment or production works under the jurisdiction*



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of the Regional Corporation to other works under the jurisdiction of the Regional Corporation, irrespective of pipe diameter."

2. That the amendment stipulate where facilities are located outside of an existing road allowance, the area municipality shall provide:
 - (a) *In the case of watermains, a reference plan to describe an easement or right-of-way to be granted or assigned to the Regional Corporation unless the present occupation is by means of a licence or permit in which case the transfer would be of whatever interest or authority enjoyed at the time of assumption.*
 - (b) *In the case of pump stations, reservoirs, elevated tanks and stand pipes, the facility must be in Lane Titles, its true boundary must be fenced with a 6-foot chain link fence and gate, the transfer must be in fee simple with registerable description unless its occupation is by means of an easement, licence or permit in which case the transfer would be of whatever interest or authority enjoyed at the time of the assumption.*
3. That the foregoing principles of assumption be applied to all trunk main construction that may be undertaken by the Regional Corporation.

REFERENCES:

<u>Report</u>	<u>Committee Date</u>	<u>Council Date</u>
DEA-218-2	December 6, 1983	December 15, 1983
DEA-396-23	April 23, 1991	May 2, 1991
DEA-441-2	August 10, 1993	August 19, 1993

The Regional Municipality of Niagara Act, Section 27, RSO 1980, DE-3748 dated June 17, 1976

(pw4-w03)