

MINUTES

Notice of Appeal Hearing Municipal District of Lesser Slave River No. 124 October 10th, 2023 MD Council Chambers

MEMBERS PRESENT

Murray Kerik	- Reeve
Lana Spencer	- Deputy Reeve
Sandra Melzer	- Division 1
Brad Pearson	- Division 2
Norman Seatter	- Division 2 (Absent)
Darren Fulmore	- Division 1
Nancy Sand	- Division 1

IN ATTENDANCE

Barry Kolenosky	- Chief Administrative Officer, MD LSR
Neal Hanna	- Ratepayer
Donna Cross	- Acting Director of Utilities, MD LSR
Ann Holden	- Planning & Development Officer, MD LSR
Marilyn Gladue	- Recording Secretary, MD LSR

CALL TO ORDER

Reeve Kerik called the meeting to order at 10:01 a.m.

INTRODUCTION

Introductions were made from Council to Ratepayer

CALL FOR OBJECTIONS

No objections were made

HEARING PURPOSE AND PROCEDURE

Hearing purpose and procedures explained by Ann Holden, Planning & Development Officer

ADMINISTRATION/APPELLANT PRESENTATION

Administration presentation by Donna Cross, Acting Director of Utilities and Ann Holden, Planning & Development Officer

Appellant presentation by Neal Hanna, Ratepayer

See attached documents

CLOSED SESSION

Council Deliberations

MOTION 387-23

Moved by Deputy Reeve Spencer to go into Closed Session at 10:55 a.m. as per the following Section of the FOIP Act with CAO, Kolenosky, Acting Director of Utilities, Cross, Planning & Development Officer, Holden and Recording Secretary, Gladue in attendance.

Section 18 – Disclosure harmful to individual or public safety

CARRIED

MOTION 388-23

Moved by Deputy Reeve Spencer to return to Open Session at 11:12 a.m.

CARRIED

MOTION 389-23

Moved by Councillor Pearson that the Order To Remedy Contravention dated September 14th, 2023, be varied to the following:

- An application for wastewater connection is to be submitted to the Municipal District of Lesser Slave River #124 by **November 30, 2023**.
- Your private sewer system shall be connected to the public low-pressure sewer system by **June 30, 2024**.
- A Caveat will be placed with Land Titles, that the required contraventions will be completed prior to the above stated dates, as per the Municipal Government Act Section 546.1(1).

CARRIED

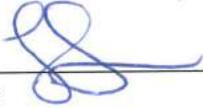
ADJOURNMENT MOTION 390-23

Moved by Councillor Pearson to adjourn at 11:14 a.m.

CARRIED



Chief Administrative Officer



Deputy Reeve



Lesser Slave River

September 14, 2023

ORDER TO REMEDY CONTRAVENTION

Neal & Georgina Hanna



Delivered: Hand Delivered

RE: ORDER TO RECTIFY NON-COMPLIANT SEWAGE SYSTEM PLAN 8921004; BLOCK 9 (NE-31-73-7 W5) (hereinafter referred to as the 'Lands')

As Designated Officer for the Municipal District of Lesser Slave River No. 124, I am hereby issuing this Stop Order pursuant to Section 545 of the *Municipal Government Act*, R.S.A. 2000, c. M-26, as amended (the 'Act'), with respect to the aforementioned Lands.

Section 545(1) of the Act states that:

If, a designated officer finds that a person is contravening this or any other enactment that the municipality is authorized to enforce or a bylaw, the designated officer may, by written order, require the person responsible for the contravention to remedy it if the circumstances so require.

Water and Wastewater Utility Bylaw 2003-08 section 6.2 states that "The owner of each house or other building used for human occupancy, employment, recreation, or other purpose located on property lying along the line of any sanitary sewer shall install suitable wastewater facilities therein and connect such facilities directly with the public sewer."

As a Designated Officer of the Municipal District of Lesser Slave River No. 124, I find that you are contravening s. 6.2 of Bylaw 2003-08 by not installing suitable wastewater facilities and connecting to the public sewer and that you must remedy the contravention by installing suitable wastewater facilities and connecting to the public sewer.

- An application for wastewater connection (attached) is to be submitted to the Municipal District of Lesser Slave River #124 by **September 20, 2023**.
- Your private sewer system shall be connected to the public low-pressure sewer system by **October 20, 2023**.



Lesser Slave River

You are hereby advised that you may, by written notice, request that the Municipal Council of the Municipal District of Lesser Slave River No. 124 review this order within fourteen (14) days after the Order is received, in which case, Council may confirm, vary, substitute, or cancel the Order.

You are also advised that if you do not comply with this Order, within the time specified, the Municipal District of Lesser Slave River No. 124 may take any action required by this Order, at your expense, and add those expenses to the tax roll of the Lands.

Yours Truly,

Per:

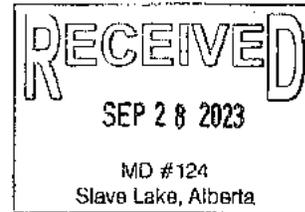
A handwritten signature in black ink, appearing to read "Barry Kolenosky", written over a horizontal line.

Barry Kolenosky, Chief Administrative Officer
Designated Officer, Municipal District of Lesser Slave River #124

C/C Paul Mulholland, Peace Officer
Donna Cross, Acting Director of Utilities & Operation Services
Ann Holden, Planning & Development Officer

September 25th 2023

MD of Lesser Slave River No. 124
Box 722
Slave Lake AB
T0G 2A0



Re Sewer Connection

Attention: Barry Kolenosky

At this time, we have no funds available for this. Adding this expense to my taxes or offering a low interest loan will not change the fact financially. I am in arrears on my taxes already.

What is the real reason to connect to your sewer? I have a sewer system that works very well and have proof it does not pollute or contaminate anything or cause any threat to humans. The only reason I can think of it's all about money do you believe threatening us will make things change. We are senior citizens, living on a fixed income, and no savings.

AHS offers medical assistance for home devices so you can stay in your home.

Senior's program offers financial assistance for appliances, such as stove, fridge, washer, dryer, etc. so you can stay in your own home.

Chip program offers money from your home equity so you can live more comfortably in old age and relieve some financial burden so you can stay in your home and not have to go into a senior's lodge.

The MD of Lesser Slave River seems to think otherwise, put in our utility service and force you to connect money or not. No grant assistance not even five years free for sewer fees so I guess this is connect you by force and push us out of our home.

AGENDA ITEM #4.3

I thank the MD for offering us of Lesser Slave River as sewer system and someday soon this residence will be connected. The fact still remains at this time it's money I don't have.

I hope you don't turn this into a health issue. We have been through a lot of stress in the last while, it is now easing. Then Lesser Slave River Government adds more stress for unnecessary reasoning over a sewer system connection.

Neal & Georgina Hanna

Neal Hanna

We have been connected to sewer C. C. Valve for quite sometime but unable to complete for reasons mentioned.



Lesser Slave River

Notice of Appeal

Instructions for filing an appeal

Notice of appeal to the Municipal Council of the Municipal District of Lesser Slave River must be filed in accordance with the Municipal Government Act and the Municipal District's Bylaws.

The notice of appeal form must:

- Be received by the Municipal Council within fourteen (14) days of receipt of written notice
- State specific reasons for the appeal
- Be signed by the appellant

Deliver or Mail to: Municipal District of Lesser Slave River No. 124
Box 722
Slave Lake, AB
T0G 2A0

Fax or email to: Fax the completed appeal form to 780-849-4939, or email it to info@mdsr.ca.

It is the appellants responsibility to verify that a submission of an appeal has been received by the Municipal Council within the filing period.

Business hours are 8:15 a.m. to 4:30 p.m. Monday to Friday.



Lesser Slave River

Notice of Appeal

Site and appellant information (fill out completely)		Date Stamp	
Site Information		<div style="border: 1px solid black; padding: 5px; text-align: center;"> RECEIVED SEP 20 2023 MO #124 Slave Lake, Alberta </div>	
Municipal address of site			
Legal land description of site ('plan, block, lot' and/or 'range-township-section-quarter')			
Development permit number or subdivision application number			
Appellant information			
Name of appellant	Agent name (if applicable)		
NEAL HANNA			
Street Address			
[Redacted]			
City	Province	Postal Code	Day Phone Number
[Redacted]	[Redacted]	[Redacted]	[Redacted]
Evening Phone Number	Fax Number	Email Address	
[Redacted]	[Redacted]	[Redacted]	

Appeal Against (check one box only)

Development Permit	Subdivision Application	Order
<input type="checkbox"/> Approval	<input type="checkbox"/> Approval	<input type="checkbox"/> Notice of order
<input type="checkbox"/> Conditions of approval	<input type="checkbox"/> Conditions of approval	<input checked="" type="checkbox"/> Order to remedy contravention
<input type="checkbox"/> Refusal	<input type="checkbox"/> Refusal	

Reasons for appeal

Section 547 of the *Municipal Government Act* states that a person who receives a written order under section 545 may by written notice request council to review the order within 14 days after the date the order is received. After reviewing the order, the council may confirm, vary, substitute, or cancel the order.

The appeal is herein launched for the following reasons: (attach a separate page if required)

DO NOT HAVE FUNDS TO CONNECT AT THIS TIME
 I HAVE A SEWER SYSTEM THAT WORKS VERY WELL
 AT 74 YRS OLD CAN'T GO BACK TO WORK TO PAY FOR

Collection and use of personal information

Personal information is being collected under the authority of the *Municipal Government Act (MGA)* and the *Freedom of Information and Protection of Privacy Act (FOIP)* and is managed in accordance with the provisions of FOIP. This information will be used to process your request for a review before the Municipal Council of the Municipal District of Lesser Slave River #124. If you have any questions about the collection of your personal information, contact the FOIP Coordinator at 780-849-4888.

Signature of appellant/agent	Date (YYYY/MM/DD)
<i>Neal Hanna</i>	SEPT. 25/23

Municipal District of Lesser Slave River No. 124

**Council Review of Order to Remedy Contravention made
under Section 545 of the *Municipal Government Act*
Issued September 14, 2023**

Development Authority Report

Appellant

Georgina and Neal Hanna

October 10, 2023 at 10:00 a.m.

Municipal District Council Chambers

Property Information

Legal Location:	[REDACTED]
Landowner:	Neal & Georgina Hanna
Appellant:	Neal & Georgina Hanna
2003-08 Bylaw:	Section 6.2
Contravention:	Non-compliant sewage system
Property Size:	1.61 acres/0.65 hectares
Land Use District:	Residential Serviced (RS)

Background Information

- [REDACTED]
- On July 4, 1989, Alberta Municipal Affairs issued Development Permit # S-17(E)-31-89 for a residence at 8921004; ; Lot 9. At the time, connection to the sewer system was not a condition of the development.
- On October 12, 1994, Canyon Creek/Widewater/Wagner sewage system development was brought forward at the council meeting as new business. Councillor Kerik moved to accept the development of a Canyon Creek/Widewater/Wagner sewage system in principle until more information and costs were presented, which was carried unanimously (Motion 414-94AC).
- On November 9, 1994, preliminary costs were presented at the council meeting. Discussion was held regarding the possibility of a sewer co-op as well as the fact that many Southshore residents may be upset with the proposal. Councillor Conrad suggested setting up public informational meetings to show residents the system plans and cost. Councillor Yoder moved to begin preparing information and costs regarding the Southshore Sewer System to present at public meetings, which was carried unanimously (Motion 458-94AC).
- On November 23, 1994, Councillor White reported that two developers had postponed development due to the proposed sewer system cost. Jack Ramme reported that it isn't the intent to deter development, but that a sewer system is required and new developers would have to pay frontage charges. Councillor White asked for evidence of the lake being polluted and asked for a report from Alberta Environment. No motions were passed in this meeting concerning the project.
- On September 10, 1997 at a council meeting, Motion 300-97 was moved by Councillor Skrynyk to hire Stewart Weir to complete the Southshore Soil Testing project for \$8000.00 plus GST with funds from the Southshore Sewer Reserve. This was to conduct the necessary soil work as requested in the MD's terms of reference with respect to soil suitability for on-site sewage disposal in the Southshore communities.
- On September 19, 2001, at a special council meeting, Councillor Kupsch moved that the MD be authorized to make an application to the Infrastructure Canada – Alberta program for funding the Southshore Communities of Canyon Creek, Wagner, and Widewater as outlined in the Associated Engineering Ltd Southshore Communities Wastewater Facilities Predesign of February 2001 (Motion SM1-01), which was carried unanimously.
- On September 24, 2003, Bylaw 2003-08 with the Municipal District of Lesser Slave River No. 124 (MD) established a system of regulating and providing for the supply and use of water and wastewater utilities in the municipality. Section 6.2 – Installation and Connection of Wastewater Facilities states, "The owner of each house or other building used for human occupancy, employment, recreation, or other purpose located on property lying along the line of any sanitary sewer shall install suitable wastewater facilities therein and connect such facilities directly with the public sewer."

- On November 24, 2004 at a council meeting, Administration updated council with respect to the current borrowing bylaw and the fact that it would need to be amended and a new service connection bylaw would be needed to allow property owners to enter into an agreement to repay the MD over 20 years. Councillor Walmsley moved to accept the update as information (Motion 304-04), which was carried unanimously.
- On May 25, 2005, the MD created Policy F.2 – Southshore Wastewater Project – Private Services. Policy purpose: Given the goal of completing the Southshore Wastewater Project – Phase 1 (Canyon Creek) as economically as possible and the goal of protecting the environment from septic contamination, the purpose of this policy is, where possible, to introduce some degree of flexibility with respect to private service installations in Canyon Creek and for areas that will eventually be serviced in other phases of the Southshore Wastewater Project. The policy has a provision for Canyon Creek citizens, for whom an installation is required under the provisions of Bylaw 2003-08, who can in confidence request council to review their circumstances for a mutually workable solution prior to 4:30pm on Friday, June 17, 2005. The landowner did not avail of this.
- In May 2006, the MD received a report from Associated Engineering titled “Southshores Wastewater System Design Basis Report,” which describes the detailed design basis for the Southshore Wastewater Collection System in terms of hydraulic design, private servicing, and constructability. This was prompted by concerns raised by the MD, Alberta Environment and members of the public that the continued discharge of sewage effluent from disposal fields along the lake shoreline may have an adverse environmental impact and pose public health concerns (page 1-1).
- On August 9, 2017, Motion 297-17 was moved by Councillor Rosche that the owner of each residence/occupied building lying along the sanitary sewer line, in the Southshore area, must install a suitable tank/pump system and connect to the low-pressure system by October 31, 2018.
- On July 4, 2018, a letter was sent to the landowner from the MD's CAO regarding the property's non-compliance with Bylaw 2003-08 Supply & use of Water & Wastewater. The letter references section 6.2 as well as Motion 297-17 that was passed by Council on August 9, 2017: “*Moved by Councillor Roche that the owner(s) of each residence/occupied building lying along the sanitary sewer line, in the Southshore area, must install a suitable tank/pump system and connect to the low-pressure sewer system by October 31, 2018.*” The letter also contained a Water/Wastewater application along with the sewer package rate of \$5,168.66+GST. No response was received from the landowner.
- On August 31, 2021, a letter was sent to the landowners from the MD's Manager of Utilities which reiterated the content of the letter that was sent in 2018 requesting that the landowner connect to the MD sewage system as per Bylaw 2003-08 s.6.2 and Motion 297-17, but with a new construction due date of October 15, 2021 and a request to contact the Utilities Manager prior to September 15, 2021 to discuss the connection of the sewer system. No response was received from the landowner.
- On December 15, 2022, a letter was sent to the landowners from the MD's Acting Director of Utilities which reiterated the content of the letter that was sent in 2018 and 2021 requesting that the landowner connect to the MD sewage system as per Bylaw 2003-08 s.6.2 and Motion 297-17, but with additional information including the option to enter a 20 year repayment agreement. As well, it stated that the MD can assist the landowner with booking a contractor to complete the construction. No response was received from the landowner.
- In July 2023, Project Manager Doug Baird was tasked with contacting all non-compliant properties in the Southshore. [REDACTED] documenting all non-compliant properties in the Southshore Area.
- On August 24, 2023, the Utilities Department created a Utility Services Strategic Plan, which includes strategy 6: Southshore Non-compliant Septage Sewage Systems. This report stated that 405 properties had connected but 22 properties were not connected to the MD owned low pressure sewage system, including the property at 8921004; ; 9.
- On September 14, 2023, an Order to Remedy Contravention letter was sent to the landowners from the CAO requiring the landowners to comply with Bylaw 2003-08 s.6.2 and Section 545(1) of the *Municipal Government Act*. The application for wastewater connection as well as an appeal form were included. The

letter was hand-delivered by Peace Officer Mulholland on September 14, 2023. A second copy was sent by registered mail on the same date.

- On September 14, 2023, the Order to Remedy Contravention letter that was sent via registered mail was unclaimed and returned to the MD.
- On September 28, 2023, the MD received an appeal request from the landowner.

- [REDACTED]

Relevant Documents

Water and Wastewater Utility Bylaw 2003-08

Section 6.2 Installation and Connection of Wastewater Facilities

The owner of each house or other building used for human occupancy, employment, recreation or other purpose located on property along the line of any sanitary sewer shall install suitable wastewater facilities therein and connect such facilities directly with the public sewer.

Section 6.3 Restricted Facilities

Except as permitted by this By-law, no person shall construct or maintain any privy, privy vault, septic tank, cesspool or other facility intended or used for collection or disposal of wastewater.

Section 6.7 Availability of Public Sewer

If a sanitary sewer shall be constructed adjacent to a property on which a private waste disposal system is installed, the Director may give the Owner of the property notice to install suitable toilet facilities thereon and connect such facilities directly with the sanitary sewer within sixty (60) days of such notice being given.

Municipal Government Act RSA 2000, c M-2 (current as of April 1, 2023)

Section 33 Prohibiting other public utilities

When a municipality provides a municipal utility service, the council may by bylaw prohibit any person other than the municipality from providing the same or a similar type of utility service in all or part of the municipality.

Section 34(1) Duty to supply utility service

If the system or works of a municipal public utility that provide a municipal utility service are adjacent to a parcel of land, the municipality must, when it is able to do so and subject to any terms, costs or charges established by council, provide the municipal utility service to the parcel on the request of the owner of the parcel.

Section 35 Parcels adjacent to roads and easements

(1) This section applies when the main lines of the system or works of a municipal public utility are located above, on or underneath a road or easement and the municipality provides the municipal utility service to a parcel of land adjacent to the road or easement.

(2) The municipality is responsible for the construction, maintenance and repair of the portion of the service connection from the main lines of the system or works to the boundary of the road or easement.

(3) Despite subsection (2), the council may as a term of supplying the municipal utility service to the parcel of land make the owner responsible for the costs of the construction, maintenance and repair of the portion of the service connection from the main lines of the system or works to the boundary of the road or easement.

(4) If the owner is responsible for the costs of the construction, maintenance or repair referred to in subsection (3), those costs are an amount owing to the municipality by the owner.

Section 545 order to remedy contravention

(1) If a designated officer finds that a person is contravening this or any other enactment that the municipality is authorized to enforce or a bylaw, the designated officer may, by written order, require the person responsible for the contravention to remedy it if the circumstances so require.

(2) The order may

- (a) direct a person to doing something, or to change the way in which the person is doing it;
- (b) direct a person to take any action or measures necessary to remedy the contravention of the enactment or bylaw, including the removal or demolition of a structure that has been erected or placed in contravention of a bylaw, and, if necessary, to prevent a re-occurrence of the contravention;
- (c) state a time within which the person must comply with the directions;
- (d) state that if the person does not comply with the directions within a specified time, the municipality will take the action or measure at the expense of the person.

Section 547 Review by Council

547(1) A person who receives a written order under section 545 or 546 may by written notice request council to review the order within

- (a) 14 days after the date the order is received, in the case of an order under section 545, and
- (b) 7 days after the date the order is received, in the case of an order under section 546, or any longer period as specified by bylaw.

(2) After reviewing the order, the council may confirm, vary, substitute or cancel the order.

Section 548 Appeal to Court of King's Bench

548(1) A person affected by the decision of a council under section 547 may appeal to the Court of King's Bench if

- (a) the procedure required to be followed by this Act is not followed, or
- (b) the decision is patently unreasonable.

(1.1) The appeal must be made,

- (a) in the case of an appeal of an order under section 545, within 30 days after the date the decision under section 547 is served on the person affected by the decision, and
- (b) in the case of an appeal of an order under section 546, within 15 days after the date the decision under section 547 is served on the person affected by the decision.

(2) The application for the appeal must state the reasons for the appeal.

(3) The Court may

- (a) confirm the decision, or (b) declare the decision invalid and send the matter back to the council with directions.

Section 549 Municipality remedying contraventions

549(1) Subject to subsection (2), a municipality may take whatever actions or measures are necessary to

- (a) remedy a contravention of this Act, an enactment that the municipality is authorized to enforce or a bylaw or to prevent a reoccurrence of the contravention, or
- (b) eliminate the danger to public safety caused by a structure, excavation or hole or to deal with the unsightly condition of property.

(2) No action or measure shall be taken under subsection (1) unless

- (a) the municipality has first given a written order under section 545 or 546 that contains a statement referred to in section 545(2)(d) or 546(2)(b), as the case may be,

(b) the person to whom the order is directed has not complied with the order within the time specified in the order, and

(c) the appeal periods respecting the order have expired or, if an appeal has been made, the appeal has been decided and the decision allows the municipality to take the action or measures.

(3) If an order under section 545(1) directed that premises be put and maintained in a sanitary condition, the municipality may, under this section, close the premises and use reasonable force to remove any occupants.

(4) If a structure is being removed or demolished by a municipality under subsection (1)(b), the municipality may use reasonable force to remove any occupants.

(5) The expenses and costs of an action or measure taken by a municipality under this section are an amount owing to the municipality

(a) in the case of an action or measure taken under subsection (1)(a), by the person who contravened the enactment or bylaw, or (b) in the case of an action or measure taken under subsection (1)(b), by the person who did not comply with the order under section 546(1) within the time specified in the order.

(6) If the municipality sells all or a part of a structure that has been removed under subsection (1)(b), the proceeds of the sale must be used to pay the expenses and costs of the removal and any excess proceeds must be paid to the person entitled to them.

Municipal Actions relating to Water and Wastewater Utility Bylaw 2003-08

Bylaw 2003-08 is posted on the Municipal District of Lesser Slave River's website as per Section 638.1 of the *Municipal Government Act*.

Several letters were sent to the landowner regarding the need to connect to the municipal sewer line.

- 2018 07 04 Notice of Non-compliance – the landowner was notified of non-compliance and asked to apply to connect to the sewer line by October 31, 2018.
- 2021 08 21 Private Sewer Line Connection – letter to connect to the sewer system by October 15, 2023.
- 2022 12 15 Private Sewer Line connection – letter to remind land owner that the MD is hoping for compliance from the landowner by late summer 2023.
- 2023 09 14 Order to Remedy Contravention – This letter is currently appealed to council.

Appellant's reasons for appeal

Do not have the funds to connect at this time:

- Evidence from the legal file supports this statement. The appellant has received tax notification for the following years:
 - [REDACTED]
 - [REDACTED]

Order to Remedy Contravention – was it done correctly?

- The legal owner of the land was notified September 14, 2023. The letter was hand delivered to the landowner by Paul Mulholland, Peace Officer for the Municipal District of Lesser Slave River.
- The Order correctly describes the lands subject to the Order;
- The Order was issued pursuant to section 545 of the *Municipal Government Act* as the contravention is not a contravention under the Land Use Bylaw, but for another bylaw.
- The order directed the landowner to apply for wastewater connection by September 20, 2023 and to have the private sewer system connected to the public low pressure system by October 20, 2023. This adheres to section 545 (2) a), b), c), and d) of the *Municipal Government Act* of what a order to remedy contravention letter may contain.
- The order is being registered as a caveat on the land title as per section 546.1 of the *Act*.
- The letter to have the order reviewed by council was received within 14 days after the order was received (The order was hand delivered on September 14, 2023 and the request to review the order was received September 28, 2023).

Options for Council October 10, 2023

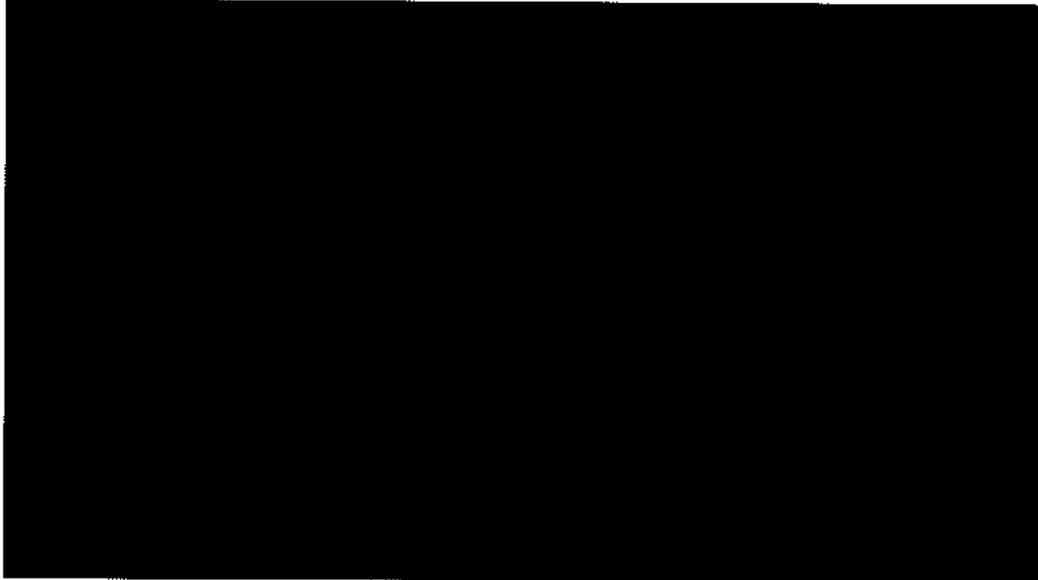
- Confirm the Order
- Vary the Order
- Substitute the Order
- Cancel the Order

Future actions:

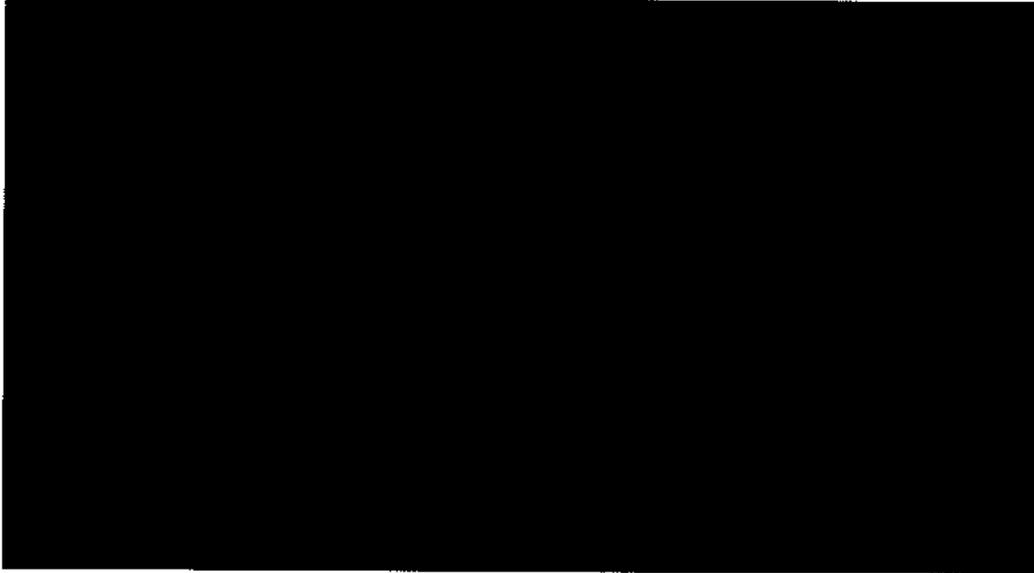
Appeal to the Court of King's Bench by:

- a) If council upholds the order, Council can appeal to the Court of King's Bench to get a court order in the nature of an injunction (section 554) requiring the appellant to apply to connect to the municipal sewer and to connect to it within a certain time period. The appeal must be made within 30 days after council's decision on October 10, 2023.
- b) Neal Hanna may appeal to the Court of King's Bench if the procedure required to be followed by the Municipal Government Act was not followed or if the decision is patently unreasonable. The appeal must be made within 30 days of council's decision on October 10, 2023.
- c) The application must state the reason for appeal.

General Location Map



Site Diagram



Conclusion:

The purpose for issuing an order to remedy contravention is to enforce compliance with a bylaw. The order was issued under section 545 as the private sewer is a breach of the *Water and Wastewater Bylaw 2003-08* and the *Municipal Government Act*.

The lands remain in breach of the *Water and Wastewater Bylaw 2003-08* for the following reasons:

- Section 6.2:
 - *Where everyone located along a sewer line must connect.*

- The above section of the *Water and Wastewater Bylaw 2003-08* prompted the Administration to issue the Order to Remedy a Contravention.

The person affected by the decision can appeal the decision to court of King's Bench. The appeal of council's review is limited to determining if the procedure was followed, which, as outlined above it was, or to determine if council's decision is unreasonable.