

#3. TOWN OF LUNENBURG POLICY

INSTALLATION/REPAIRS TO SANITARY SEWER, STORM SEWER

AND WATER LATERALS

1. (a) Sanitary and storm sewer lateral(s) are the responsibility of the property owner and owned by the property owner from the sewer main to their building. The property owner is responsible for the installation, maintenance, repair and replacement of these laterals.
- (b) Notwithstanding subsection (a) above, if the Town Engineer determines that the Town of Lunenburg and/or its contractor has negligently installed or damaged a sewer and/or watermain and/or lateral resulting in private property damage and/or necessitating the repair or replacement of a sewer and/or watermain, the Town Engineer may recommend to: (i) the CAO approval to pay for repair, replacement and/or damage claims totaling \$10,000., plus HST or less by the Town of Lunenburg without Town Council approval; or (ii) to the CAO and Town Council for approval to pay all such claims exceeding \$10,000., plus HST.
- (c) If any repair, replacement and/or damage claim pursuant to this policy exceeds the Town's General Commercial Liability Policy deductible amount, the Town's insurer shall be promptly notified to determine how they will handle this claim e.g., deny liability and defend the Town, pay-out in full or in part, etc.
2. Water laterals are the responsibility of the property owner between the street right-of-way and their building. The property owner is responsible for any installation, maintenance, repair or replacement of this portion only of the lateral.
3. The Town of Lunenburg Water Utility is responsible for the installation, maintenance, repair and replacement of any water service between the water main and the street right-of-way. The Water Utility Regulations will take precedence over this clause if there is any discrepancy.
4. Refer to Town of Lunenburg Procedural Policy #6. "Work on Private Property" when private sewer or water lateral work is required whether performed by the Town or a private contractor.
5. Property owners may appeal to Council any decision made by Town staff pursuant to this Policy.

Revised: May 10, 2016 by Town Council

Clerk's Annotation For Official Policy Book

**Date of Notice to Council Members
of Intent to Consider [7 days minimum]:** April 26, 2016

Date of Passage of Current Policy: May 10, 2016

I certify that this Policy was adopted by Council as indicated above.

Clerk May 18, 2016
Date