



## By-law 2018-20

Being a By-law to establish a program to provide rebates for the  
Pilot Private Plumbing Protection Program  
to reduce the risk of basement flooding

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**WHEREAS** pursuant to subsections 10(1) and 11(1) of the Municipal Act, 2001, S.O. 2001, c.25 (the “Act”) a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

**AND WHEREAS** pursuant clause 8 of subsection 10(2) of the Act a municipality may pass by-laws respecting the protection of persons and property;

**AND WHEREAS** pursuant to clause 6 of subsection 11(3)(6) of the Act a municipality may pass by-laws relating to drainage and flood control;

**AND WHEREAS** the Council of The Corporation of the City of Markham deems it advisable and in the public interest to provide financial assistance on the terms set out in this By-law as an incentive to encourage property owners to implement Private Plumbing Protection Measures on their property to reduce the risk of basement flooding;

**NOW THEREFORE** the Council of The Corporation of The City of Markham enacts as follows:

### 1. DEFINITIONS

1.0 In this By-law:

“**Backwater Valve**” means a **check valve** designed for use in a gravity drainage system;

“**Check Valve**” means a valve that permits flow in only one direction and prevents a return flow;

“**City**” means The Corporation of The City of Markham;

“**Downspout**” means roof runoff collection pipe;

“**Property Owner**” means a registered owner of Property in the City of Markham;

“**Property**” means a separate parcel of land in the City of Markham that has been assigned a Property Identifier Number in the land registry system;

“**Licensed Plumber**” means a plumber licensed with the Ontario College of Trades as a journeyman plumber;

“**Lateral**” means a Property’s storm or sanitary pipe connection to the municipal **Storm Sewer** or **Sanitary Sewer**;

“**New Installation**” means a Private Plumbing Protection Measure implemented after this By-law comes into effect;

“**Private Plumbing Protection Measure**” means a measure implemented in a plumbing and drainage system including backwater valves, sump pumps, weeping

tile disconnection and lateral relining/repair for the purpose of reducing the risk of basement flooding;

**“Retroactive Installation”** means a Private Plumbing Protection Measure implemented after April 30, 2017 and before the coming into force of this By-law;

**“Sanitary Sewer”** means a sewer intended to carry only sanitary and industrial wastewaters from residences, commercial buildings, industries, and institutions, in which storm, surface, and groundwater are not intentionally admitted;

**“Storm Sewer”** means a municipal sewer intended to carry only storm water, surface runoff from streets and adjacent property, and flow from foundation drains and ditches;

**“Weeping Tile”** (foundation drain) means a pipe or series of pipes that collect groundwater around the foundation or footing of a structure for protection against hydrostatic pressures and for discharge to an approved point of discharge;

## **2. APPLICATION OF BY-LAW**

2.0 This By-law applies to **Property Owners** who meet eligibility requirements as set out in Section 3 of this By-law relating to **Retroactive Installations** or **New Installations**.

## **3. ELIGIBILITY REQUIREMENTS**

3.0 A **Property Owner** will be entitled to receive a rebate, in accordance with the provisions of this by-law, if he or she meets all of the following requirements:

- (a) The **Property** must be serviced by **City** sewers.
- (b) The **Property** is not the subject of any contraventions, work orders or outstanding municipal requirements;
- (c) There are no outstanding municipal fines, arrears of taxes, fees or penalties assessed against the **Property Owner**;
- (d) The **Downspouts** on the **Property** must be properly disconnected from the **City** sewer system;
- (e) The **Property Owner** applying for the rebate must provide the necessary information and documentation set out in the rebate application forms and must be otherwise compliant with the program requirements;
- (f) The **Property Owner** or his or her agent has obtained any necessary permits for the New Installation;
- (g) The **New Installation** must be installed in accordance with the Building Code Act, 1992, S.O. 1992, c. 23 and the Ontario Building Code O. Reg. 332/12, as amended or any successor thereof, and
- (h) The **Property Owner** must execute a release in favour of the City, in a form to be provided by the City.

## **4. REBATE AMOUNTS**

4.0 The rebates provided for in this By-law are subject at all times to the availability of funding and may be eliminated by Council through repeal of this By-law at any time without further notice to any affected persons. Nothing in this By-law requires the City to provide funding for the rebates set out in this By-law.

4.1 The City may grant rebates for each **Private Plumbing Protection Measure** up to the following maximum amounts, for eligible costs only, as described in Section 5 below:

<b>Private Plumbing Protection Measure</b>	<b>Maximum Rebate Amount</b>
<b>Backwater Valve – Indoor Installed on Sanitary Lateral</b>	\$1,750
<b>Backwater Valve – Indoor Installed on Storm Lateral</b>	\$1,750
<b>Backwater Valve – Outdoor Installed on Storm Lateral</b>	\$2,000
<b>Weeping Tile Disconnection and Redirect to Storm Lateral</b>	\$3,000
<b>Weeping Tile Disconnection and Sump Pump Installation</b>	\$5,000
<b>Lateral Reline/Repair – Storm</b>	\$2,500
<b>Lateral Reline/Repair – Sanitary</b>	\$2,500

## 5. ELIGIBLE COSTS

5.0 Eligible costs include:

- a) Material and labour costs for the implementation of the Private Plumbing Protection Measure;
- b) Permit fees;
- c) Consulting or inspection costs to determine appropriate Private Plumbing Protection Measures to be implemented on the Property, and
- d) Cost of downspout disconnection prior to the installation of backwater valve or sump pump.

## 6. SHORT TITLE

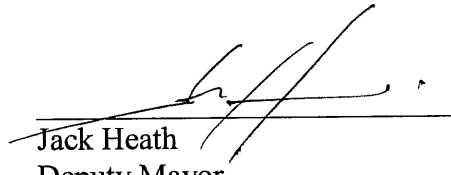
This By-law shall be known as the “Plumbing Protection Rebates By-law”.

## 7. EFFECTIVE DATE

This By-law shall come into force and effect on the date of its passing and enactment.

Read a first, second and third time and passed on April 3, 2018.

  
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Kimberley Wittingham  
City Clerk

  
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Jack Heath  
Deputy Mayor