

**SUMMARY OF INFORMATION**  
**HOROWHENUA DISTRICT COUNCIL**  
**DRAFT WATER SUPPLY BYLAW 2020**

**Proposal**

To implement a new Water Supply Bylaw for the Horowhenua District Council, effective from the date of adoption by Council with the purpose –

*“to protect, promote and maintain public health and safety, to protect public water supply infrastructure, to protect the public from Nuisance by making rules for the supply of water, and to manage and regulate the Council’s Water Supply.”*

**Summary of Information**

In accordance with Section 86 of the Local Government Act 2002 Council gives notice of its intent to revoke and replace the Water Supply Bylaw 2014 with the Draft Horowhenua District Council Water Supply Bylaw 2020.

Council is required to use the Special Consultative Procedure to review and update the proposed Bylaw as laid out in the Local Government Act 2002. The Statement of Proposal and Summary of Information have been prepared in accordance with the requirements set out in Section 86 of the Local Government Act 2002 for the adoption of the Special Consultative Procedure. They include:

- I. A summary of information
  - II. The reason for the proposal
  - III. Summary of changes made to the Water Supply Bylaw 2014
  - IV. A draft of the proposed Bylaw.
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- 1 Short Title, Commencement, Application and Repeal
  - 2 Purpose, Objectives, and Scope
  - 3 Interpretation
  - 4 Definitions
  - 5 Supply of Water
  - 6 Private Water Supplies
  - 7 Point of Supply
  - 8 Access to Point of Supply
  - 9 Protection of Water Supply
  - 10 Protection of Source Water
  - 11 Fire Hydrants
  - 12 Working Around Buried Services
  - 13 Backflow Prevention
  - 14 Fire Protection Connections
  - 15 Water Metering
  - 16 Restricted Connections
  - 17 Procedure for Testing a Restrictor

18	Demand Management
19	Plumbing System
20	Transfer of Rights and Responsibilities
21	Change of Ownership
22	Offences and Breaches
23	Notices
24	Service of Notices and Documents
25	Enforcement & Penalties
26	Fees
27	Payment
28	Dispensing of Powers
29	Review of Bylaw
30	Commencement Date

#### SCHEDULE 1: Points of Supply and Typical Layouts

### **The reason for the proposal**

The Horowhenua District Council is responsible for the supply of water throughout the Horowhenua District. A Bylaw is considered the most appropriate means to regulate the water supply activity.

Council's existing Water Supply Bylaw 2014 was released and adopted by Council on 2 July 2014 (Report 14/608). This Draft Water Supply Bylaw 2020 will replace the current Water Supply Bylaw 2014 following adoption by Council.

Council concentrated its efforts on improving water demand management practices across the District. This draft Water Supply Bylaw 2020 is an important building block to enable Council to better manage water demand, through enforcement provisions relating to the take of water from fire hydrants, which is prohibited and a major cause of damage to Council's water infrastructure. The draft further includes arrangements around the installation of meters at subdivision stage to assist with the monitoring and managing of water consumption volumes which form an integral part of water demand management.

The proposed replacement to the current Water Supply Bylaw will provide a more robust mechanism for the Council to better regulate the water supply activity. The Bylaw proposes various controls that would assist to protect the district's physical water supply infrastructure from intentional or inadvertent damage or misuse. Moreover, the Bylaw sets out responsibilities of installers, owners and the public, and the expectations of the Council in terms of appropriate use of water and access to components of the water supply system.

### **Summary of changes made to the Water Supply Bylaw 2014**

#### **Clause-1**

1.5 New clause added to clarify that the revocation of any previous water supply Bylaws or parts of any previous Bylaw and their amendments shall not prevent any legal proceedings, criminal or civil, being taken to enforce those Bylaws.

#### **Clause-2**

2.3 (b) Eight relevant codes and standards have been added.

#### **Clause-4**

New definitions have been added for: Buried Services, Dedicated Filling Point, Horowhenua District Council, Horowhenua District, FENZ Personnel, Emergency and Notice.

Definitions have been updated for: Fitting, Public Notice and Meter.

#### **Clause-5**

5.2 Added new clause to draw water from Dedicated Filling Point.

5.6 Added a new clause for the recovery of costs arising from metered water consumption in the case of a shared Connection such as for cross-lease properties.

5.10 (c) Old clause number 5.7 (c) deleted as it was irrelevant and replaced with new clause relating to the responsibility for costs and the location of new or upgrading existing Connections.

5.10 (f) Subdivision consent conditions have been added for approval of any water applications.

5.12 New clause added to state the Level of Service which the Council undertakes to supply water to its Customers.

#### **Clause-7**

7.2 New clause added prohibiting Connection to or interference with any part of the Water Supply System without prior Approval.

#### **Clause-11**

11.4 & 11.5 Clauses have been added for privately owned fire hydrants.

#### **Clause-13**

13.4 New clause has been added for separation requirement in buried pipelines.

#### **Clause-15**

15.7 New clause added relating to the water Connections of lots formed as a result of a subdivision that lie within an Urban Water Supply Area.

#### General Comments:

- All the Notes in the previous Bylaw have been changed to clauses. In some instances, this has resulted in a change to the numbering of subsequent clauses.
- Where relevant, clause numbering has also changed due to the addition of new clauses.
- Minor rephrasing has been done to improve the readability or clarify the intention of some clauses.

**Copies of the draft Water Supply Bylaw 2020, Summary of Information, Submission form and Frequently Asked Questions are available on Council's website at [www.horowhenua.govt.nz](http://www.horowhenua.govt.nz).**

**For any queries, please contact the Horowhenua District Council, Customer Service Centre on (06) 366 0999.**

**Submissions close at 5.00 pm on Monday, 27 July 2020.**