

CORE AREA SEWAGE AND RESOURCE RECOVERY SYSTEM 2.0

Phase 2: Analysis, Options Costing and Public Engagement

Project Charter - FINAL

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1. VISION

In partnership with the public, the Core Area Liquid Waste Management Committee (CALWMC) will deliver a sewage treatment and resource recovery system that is proven, innovative and maximizes the benefits for people and the planet – economic, social, and environmental – for the long term.

2. BACKGROUND

In 2006, an environmental report commissioned by the Ministry of Environment noted the contamination of seabed sites close to Capital Regional District (CRD) outfalls where the region's wastewater is discharged. As a result, the Province mandated that the CRD plan for and initiate secondary sewage treatment for the region.

In 2007, the CRD received a letter from the Ministry of Environment giving six directives for the Core Area Liquid Waste Management Plan (LWMP). These six directives continue to inform the goals and commitments of this project.

Minister's Requirements:

1. Meet the regulatory standard for liquid waste
2. Minimize total project cost to the taxpayer by maximizing economic and financial benefits, including beneficial reuse of resources and generation of offsetting revenue
3. Optimize the distribution of infrastructure based on number 2 above
4. Aggressively pursue opportunities to minimize and reduce greenhouse gas emissions (e.g., reduced requirement of energy for pumping purposes and beneficial reuse of energy)
5. Optimize 'smart growth' results (e.g., district services, density, Dockside Green-like innovation)
6. Examine the opportunity to save money, transfer risk and add value through a public private partnership

In 2012, the federal government passed a law requiring all high-risk Canadian cities to provide secondary sewage treatment by 2020 at the latest. The CRD's core area was considered to be in the high-risk category.

Between 2009 and 2014, the CALWMC, CRD staff and consultants, and the Core Area Wastewater Program Commission (the Commission) worked to create and implement a publicly acceptable sewage treatment and resource recovery system for the Core Area.

While the approved CALWMP continues to identify McLoughlin Point as the location for the wastewater treatment facility, in April 2014, the CRD's revised McLoughlin Point rezoning application did not meet the zoning requirements for Esquimalt. In June 2014, the plan to build one regional plant at McLoughlin Point was put on hold by the CRD Board, in response to public input.

In June 2014, Langford, Colwood, View Royal, Esquimalt and the Songhees Nation formed the Westside Select Committee to begin planning for a new project to treat sewage and recover resources in those municipalities and the Nation. In September 2015, Esquimalt Nation joined the Westside Select Committee. In January 2015, a similar body – the Eastside Select Committee,

comprised of Saanich, Oak Bay and Victoria – was formed to develop a similar plan for the Eastside municipalities.

Since June 2014 and January 2015, respectively, both Select Committees have been engaged in in-depth public engagement activities to share information with the public, build trust, and seek public input on a range of factors including, but not limited to, level of treatment, treatment technologies, siting of treatment plants, costs, risks and long-term social, economic and environmental benefits.

In July 2015, both select committees presented their work and recommendations to the CALWMC. The CALWMC approved the solution sets and recommendations from the Eastside Select Committee, including potential sites and direction with regard to investigating secondary and tertiary treatment, anaerobic digestion and gasification, and resource recovery and revenue generation. The CALWMC received a presentation from the Westside Select Committee outlining five technically preferred sites and two scenarios, detailing its technical work to date. The Committee accepted the Westside Select Committee's proposal to carry on with further public engagement and more detailed costing and engineering analysis as per its terms of reference to be presented to the CALWMC as more fully-developed solutions in fall 2015.

The work of the Eastside and Westside Select Committees, the CALWMC, and the public between June 2014 and July 2015 lays the groundwork for the current project, *Core Area Sewage and Resource Recovery System 2.0*.

3. GOALS AND COMMITMENTS

The *Core Area Sewage and Resource Recovery System 2.0* project will deliver the following goals and meet the following commitments. *NB goals should be measurable. Each of these goals needs a corresponding metric so at project completion the CALWMC can determine whether it achieved its goals.*

Goals

- a) Meet or exceed federal regulations for secondary treatment by December 31, 2020
- b) Minimize costs to residents and businesses (life cycle cost) and provide value for money
- c) Produce an innovative project that brings in costs at less than original estimates
- d) Optimize opportunities for resource recovery to accomplish substantial net environmental benefit and reduce operating costs
- e) Optimize greenhouse gas reduction through the development, construction and operation phases and ensure best practice for climate change mitigation

Commitments

- a) Develop and implement the project in a transparent manner and engage the public throughout the process

- b) Deliver a solution that adds value to the surrounding community and enhances the livability of neighbourhoods
- c) Deliver solutions that are safe and resilient to earthquakes, tsunamis, sea level rise and storm surges
- d) Develop innovative solutions that account for and respond to future challenges, demands and opportunities, including being open to investigating integration of other parts of the waste stream if doing so offers the opportunities to optimize other goals and commitments in the future
- e) Optimize greenhouse gas reduction through the development, construction and operation phases and ensure best practice for climate change mitigation

4. SCOPE

The scope of this phase of the Core Area Sewage and Resource Recovery System 2.0 project, is to complete the Options Development Phase, by submitting an amendment to the Liquid Waste Management Plan and receiving conditional approval from the Minister of Environment of an Amendment for the Core Area. This Plan amendment will be approved by the provincial and federal funding agencies. Completion of this phase includes securing sites for all facilities (wastewater treatment and resource recovery).

The scope of this phase does not include detailed site assessments such as Environmental and Social Reviews, submission of detailed business cases (as may be required by funding agencies), indicative design, finalized cost sharing agreements or the procurement of infrastructure.

5. KEY STAKEHOLDERS

The graphic illustration (see Attachment 1) outlines all of the Core Area Sewage and Resource Recovery 2.0 project stakeholders and displays the relationships between them. For a description of the roles and responsibilities of each stakeholder, please see Section 6.

6. ROLES AND RESPONSIBILITIES

Project Lead (TBD)

Federal Government – In 2012, the federal government passed a law requiring all high-risk Canadian cities to provide secondary sewage treatment by 2020 at the latest. The CRD's Core Area was considered to be in the high-risk category. The federal government agreed to contribute up to \$253 million towards the project out of three different funding programs: Building Canada Fund (\$120 million), Green Infrastructure Fund (\$50 million) and 3P Canada (\$83.4 million).

- Secondary treatment mandated by 2020
- Funding up to \$253 million

Provincial Government – In 2006, an environmental report commissioned by the Ministry of Environment noted the contamination of seabed sites close to CRD outfalls where wastewater is discharged. As a result, the CRD was mandated by the province to plan for and initiate secondary

wastewater treatment for the region. Provincial funding agreements provide a maximum of \$248 million towards the project.

- Funding up to \$248 million
- Approval of LWMP amendment and regulatory requirements

Capital Regional District Board (CRD Board) – The CRD Board is responsible for selecting final site locations and securing lands for wastewater treatment facilities, obtaining the rezoning of lands, approving the architectural design for facilities, and approving funding agreements and the budget. The CRD Board is responsible for delivering the project outlined in the Vision.

- Final approving body for funding, budget and major decisions
- Collect and disburse the local portion of the funding of \$287 million

Core Area Liquid Waste Management Committee (CALWMC) – A standing committee of the CRD Board, the CALWMC consists of Directors from municipalities and First Nations participating in the Core Area Liquid Waste Management Plan (CALWMP). The committee is responsible for overseeing the CALWMP and making recommendations to the CRD Board about the CALWMP and certain aspects of the Core Area Wastewater Treatment Program.

- Standing Committee of CRD Board
- Responsible for overseeing CALWMP

Core Area Liquid Waste Management Committee (CALWMC) Chair – The CALWMC Chair is selected by the Chair of the CRD Board annually. The CALWMC Chair is responsible for participating in CALWMC agenda meetings and chairing CALWMC meetings. The Chair is also responsible for building and maintaining relationships, and liaising with the Chair of the Core Area Wastewater Program Commission and the Chair of the Technical Oversight Panel. The CALWMC Chair is the public face of the project and is responsible for communicating with other public bodies at the political level, as well as with the media.

Core Area Liquid Waste Management Committee (CALWMC) Vice Chair – The CALWMC Vice Chair is responsible for fulfilling the roles and responsibilities of the CALWMC Chair in the Chair's absence.

Westside Wastewater Treatment and Resource Recovery Select Committee – In June 2014, Westside participants (Colwood, Esquimalt, Langford, View Royal, and Songhees Nation) formed the Westside Wastewater and Resource Recovery Select Committee to evaluate Westside treatment options and develop a sub-regional wastewater treatment and resource recovery plan. The member municipalities' role is to provide political input and take feedback from the public and report to the Westside Select Committee. The participating municipalities also have zoning authority. In September 2015, the Esquimalt Nation joined the Westside Select Committee. The Songhees and Esquimalt Nation representatives provide political input to the Westside Select Committee. The Committee reports to the CALWMC and is supported by CRD staff, Westside staff, consultants and a technical working group.

The Westside Select Committee participants initiated the Westside Solutions Project as a way to engage residents to work collectively to identify solutions for wastewater treatment and resource recovery that meet the unique needs of the Westside communities. The Westside option sets

consider flow scenarios that include Eastside flows from Vic West and Saanich West. This work, along with the work from the Eastside Select Committee, will inform the Core Area Sewage and Resource Recovery 2.0 project and the amendment to the Liquid Waste Management Plan.

- Representatives from Colwood, Esquimalt, Langford, View Royal and Songhees Nation
- Reports to CALWMC
- Evaluates options to develop a sub-regional wastewater treatment plan
- Supported by CRD staff, Westside municipal staff, consultants and a technical working group

Eastside Wastewater Treatment and Resource Recovery Select Committee – In January 2015, Oak Bay, Saanich and Victoria formed the Eastside Wastewater and Resource Recovery Select Committee to engage with their communities and develop wastewater treatment options that meet the needs of the Eastside municipalities. The role of the participating municipalities is to provide political input and take feedback from the public and report to the Eastside Select Committee. The participating municipalities also have zoning authority. The Eastside Select Committee reports to the CALWMC and is supported by CRD staff, participating municipal staff and consultants.

The Eastside option sets consider a regional option, which includes all flows from Eastside and Westside, as well as a sub-regional and distributed option that includes flows from Eastside municipalities only and Eastside Clover Point outfall catchment flows. The Eastside Select Committee's plan, in combination with the work from the Westside Select Committee, will inform the Core Area Sewage and Resource Recovery 2.0 project and could form the basis for an amendment to the CALWMP.

- Representatives from Oak Bay, Saanich and Victoria
- Reports to CALWMC
- Working to develop wastewater treatment options for Eastside municipalities
- Supported by CRD staff, participating municipal staff, and consultants

CRD Chief Administrative Officer – The CAO oversees all administrative operations and staff, ensures CRD Board policies are implemented, oversees the operations and functions of the CRD, and aligns the organization to achieve strategic priorities set by the Board. This includes working with federal and provincial staff to coordinate funding agreements and providing advice to the CRD Board regarding potential risks and opportunities for the CRD Board.

- Oversees CRD operations and staff
- Works with partners and stakeholders
- Provides advice to the CRD Board

General Manager of Parks & Environmental Services – The GM of Parks & Environmental Services provides general direction and leadership to CRD staff and advises the CALWMC and the Eastside and Westside Wastewater Treatment and Resource Recovery Select Committees regarding the technical and legal aspects of the CALWMP and the wastewater treatment planning process. The General Manager's role is also to provide information to the Core Area Municipalities' CAOs and First Nations Administrators.

- Provides general direction and leadership to CRD staff

- Advises on technical and legal aspects of the CALWMP
- Informs Core Area Municipal CAOs and First Nation Administrators about the project

General Manager of Finance & Technology – The GM of Finance & Technology is the Chief Financial Officer for the CRD. The GM of Finance and Technology is responsible for the budget and all financial services, information technology and geographic information services (IT & GIS), property and real estate services, insurance and risk management, facilities management, and arts development for the Capital Region.

Corporate Officer – The CRD Corporate Officer provides support and procedural advice to the CRD Board and the CALWMC, and is responsible for maintaining the official records of these bodies. The officer also processes requests for records in accordance with the Freedom of Information and Protection of Privacy Act.

First Nations Liaison – The First Nations Liaison serves as a point of contact for First Nations communities involved with the project and provides departmental support and assistance in the areas of service delivery, referral processes, outreach, engagement and relationship building.

Manager, Corporate Communications – The Senior Manager of Corporate Communications provides professional expertise and leads the CRD Corporate Communications team, which works with the General Manager of Parks & Environmental Services and the CAO on overall communications for the CRD Board. There is a communications coordinator dedicated to working on the CALWMP.

Technical Oversight Panel (ToP) – The role of the Technical Oversight Panel is to review the costing and feasibility studies developed by the Engineering Team during the planning phase of the project and to ensure that the studies for the wastewater treatment options include the necessary due diligence. The Technical Oversight Panel will also advise on how to best engage the private sector in this phase of the project. Fundamental to providing independent technical oversight and confirming due diligence is to ensure that the engagement of the private sector in this phase of the project and the innovative solutions that may come forward is informed by, not necessarily bound by (as per the ToP Terms of Reference), decisions to date regarding sites, option sets, timelines, definitions of treatment and other potential limitations on analysis and costing.

The role of the ToP does not include public consultation, media interaction, land acquisition and rezoning, contract management or direction of the Engineering Team. The ToP receives information from and liaises with the Engineering Team (Urban Systems and Carollo Associates), and provides feedback and recommendations to the CALWMC. The Chair of the ToP reports to the CALWMC biweekly. The ToP liaises with the Eastside and Westside Select Committee.

- Independent Technical Oversight Panel
- Reviews costing and feasibility studies
- Reports findings to the CALWMC

Independent Engineering Resources – The Independent Engineering Team’s role is to conduct the Feasibility and Costing Analysis (Urban Systems partnered with Carollo) for the CALWMP Wastewater Treatment System. The Engineering Team is also working with the Westside Select Committee to do a more detailed analysis on the Westside flows. The team provides information

to and liaises with the ToP, and reports to and receives direction from the CALWMC. Additional external resources may be required for staff to prepare the LWMP amendment. The team is assessing the feasibility of a regional and sub-regional system in the Core. The team is also looking at a distributed system option based on the potential sites put forward from the Eastside Select Committee and Westside Select Committee.

- Conducts feasibility and costing analysis
- Assesses feasibility of regional and sub-regional systems in the Core Area
- Assists with preparation of LWMP amendment

Fairness and Transparency Advisor (FTA) – The FTA's role is to act as a point of contact for the public to submit complaints regarding the process of costing the options, working with the host jurisdiction(s) and preparing an amendment to the LWMP and to ensure that the process is fair, transparent, impartial and objective. The FTA is independent of the CRD. The FTA's role is to investigate appropriate complaints and report to the Board, through the CALWMC, the results of an investigation, to help strengthen the fairness, transparency or objectiveness of the process followed. The FTA is to provide monthly status reports to the CALWMC. The role of the FTA does not restrict the public from going to other sources for complaints and requests to review processes, such as the office of the Ombudsperson.

- Independent of the CRD
- Investigates public complaints regarding process
- Ensures process is fair, transparent, impartial and objective

Core Area Wastewater Treatment Program Commission (the Commission) – As part of the funding negotiations with the Province, the CRD was required to establish an independent non-political governance body to manage, implement and commission the Core Area Wastewater Treatment Program. The Commission governs the implementation and operation of the Wastewater Treatment Program and oversees the procurement process for all components of the Program. The Commission operates autonomously of the CALWMC and Regional Board; however, the Commission is required to seek CRD Board and funder approval on predetermined items as detailed in the CRD Commission bylaw. Several steps have been taken to scale back operations and reduce costs as the CRD continues its planning work to find a new solution to wastewater treatment. The Commission remains in place waiting to implement whatever system of wastewater projects the CRD Board decides upon, and is approved by the Province.

- Independent Commission required by Province
- Manages implementation and operations of the Wastewater Treatment Program
- Oversees procurement process

Technical and Community Advisory Committee (TCAC) – The Technical and Community Advisory Committee is an LWMP requirement of the province, and provides technical and community consultation advice and input to the CALWMC. TCAC assists the CALWMC in making appropriate recommendations to the CRD Board in the following areas: (a) plant design criteria and treatment technology, including opportunities for resource recovery, sludge management, odour control and general plant design criteria, (b) number and location of treatment plants, and (c) timing/scheduling of treatment.

- Provides technical and community consultation advice

- Makes recommendations regarding design criteria, treatment technology, number and location of treatment plants, and schedule for treatment

Eastside Public Advisory Committee (EPAC) – The Eastside Public Advisory Committee takes input from the public and provides guidance to the Eastside Wastewater and Resource Recovery Select Committee on the public consultation process.

- Takes input from the public
- Provides Eastside Select Committee on the public consultation process

Core Area CAOs + First Nation Administrators – The Core Area CAOs and First Nations Administrators are the principal policy advisors to councils, and provide support to the Eastside and Westside Select Committees. The Core Area CAOs and First Nations Administrators receive project-specific information and updates from the CRD’s General Manager of Parks & Environmental Services regarding the progress of the CALWMC and the Eastside and Westside Select Committees.

- Principle policy advisors
- Receive project information
- Provide recommendations from municipal staff perspective

Municipal Councils – The role of municipal councils is to make land-use decisions for facility siting and to negotiate development agreements with the CRD.

Westside Communications Team – The Westside Communications Team is made up of Communications Coordinators from Colwood, Esquimalt, CRD and Aurora Consultants. The Team provides communication and public consultation support to the Westside Select Committee.

Eastside Communications Team – The Eastside Communications Team consists of a consultant from Public Assembly and the CRD Communications Manager and CRD CALWMP Communications Coordinator. The Eastside Communications Team provides communication and public consultation support to the Eastside Select Committee

Westside Technical Team – The Westside Technical Team consists of municipal staff, supported by Urban Systems. The technical team provides technical information and input to the Westside Select Committee.

- Comprised of municipal staff and supported by Urban Systems and Aurora Innovations for facilitation and coordination support
- Provides technical advice to the Westside Select Committee

Eastside Technical Team – The Eastside Technical Team is comprised of municipal staff and supported by Urban Systems and CRD Staff. The Technical Team provides support and input to the Eastside Select Committee.

- Comprised of municipal staff; provides support and information to the Eastside Select Committee

7. MILESTONES

The Proposed Work Plan Overlay, which was adopted and submitted to 3P Canada in March 2014, provides the overarching timelines and milestones through the completion of the project (Attachment 2). A draft schedule identifying key tasks and milestones of the feasibility and costing exercise to be achieved by the end of 2015 during Phase 2 of the Core Area Sewage and Resource Recovery System 2.0 project is included for discussion (Attachment 3). The scheduling and implementation of the public consultation on the preferred solution sets (after the costing analysis) is anticipated to occur in early December, but is dependent on all of the deadlines being met up until that point.

A detailed schedule is under development and will be circulated for comment.

8. BUDGET

Funding for the project will be drawn from the Core Area Liquid Waste Management Plan operating reserve, funded by all participants in the service based on projected design capacity for 2030. A total budget of \$1,450,000 has been identified to support this phase of the project, including engineering and public consultation consulting fees, Technical Oversight Panel honorarium and disbursements, Fairness and Transparency Advisor, public consultation process delivery and CRD staff time.

Phase 2 Budget

Item	Cost
Project Oversight (FTA & ToP)	\$280,000
Public Consultation	\$240,000
Feasibility and Costing Analysis	\$450,000
Property and Zoning	\$75,000
LWMP Amendment No. 10	\$75,000
Staff and Wages	\$300,000
Miscellaneous and Legal	\$30,000
TOTAL	\$1,450,000

9. CONSTRAINTS, ASSUMPTIONS, RISKS AND DEPENDENCIES

a) *Constraints*

- The timelines for this phase of the project are extremely aggressive with no buffer
- The schedule is dependent on multiple parties and governance bodies meeting their sub-project schedules

b) *Assumptions*

- The Minister of Environment will provide direct *conditional* approval of the Liquid Waste Management Plan upon submission to the Province

c) *Risks*

- The costing analysis and public consultation processes will be subject to criticism due to time constraints
- The governance model of the project is complex, leading to miscommunication or contradictory decision making
- Municipal councils do not endorse siting preferences of the CRD Board
- Potential loss of senior government funding if timelines are not met

d) *Risk Mitigation*

- Ensure regular, open reporting of all parties to the Core Area Liquid Waste Management Committee to ensure “no surprises” when public consultation is formally conducted
- Engage in close municipal council and staff involvement as preferred sites emerge and municipal planning/siting processes are initiated
- Ensure ongoing and open discussions with the funding agencies to ensure “no surprises” when the LWMP amendment is submitted for approval and the project is submitted for funding
- Ensure transparent and deep engagement with the community
- Ensure there is enough time required to rezone and that there is public support for rezoning

Attachments: Attachment 1: Planning Process – Core Area Liquid Waste Management Plan – Roles, Input & Relationships
Attachment 2: Proposed Work Plan Overlay – 3P Canada Funding Considerations
Attachment 3: Proposed Feasibility and Costing Analysis Schedule (Urban Systems) – August 31, 2015