

CAPITAL REGIONAL DISTRICT

BYLAW NO. 4075

A BYLAW TO AMEND BYLAW NO. 2827 BEING "CAPITAL REGIONAL DISTRICT
SEPTAGE DISPOSAL BYLAW NO. 2, 2000"

The Board of the Capital Regional District in open meeting assembled to enact as follows:

1. Bylaw No. 2827, "Capital Regional District Septage Disposal Bylaw No. 2, 2000", is amended as follows:

a) Amend recital "D" by replacing "Section 22 of the Waste Management Act" to "Section 29 of the *Environmental Management Act*".

b) By inserting the following definition in Section 1 above "**Application**":

"**Accredited Laboratory**" – means a laboratory certified under ISO 1705:2005, *General Requirements for the Competence of Testing and Calibration Laboratories*

c) By replacing the definition in Section 1 for "**Controlled Waste**" with:

"**Controlled Waste**" - means Controlled Waste as defined in the Hartland Landfill Tipping Fee and Regulation Bylaw No. 6, 2013, as amended.

d) By replacing the definition in Section 1 for "**Dangerous Goods**" with:

"**Dangerous Goods**" means Dangerous Goods as defined in the Transportation of Dangerous Goods Act, S.C. 1992, c. 34 and its regulations.

e) By removing the definition of "**Municipality**"

f) By replacing the definition in Section 1 for "**Sewer Use Bylaw**" with:

"**Sewer Use Bylaw**" means the Capital Regional District Sewer Use Bylaw No. 5 2001, as amended.

g) By replacing the definition in Section 1 for "**Special Waste**" and inserting it between "**Hauler**" and "**Load**" as follows:

"**Hazardous Waste**" – means Hazardous Waste as defined in the Hazardous Waste Regulation pursuant to the Environmental Management Act, as amended.

h) By replacing the definition in Section 1 for "**Special Waste Regulation**" and inserting it between "**Hazardous Waste**" and "**Load**" as follows:

"**Hazardous Waste Regulation**" - means the Hazardous Waste Regulation B.C. Reg. 63/88 enacted pursuant to the Environmental Management Act.

- i) By replacing the definition in Section 1 for “**Standard Methods**” with

“**Standard Methods**” - means the most recent edition of "Standard Methods for the Examination of Waste and Wastewater" jointly prepared and published from time to time by the American Public Health Association, the American Water Works Association and the Water Environment Federation.

- j) By replacing the definition in Section 1 for “**Sewage Control manager**” with:

“**Sewage Control manager**” means a Sewage Control Manager appointed by the CRD Board, or a person appointed by the Board as his or her deputy, under the Environmental Management Act.

- k) By replacing the definition in Section 1 for “**Sewer**” with:

“**Sewer**” - means all pipes, conduits, drains and other equipment and facilities, owned or otherwise under the control or jurisdiction of the District or one or more local governments for collecting, pumping and transporting wastewater, either to a sewage facility or otherwise, and includes all such pipes, conduits, drains and other equipment and facilities which connect to those of the District or one or more local governments.

- l) By removing the definition in Section 1 for “**Substance**”

- m) By replacing the definition in Section 1 for “**Waste Management Act**” and inserting it between “**Domestic waste**” and “**Facility User Permit**” as follows:

“**Environmental Management Act**” – means the Environmental Management Act, S.B.C. 2003, c. 53. .

- n) By replacing Section 2.5 with the following:

2.5 Sections 2.1 to 2.2 do not apply to a local government or agent of a local government, where waste removed from a local government sanitary sewer, due to maintenance activities, is discharged into a local government sewer at another location.

- o) By replacing Section 2.10 with the following:

2.10 A person using tanks and hoses to pump, haul or store Dangerous Goods, Hazardous Waste or Controlled Waste shall clean the tanks and hoses and ensure that the tanks and hoses are free from residue before using them to haul septage waste to a septage disposal facility.

- p) By replacing Section 3.1 with the following:

3.1 A hauler who discharges any septage waste as defined in the bylaw at a septage disposal facility must have a valid Facility User Permit issued by the Manager, which may be obtained by making an application for the Facility User Permit on forms obtained from the CRD, and paying an annual fee as set out in Schedule "C".

q) By replacing Section 5.4 with the following:

5.4 Samples which have been collected under this bylaw shall be analyzed by an Accredited Laboratory, or agency authorized by the manager.

r) By replacing Section 7.1 with the following:

The fees established by the Board are set out in Schedule "C" to this bylaw.

s) By replacing Section 8.2 with the following:

8.2 Nothing in this bylaw relieves a person discharging waste from complying with the *Environmental Management Act*, the Hazardous Waste Regulation, the Spill Reporting Regulation, Sewer Use Bylaw or other applicable enactments or orders made under such enactments.

t) By replacing Section 8.3 with the following:

8.3 Where the Board has the authority to direct that a matter or thing be done by a person, the Board may also direct that, if the person fails to take the required action, the matter or thing shall be done at the expense of the person in default in accordance with Section 418 of the *Local Government Act*. If default action is taken, the Board may recover the expenses from the person, together with costs and interest in the same manner as taxes in arrears.

u) By replacing Schedule B with the attached Schedule B.

v) By repealing Schedule C.

w) By renaming Schedule D to Schedule C.

Citation

2. This Bylaw may be cited as the "Capital Regional District Septage Disposal Bylaw, No. 2, 2000, Amendment Bylaw No. 1, 2016".

READ A FIRST TIME THIS	13 th	day of	July	2016
READ A SECOND TIME THIS	13 th	day of	July	2016
READ A THIRD TIME THIS	13 th	day of	July	2016
ADOPTED THIS	13 th	day of	July	2016


CHAIR


CORPORATE OFFICER

**SCHEDULE B
BYLAW 2827**

QUALITY CRITERIA FOR SEPTAGE WASTE

Septage waste as defined in the bylaw must meet the following quality criteria:

1. The waste must be free of visible petroleum products.
2. The waste must not be flammable or explosive.
3. The waste must have a total solids content of less than six (6) percent.
4. The waste must not be a Nuclear Substance under the federal Nuclear Safety and Control Act.
5. The waste must not be Hazardous Waste as defined by the Hazardous Waste Regulation.