



**REPORT TO THE ENVIRONMENTAL SERVICES COMMITTEE  
MEETING OF WEDNESDAY JUNE 26, 2013**

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**SUBJECT**      **BYLAW NO. 3899 – AMENDMENT TO BYLAW NO. 1857, CAPITAL REGIONAL DISTRICT TICKET INFORMATION AUTHORIZATION BYLAW, 1990, AMENDMENT BYLAW NO. 52, 2013**

**ISSUE**

To amend the Capital Regional District (CRD) Ticket Information Authorization Bylaw (Bylaw No. 1857) to enable enforcement of the Hartland Tipping Fee and Regulation Bylaw No. 6, 2013 (Bylaw No. 3881).

**BACKGROUND**

The CRD Ticket Information Authorization (TIA) bylaw plays an important role in the enforcement of CRD bylaws. The TIA bylaw allows designated CRD staff to issue tickets for specific bylaw offences listed under the TIA in order to encourage compliance. Amendments to the TIA are periodically required to add ticketing powers for the enforcement of new bylaws and for amendments to bylaws already covered under the TIA. This TIA amendment is needed to support Bylaw No. 3881, which was approved by the Board on April 10, 2013.

The TIA amendment, Bylaw No. 3899, Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 52, 2013, is attached as Appendix A. The amendment provides a new Schedule 19, which designates offences under Bylaw 3881. Appendix B contains the current Schedule 19 for comparison.

The number of offences in the new amendment has increased from 17 to 34 to reflect current practices at Hartland landfill, including: revised site regulations, increased number of materials accepted, updated bylaw terminology to match provincial regulations and changes to Bylaw No. 3881.

Following standard practice, fine amounts listed in Schedule 19 have been set based on the type of impact potentially caused by the offence (i.e., environmental, human health and safety, hindrance to enforcement of bylaw and administration).

Fine levels have been kept at the same level as the previous schedule for large commercial operators using the active face. A new lower level of fine has been applied for residential and small commercial operators using the public drop-off area.

A new larger fine, set at \$300, has been applied for non-payment of fees. The normal practice is to ticket customers who have insufficient funds to cover tipping fees. These tickets are cancelled if the customer makes the required payment in a timely manner. The old fine was \$100 and, in some cases, customers owed in excess of this amount. A higher potential fine should encourage prompt payment.

**ALTERNATIVES**

That the Environmental Services Committee recommend to the Board that:

1. Bylaw No. 3899, Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 52, 2013 be introduced and read a first and second time, read a third time and adopted.
2. That Bylaw No. 3899 not go forward pending changes directed by the committee.

**FINANCIAL IMPLICATIONS**

Ticketing for offences under Bylaw No. 3881 is expected to be revenue neutral.

**CONCLUSION**

The Capital Regional District Ticket Information Authorization (TIA) Bylaw is an important tool for enforcement of CRD bylaws. This proposed amendment to the TIA will allow full implementation and enforcement of Bylaw No. 3881, Hartland Tipping Fee and Regulation Bylaw.

**RECOMMENDATION**

That the Environmental Services Committee recommend to the Board that:

Bylaw No. 3899, Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 52, 2013 be introduced and read a first and second time, read a third time and adopted.

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Russ Smith  
Senior Manager  
Environmental Resource Management

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Larisa Hutcheson, PEng.  
General Manager  
Parks & Environmental Services  
Concurrence

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Robert Lapham, MCIP, RPP  
Chief Administrative Officer  
Concurrence

CR:dd

Attachments: 2

CAPITAL REGIONAL DISTRICT  
BYLAW NO. 3899

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**A BYLAW TO AMEND BYLAW NO. 1857, CAPITAL REGIONAL DISTRICT  
TICKET INFORMATION AUTHORIZATION BYLAW 1990**

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

1. Capital Regional District Ticket Information Authorization Bylaw 1990 is amended by repealing the existing Schedule 19 and replacing it with Schedule 19 attached, as Appendix 1 to this Bylaw.
2. This Bylaw may be cited for all purposes as "Capital Regional District Ticket Information Authorization Bylaw 1990, Amendment Bylaw No. 52, 2013".

READ A FIRST TIME THIS	DAY OF	2013
READ A SECOND TIME THIS	DAY OF	2013
READ A THIRD TIME THIS	DAY OF	2013
ADOPTED THIS	DAY OF	2013

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
SECRETARY

SCHEDULE 19 TO BYLAW NO. 1857  
**(BI 3881)**  
HARTLAND LANDFILL TIPPING FEE AND REGULATION BYLAW NO. 6, 2013

<b>WORDS OR EXPRESSIONS DESIGNATING OFFENCE</b>	<b>SECTION</b>	<b>FINE</b>
1. Disobey Site Regulations	2.1	\$100.00
2. Fail to follow Site Regulations	2.2	\$100.00
3. Non-district waste	2.3	\$100.00
4. Deposit Prohibited waste	2.5	\$200.00
5. Deposit Hazardous waste	2.8	\$100.00
6. Improper disposal asbestos	2.11	\$200.00
7. Deposit controlled waste	2.12 (a to j)	\$200.00
8. Deposit recyclable material	2.14	\$100.00
9. Improper deposit mandatory recyclable	2.15	\$50.00
10. Improper deposit voluntary recyclable	2.16	\$50.00
11. Improper deposit weeds	2.18	\$50.00
12. Deposit EPR material	2.19	\$200.00
13. Improper deposit EPR material	2.20	\$50.00
14. Deposit HHW by commercial hauler	2.21	\$200.00
15. Deposit HHW	2.22	\$100.00
16. Improper deposit of HHW	2.23	\$50.00
17. Deposit contaminated demo waste	2.25	\$200.00
18. Improper deposit demo waste	2.26	\$100.00
19. Fail to pay fee	3.1	\$300.00
20. Deposit while charge unpaid	3.2 (b)	\$100.00
21. Uncovered/unsecured load	Sch. B, Reg. 2.1	\$100.00
22. Drive off designated roads	Sch. B, Reg. 3.1	\$100.00
23. Fail to obey signs	Sch. B, Reg. 3.2	\$100.00
24. Fail to follow directions	Sch. B, Reg. 3.3	\$100.00
25. Scavenging	Sch. B, Reg. 3.5	\$100.00
26. Loitering on site	Sch. B, Reg. 3.6	\$100.00
27. Vehicle washing	Sch. B, Reg. 3.7	\$100.00
28. Disorderly conduct	Sch. B, Reg. 3.8	\$100.00
29. Overweight vehicle	Sch. B, Reg. 3.9	\$100.00
30. Children at site	Sch. B, Reg. 4.2	\$50.00
31. Pets at site	Sch. B, Reg. 4.2	\$50.00
32. Smoking at disposal site	Sch. B, Reg. 4.4	\$100.00
33. Use electronic device while driving	Sch. B, Reg. 4.7	\$100.00
34. No protective equipment	Sch. B, Reg. 4.8	\$50.00

SCHEDULE 19 TO BYLAW NO. 1857  
**(BI 3140)**  
 HARTLAND LANDFILL TIPPING FEE AND REGULATION BYLAW NO. 5, 2003

<b>WORDS OR EXPRESSIONS DESIGNATING OFFENCE</b>	<b>SECTION</b>	<b>FINE</b>
1. Disobey site regulations	2.1	\$100.00
2. Non-district waste	2.2	\$100.00
3. Deposit prohibited waste	2.3	\$200.00
4. Deposit controlled waste	2.4	\$200.00
5. Deposit recyclable waste	2.6	\$100.00
6. Deposit yard and garden waste	2.7	\$100.00
7. Fail to pay fee	3.1	\$100.00
8. Deposit while charge unpaid	3.2 (b)	\$100.00
9. Overweight vehicle	Sch. B, Reg. 1.1 (a)	\$100.00
10. Noisy vehicle	Sch. B, Reg. 1.1 (c)	\$100.00
11. Insecure load	Sch. B, Reg. 1.1 (d)	\$100.00
12. Uncovered load	Sch. B, Reg. 2.1	\$100.00
13. Drive off designated roads	Sch. B, Reg. 3.1	\$100.00
14. Deposit contrary to instructions	Sch. B, Reg. 3.2	\$100.00
15. Scavenging	Sch. B, Reg. 3.4	\$100.00
16. Improper use of wash down	Sch. B, Reg. 3.6	\$100.00
17. Smoking at disposal site	Sch. B, Reg. 4.3	\$100.00