

The following is a consolidated copy of the solid waste fees and charges bylaw and includes the following bylaws:

<b>Bylaw No.</b>	<b>Bylaw Name</b>	<b>Adopted</b>	<b>Purpose</b>
170	Solid Waste Fees and Charges Bylaw No. 170, 2011	November 3, 2011	To establish fees and charges for the depositing of solid waste at the Comox Valley waste management centre and the Campbell River waste management centre; repeals bylaw 2258 and all its amendments
229	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 1”	September 13, 2012	To incorporate a schedule of tipping fee increases required to ensure adequate funding is available for CSWM system costs
245	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 2	March 14, 2013	To incorporate a definition for co-mingled food and yard waste and associated diversion processing fees.
257	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 3	June 13, 2013	To amend the tipping fees for municipal solid waste and construction and demolition debris to ensure adequate funding is available for Comox Strathcona waste management system costs (inserting new Schedule A-4)
290	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 4	November 7, 2013	To increase the tipping fees for municipal solid waste from \$100 to \$110 / tonne effective July 1, 2014 to ensure adequate funding is available for Comox Strathcona waste management system costs (inserting new Schedule A-5)
313	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 5	February 13, 2014	To reduce the tipping fees for gypsum (drywall) to be at the same rate as construction and demolition debris in coordination with the suspension of the drywall diversion program, effective February 2014 (changes to Schedule A-4)
314	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 6	March 6, 2014	To update fees and charges and operational processes at waste management centres – Replace Schedule A-5 and amend definitions effective July 1, 2014.

352	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 7	September 18, 2014	To increase the fees and charges in 2015 and 2016 to reflect operational and capital requirements (add Schedules A-6 and A-7)
361	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 8	February 12, 2015	To incorporate administrative updates and to exclude grass and leaves from the site access fee.
397	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 9	November 5, 2015	To reflect operation requirements for the wood waste and drywall / gypsum programs.
480	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 10	September 14, 2017	To establish fees and charges and to designate the location for the depositing of asbestos containing materials and yard waste containing invasive species.
558	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 11	October 11, 2018	To incorporate increases to the tipping fee schedule and to provide waste category definition updates (effective January 1, 2019)
599	Solid Waste Fees and Charges Bylaw No. 170, 2011, Amendment No. 12	February 13, 2020	To incorporate changes to the tipping fee schedule and waste category definitions (replace definitions, Schedules A and B)

**This bylaw may not be complete due to pending updates or revisions and therefore is provided for reference purposes only. THIS BYLAW SHOULD NOT BE USED FOR ANY LEGAL PURPOSES. Please contact the corporate legislative officer at the Comox Valley Regional District to view the complete bylaw when required.**

**COMOX VALLEY REGIONAL DISTRICT****BYLAW NO. 170****A bylaw to establish a scale of charges for the disposal of waste  
at the Comox Valley and Campbell River waste management centres**

**WHEREAS** Bylaw No. 1822 being "Regional Solid Waste Plan Local Service Area Establishment Bylaw 1996" was adopted by the regional district board on the 24<sup>th</sup> day of August 1996;

**AND WHEREAS** Bylaw No. 1822 being "Regional District Solid Waste Plan Local Service Area Establishment Bylaw 1996" provided that annual costs may be recovered by the imposition of fees and other charges that may be fixed by separate bylaw;

**AND WHEREAS** the board wishes to establish fees and charges for the depositing of solid waste at the Comox Valley Waste Management Centre and the Campbell River Waste Management Centre;

**NOW THEREFORE**, the board of the Comox Valley Regional District in open meeting assembled enacts as follows:

**Definitions**

1. In this bylaw,
  - (a) **"Asbestos containing materials"** means a waste containing friable asbestos fibers or asbestos dust in a concentration greater than 1% by weight either at the time of manufacture or as determined using a method specified in section 40(1) of the provincial Hazardous Waste Regulation (B.C. Reg. 63/88). Asbestos containing materials can only be accepted at the Campbell River Waste Management Center and must be prepared in accordance with CSWM residential or commercial asbestos containing materials disposal procedures;
  - (b) **"Clean fill"** means, uncontaminated material such as soil, rock, sand, gravel, concrete, asphalt, cinder/building blocks and brick. All material must be 30 cm or less in diameter and free from any metal, rebar, mesh and oil or fuel contamination. Soil quantities greater than 1000 kg must have prior approval and be accompanied by supporting analytical data that indicates the concentration of any substance in the fill is not greater than or equal to the lowest concentration for that substance specified in Schedule 3.1 of the *Environmental Management Act, Contaminated Sites Regulation* for industrial land use;
  - (c) **"Co-mingled food and yard waste"** means municipally collected food and yard waste as set out in this bylaw collected by municipal curbside collection programs. All loads designated as "co-mingled food and yard waste" must be acceptable as a feedstock for CSWM's regional organics compost facility;
  - (d) **"Commercial recycling"** means clean Recyclable Materials from commercial, institutional or industrial sources, free from contamination that would render it unrecyclable;
  - (e) **"Sorted construction and demolition debris"** means mixed waste loads produced as a result of the construction, renovation and demolition of buildings, and other structures, free of Divertable Wood Waste and Divertable Gypsum, but does not include contaminated waste, creosote, PCB treatments, loads mixed with recyclables or any hazardous waste. Loads containing demolition or deconstruction material must be free from Waste Asbestos asbestos and be accompanied by supporting documentation;
  - (f) **"Controlled waste"** means solid waste requiring special handling at the waste management centre, and includes but is not limited to:
    - i. Creosote pilings or timbers;
    - ii. Large dead animals;
    - iii. Animals that have been euthanized;
    - iv. Steel cables;
    - v. Emergency and disaster debris; and

- vi. Low density/bulky waste including Styrofoam floats, fish coolers, boats, mobile homes, recreational vehicles and similar items that are of significant bulk but of low density;
- (g) **“Customer charge accounts and collections”** establishes guidelines for the granting of customer credit and for the collection of customer accounts and are defined in the CVRD revenue management services policy/procedures;
- (h) **“Cut grass and leaves”** includes lawn clippings and deciduous leaves, free from any branches or twigs;
- (i) **“Divertible gypsum”** means off-cuts or scraps from new construction and gypsum board or drywall that has been painted or is coated with wall paper and is dated 1990 or newer, but does not include gypsum or drywall coated with material that renders it unsuitable as a recyclable material. Advance approval and supporting asbestos testing analytical data is required for diversion of gypsum dated 1989 or older;
- (j) **“Divertible wood waste”** means any wood waste product that is capable of being diverted from the landfill. This includes but is not limited to: pallets, fiber/particle board, oriented strand board (OSB) and plywood, raw dimension lumber and scraps or cut-offs that are not painted, stained or treated;
- (k) **“Hazardous waste”** means gaseous, liquid or solid waste that, because of its inherent nature and quantity, may require special handling and storage techniques to avoid creating health hazards, nuisances or environmental pollution. Hazardous waste includes, but is not limited to: toxins, poisons, corrosives, irritants, strong sensitizers, flammables, ignitable, infectious wastes, condemned foods, etc.;
- (l) **“Improperly covered or secured load”** means a load that is not properly secured, either with a tarpaulin cover or tie-down apparatus to prevent any of the load escaping or falling off the haul vehicle;
- (m) **“Invasive species”** means any invasive alien plant species that has the potential to pose undesirable or detrimental impacts on humans, animals or ecosystems and are identified in Schedule A of Bylaw No. 2774, being the “Regional District Weed Control Regulation Bylaw 2001;
- (n) **“Landfill site”** means the Comox Valley waste management centre or the Campbell River waste management centre;
- (o) **“Mattress”** means any sleeping mattress or foundation containing metal springs and includes those from within sofa beds.
- (p) **“Metal”** means recyclable ferrous and non-ferrous metallic materials. It does not include metal that is incorporated into a product or packaging, such as a couch, that does not comprise more than 50% of the product in weight and that cannot be readily separated from the non-metallic components;
- (q) **“Municipal solid waste”** or **“MSW”** means refuse that originates from residential, commercial, demolition, land clearing, construction or institutional sources as defined in the Environmental Management Act;
- (r) **“MSW mixed with recyclables”** means loads of MSW containing 10% or more recyclables or divertible items, at the discretion of staff;
- (s) **“Municipally collected”** means waste collected by a municipality or local government;
- (t) **“Organic compost material”** means material for sale that is derived from the co-mingled yard and food waste pilot program, that has passed the testing requirements for Class A compost;
- (u) **“Out-of-area solid waste”** means loads, or a portion thereof, of solid waste that originates from outside the administrative boundaries of the Comox Strathcona Waste Management service area;

- (v) **"Prohibited waste"** means waste prohibited from disposal under Schedule B hereto;
- (w) **"Recyclable materials"** means marketable, source-separated waste;
- (x) **"Refrigerant containing material"** includes but is not limited to: fridges, freezers, water coolers, air conditioners;
- (y) **"Regional district"** means the Comox Valley Regional District;
- (z) **"Residential pickup"** means local government contracted waste collection from residential properties within the regional district;
- (aa) **"Rubble"** means concrete material no larger than 20 cm in diameter not containing metal of any sort that is immediately usable as cover.
- (bb) **"Waste asbestos"** means a waste containing friable asbestos fibres or asbestos dust in a concentration greater than 1% by weight either at the time of manufacture, or as determined using a method specified in section 40(1) of the provincial hazardous waste regulation (B.C. Reg. 63/88).
- (cc) **"Waste management centres"** means the Comox Valley waste management centre and the Campbell River waste management centre, and other facilities the regional district may establish from time to time;
- (dd) **"Yard Waste"** means, uncontaminated, non-invasive vegetation removed from trees, shrubs, and gardens that requires chipping and includes already chipped, clean wood waste and material that is free of rocks and maximum diameter of 50 cm."

### Conditions of Use

- 2. (1) No person shall deposit municipal solid waste at a waste management centre, except in accordance with this bylaw.
- (2) No person shall deposit prohibited waste at a waste management centre.
- (3) At least 24 hours' notice must be given to the site manager prior to disposal of controlled waste.
- (4) Loads of corrugated cardboard delivered in roll-off bins will not be accepted at the waste management centres.
- (5) No person shall loiter at the waste management centres.
- (6) No person shall leave their vehicle unattended at the waste management centres.
- (7) Any person entering the waste management centres shall proceed directly to the weigh scale and then leave the waste management centre without delay after unloading.
- (8) Persons entering the waste management centres do so at their own risk. The regional district accepts no liability whatsoever for damage and/or injury to persons or property at the waste management centres.
- (9) Children and pets shall not be permitted at the waste management centres except inside a vehicle.
- (10) No person shall deposit municipal solid waste other than at a waste management centre.

### Charges

- 3. (1) Every person depositing solid waste or purchasing material/goods for sale of the type and specification set out in Schedule A, at the waste management centres shall pay the regional district the applicable charges as set out in Schedule A of this bylaw and no persons shall deposit solid waste at the waste management centre without paying such applicable charges.
- (2) The weight of solid waste for the purposes of this bylaw shall be determined by subtracting the weight of the vehicle transporting the solid waste after the deposit of such solid waste into the waste management centre, from the weight of the vehicle immediately prior to such deposit. Vehicles shall be weighed at the waste management centre on scales provided by the regional district.

- (3) In the event that the scales provided at the landfill site are not operational, the weight shall be estimated by the employee of the regional district at the site.
- (4) All charges payable under this bylaw shall be paid by cash, cheque, debit or credit card to the employee of the regional district designated for this purpose immediately upon the determination of the weight and type of solid waste deposited at the landfill site.
- (5) Notwithstanding section 3(4), customer charge accounts may be established in accordance with the CVRD revenue management services policy and procedures.

### **Violations and Penalties**

4. (1) No person shall do any act or suffer or permit any act or thing to be done in contravention of this bylaw.
- (2) The regional district may prohibit a person who contravenes this bylaw from depositing solid waste at the waste management centres.

### **Repeal**

5. Bylaw No. 2258 being "Regional Disposal Sites Scale of Charges for Waste Disposal Bylaw No. 2258, 2000" and all amendments hereto are hereby repealed.

### **Citation**

6. This Bylaw No. 170 may be cited as "Solid Waste Fees and Charges Bylaw No. 170, 2011" and is effective on January 1, 2012.

**Schedule A - Effective September 1, 2020****Scale of Charges for Waste Disposal at the Comox Valley and Campbell River Waste Management Centres**

All solid waste originating within the boundaries of the Comox Valley and Strathcona Regional Districts will be accepted at the Comox Valley and Campbell River waste management centres at the rates shown below. All prices are per metric tonne or in cubic metres and will be pro-rated for a portion thereof and subject to a minimum charge.

All items below charged per metric tonne are as measured by weight on the scale provided at the waste management centre by the regional district.

The charges for depositing solid waste, controlled wastes and recyclable materials at the disposal facility as of September 1, 2020 are:

<b>Item</b>	<b>Minimum Charge</b>	<b>In-Area Charge / tonne</b>	<b>Out-of-Area Charge / tonne</b>
Municipal solid waste (MSW)	\$10 0-100 kg	\$140 / tonne	\$280 / tonne
MSW containing recyclables	\$30	\$330/ tonne	\$660/ tonne
Asbestos containing materials * Only accepted at the CRWMC with supporting analytical data	\$20 0-100 kg	\$250/tonne	\$500/tonne
Co-mingled food and yard waste	No Applicable	\$45 / tonne	Not accepted
Commercial recycling	\$10 0-100 kg	\$60 / tonne	Not accepted
Sorted construction and demolition debris	\$10 0-100 kg	\$140 / tonne	\$280 / tonne
Controlled waste – advance approval and supporting analytical data required	\$15 0-100 kg	\$200/ tonne	\$400/ tonne
Clean fill – advance approval and supporting analytical data required for loads in excess of 1000 kilograms	\$10 0-400 kg	\$15 / tonne	\$45 / tonne
Divertible wood waste	\$10 0-100 kg	\$120 / tonne	\$225 / tonne
Divertible gypsum – supporting analytical data required for 1989 and older gypsum	\$20 0-100 kg	\$225/tonne	\$350/tonne
Grass and leaves	No charge	No charge	No charge
Improperly covered or secured load	-	\$20 each	\$40 each
Mattresses	\$15 / unit	\$15 / unit	Not accepted
Metal	No charge	No charge	No charge
Refrigerant containing materials	No charge	No charge	No charge

Yard waste / Invasive Species	\$10 0-100 kg	\$65 / tonne	\$195 / tonne
Material for Sale – Organic compost material (when available)	\$20	\$20 cubic meter (\$15.30 / yard)	Not applicable

### Special Notes

- 1) Loads containing prohibited waste will be charged at the rates above plus all costs associated with any special handling or removal of the prohibited waste.
- 2) Recycling facilities are provided for selected commodities, which may be accepted free of charge when placed in the containers provided. Loads of MSW containing recyclables or loads containing a higher volume of mixed materials, will be charged the higher rate, at the discretion of the attendant.



## **Schedule B Prohibited Waste**

The following gaseous liquids and municipal solid wastes are accepted for disposal at waste management centres but are prohibited from being placed in the landfill:

- Asbestos containing materials that does not accompany an approved Waste Disposal application;
- Biomedical waste;
- Corrugated cardboard;
- Clean fill;
- Divertible gypsum;
- Divertible wood waste;
- Drums;
- Garden/yard waste;
- Commercial and household hazardous waste;
- Household Recyclables;
- Ignitable wastes;
- Liquids;
- Mattresses
- Metal;
- Motor vehicle bodies and farm implements;
- Municipal solid waste that is on fire or smoldering;
- Radioactive waste;
- Reactive wastes;
- Waste prohibited from secure disposal, , as defined in Schedule 3 the Hazardous Waste Regulation of the *Environmental Management Act*;
- Products within a product category, as defined in the *Recycling Regulation* of the *Environmental Management Act*.