



**REPORT TO CAPITAL REGIONAL DISTRICT BOARD
MEETING OF WEDNESDAY, MAY 12, 2021**

SUBJECT CRD Bylaw No. 4397 to Amend Ticket Information Authorization Bylaw No. 1857 – Saanich Peninsula Stormwater Source Control Bylaw

ISSUE SUMMARY

The Capital Regional District (CRD) Ticket Information Authorization Bylaw requires an amendment to allow for the offences and fines related to the Saanich Peninsula Stormwater Source Control Bylaw.

BACKGROUND

The CRD Board adopted Bylaw No. 4168, “A Bylaw to Regulate Stormwater Discharges to the Municipal Drainage System of the District of Central Saanich, District of North Saanich and the Town of Sidney” (Saanich Peninsula Stormwater Source Control Bylaw) on July 14, 2017. The Board also adopted Bylaw No. 4228, which added the ticketing provisions for the Saanich Peninsula Stormwater Source Control Bylaw to Bylaw No. 1857, “Capital Regional District Ticket Information Authorization Bylaw, 1990”, on February 13, 2019.

While staff work proactively and cooperatively with businesses and residents to obtain voluntary compliance with the bylaw, under some circumstances offences and fines are required to ensure bylaw compliance. Bylaw No. 1857, “Capital Regional District Ticket Information Authorization Bylaw, 1990”, defines offences and fines and provides for the enforcement of bylaws through ticketing by designated bylaw enforcement officers.

Bylaw No. 4228, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 64, 2019” contained errors related to the section numbers in Bylaw No. 1857 and also lacked an entry that referenced Designated Bylaw Enforcement Officers. Bylaw No. 4397 (Appendix A) corrects these errors and omissions. There are no changes to the offences and fines from Bylaw No. 4228.

ALTERNATIVES

Alternative 1

1. That Bylaw No. 4397, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 69, 2021” be introduced, and read a first, second and third time; and
2. That Bylaw No. 4397 be adopted.

Alternative 2

That Bylaw No. 4397 be referred back to staff for further review.

IMPLICATIONS

Service Delivery Implications

The amendment to the CRD Municipal Ticketing Information Bylaw will allow CRD Bylaw Enforcement Officers, Stormwater Control Officers and the Stormwater Control Manager to enforce Bylaw No. 4168 when proactive and cooperative measures to achieve voluntary bylaw compliance are not sufficient.

Environmental Implications

Prevention of the release of contamination and enforcement of the Saanich Peninsula Stormwater Source Control Bylaw are tools for the protection of watercourses and the marine environment from contamination carried by stormwater from residential, industrial, commercial and institutional properties on the Saanich Peninsula.

CONCLUSION

The Capital Regional District Ticket Information Authorization Bylaw requires an amendment to allow for the offences and fines related to the Saanich Peninsula Stormwater Source Control Bylaw. While staff will continue to work proactively and collaboratively with stormwater dischargers on the Saanich Peninsula to obtain voluntary compliance with the bylaw, this change provides for the bylaw enforcement necessary to ensure protection of watercourses and the marine environment from contamination carried by stormwater from commercial, industrial, institutional and residential properties.

RECOMMENDATION

1. That Bylaw No. 4397, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 69, 2021” be introduced, and read a first, second and third time; and
2. That Bylaw No. 4397 be adopted.

Submitted by:	Glenn Harris, Ph.D., R.P.Bio., Senior Manager, Environmental Protection
Concurrence:	Larisa Hutcheson, P.Eng., General Manager, Parks & Environmental Services
Concurrence:	Kristen Morley, J.D., General Manager, Corporate Services & Corporate Officer
Concurrence:	Robert Lapham, MCIP, RPP, Chief Administrative Officer

ATTACHMENT

Appendix A: A Bylaw to Amend the Capital Regional District Ticket Information Authorization Bylaw, 1990 (Bylaw No. 4397)