

**REPORT TO ENVIRONMENTAL SERVICES COMMITTEE
MEETING OF WEDNESDAY, NOVEMBER 20, 2024**

SUBJECT **Hartland Landfill Tipping Fee and Regulation Bylaw No. 3881 Amendment and Adoption of Bylaw Nos. 4636 and 4646**

ISSUE SUMMARY

To present increases to the tipping fees for the disposal of controlled waste and asbestos at the Hartland Landfill that align with the January 2024 increases to the tipping fees for general refuse and clean renovation and demolition waste. Also presented for Board consideration are increases to the bylaw fines for improper disposal that align with increases to the fines for improperly deposited recyclable material, which were implemented in Phase 1 of the material diversion strategy. Lastly, an increase to the general refuse tipping fee is proposed to keep pace with inflation.

BACKGROUND

In alignment with the Solid Waste Management Plan, on May 10, 2023, the CRD Board endorsed new policies to come into effect in 2024 that would incentivize the diversion of various materials from the Hartland Landfill. The 2024 policy changes included:

- a ban on the disposal of wood and asphalt shingles as general refuse;
- a 36% increase to the disposal cost for general refuse and clean renovation and demolition waste (from \$110/tonne to \$150/tonne);
- reduced rates for divertible, source separated loads of clean wood at \$80/tonne and for treated wood and asphalt shingles at \$110/tonne and;
- an increase in fine rates for the improper disposal of recyclable and divertible materials to discourage the improper disposal of the newly banned materials.

A copy of the May 10, 2023 staff report is attached as Appendix A for information. The 2024 policy changes at Hartland Landfill did not include changes to the disposal fees for controlled waste and asbestos, nor to the fine rates for their improper disposal, and these rates should be increased in order to:

- align their rates and fines with those for general refuse;
- recover the higher costs of responsibly managing these materials; and
- signal to landfill users the inherent threat to human and environmental health that these materials pose.

Included in the 2024 Board approved five-year Environmental Resource Management budget was a \$5 per tonne per year annual increase to the general refuse tipping fee rate, beginning in 2025 with an increase from \$150/tonne to \$155/tonne and this change is reflected in the bylaw. The general refuse tipping fee in the Cowichan Valley Regional District (CVRD) has increased from \$192/tonne in 2023 to \$204/tonne in 2024 and the newly proposed rate reduces the gap and helps discourage the illegal importation of waste to Hartland from the CVRD.

Increased fine rates for the improper disposal of controlled waste are proposed to align these rates with those for the improper disposal of recyclables. Additionally, a new fine rate of \$1,000

per infraction is being requested for the improper disposal of asbestos to reflect the serious risk to staff safety that its improper disposal represents. Lastly, increases are proposed to the fines for failure to follow site regulations, which provides bylaw enforcement officers the option to issue a larger ticket for more egregious offences and for the deposit of recyclables that are managed by Extended Producer Responsibility programs. This approach aligns with other fines for improper recycling.

Accordingly, staff have prepared an amending bylaw, Bylaw No. 4636, to amend Bylaw No. 3881, “Hartland Landfill Tipping Fee and Regulation Bylaw No. 6, 2013” (Appendix B) and Bylaw No. 4646, to amend Schedule 19 of Bylaw No. 1857, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 80, 2024” (attached as Appendix C). Appendix D and Appendix E provide a ‘redline’ version of the proposed bylaw amendments.

While preparing the amending bylaw, staff discovered a clerical error and an outdated definition in Bylaw No. 3881; corrections to these items have been included in the redlined version of proposed Bylaw No. 4636.

ALTERNATIVES

Alternative 1

The Environmental Services Committee recommends to the Capital Regional District Board:

1. That Bylaw No. 4636, “Hartland Landfill Tipping Fee and Regulation Bylaw No. 6, 2013, Amendment Bylaw No. 6, 2024”, be read a first, second and third time; and
2. That Bylaw No. 4636 be adopted.
3. That Bylaw No. 4646, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 80, 2024”, be read a first, second and third time; and
4. That Bylaw No. 4646 be adopted.

Alternative 2

That this report be referred back to staff for additional information.

IMPLICATIONS

Financial Implications

The proposed bylaw amendments to the Hartland Landfill Tipping Fee and Regulation Bylaw will increase the disposal fees for sludge from \$121 to \$165/tonne, and from \$157 to \$214/tonne for asbestos and controlled waste, and increase the rate for general refuse and clean renovation and demolition waste from \$150 to \$155/tonne. Based on historical tonnages, it is anticipated that these changes will increase annual tipping fee revenues by an estimated \$689,000.

CONCLUSION

In 2023, the Board endorsed new policies for Hartland Landfill that increased the tipping fee for general refuse and included fines for improper disposal of banned recyclable materials. These policies did not include changes to the tipping fee or fine rates for controlled waste, which are now needed in order to align with the changes already implemented. Staff will return to the Environmental Services Committee on a regular basis with an implementation update, and recommend any adjustments, as necessary.

RECOMMENDATION

The Environmental Services Committee recommends to the Capital Regional District Board:

1. That Bylaw No. 4636, “Hartland Landfill Tipping Fee and Regulation Bylaw No. 6, 2013, Amendment Bylaw No. 6, 2024”, be read a first, second and third time; and
2. That Bylaw No. 4636 be adopted.
3. That Bylaw No. 4646, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 80, 2024”, be read a first, second and third time; and
4. That Bylaw No. 4646 be adopted.

Submitted by:	Tom Watkins, B.Sc., Acting Senior Manager, Environmental Resource Management
Concurrence:	Glenn Harris, Ph.D., R.P.Bio., Acting General Manager, Parks, Recreation & Environmental Services
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ATTACHMENTS

- Appendix A: Staff Report: Proposed Hartland Bylaw Amendments – Material Stream Diversion – Presented at CRD Board Meeting (May 10, 2023)
- Appendix B: Bylaw No. 4636, “Hartland Landfill Tipping Fee and Regulation Bylaw No. 6, 2013, Amendment Bylaw No. 6, 2024”
- Appendix C: Bylaw No. 4646, “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 80, 2024”
- Appendix D: Bylaw No. 3881, “Hartland Tipping Fee and Regulation Bylaw No. 6, 2024”, Redlined Consolidation
- Appendix E: Bylaw No. 1857, “Capital Regional District Ticket Information Authorization Bylaw, 1990”, Redlined Schedule 19