

REGIONAL DISTRICT OF CENTRAL KOOTENAY

BYLAW NO. 1751

A Bylaw to regulate and set fees for the disposal of septage in the Central Waste Management Region and the West Waste Management Region

WHEREAS a service has been established by the Regional District of Central Kootenay by Bylaw No. 1231, being the "West Waste Management Subregion Septage Disposal Local Service Area Establishment Bylaw No. 1231, 1997", for the purpose of generating sufficient funds to offset any shortfall resulting from the charging of insufficient user fees to accommodate the operation of a septage dumping facility located in the West Waste Management Subregion;

AND WHEREAS a service has been established by the Regional District of Central Kootenay Bylaw No. 1232 being the "Central Waste Management Subregion (Salmo) Septage Disposal Local Service Area Establishment Bylaw No. 1232, 1997" for the purpose of generating sufficient funds to offset any shortfall resulting from the charging of insufficient user fees to accommodate the operation of a septage dumping facility located in Salmo area of the Central Waste Management Subregion;

AND WHEREAS a service has been established by the Regional District of Central Kootenay Bylaw No. 1233, being the "Central Waste Management Subregion (Nelson) Septage Disposal Local Service Area Establishment Bylaw No. 1233, 1997" for the purpose of generating sufficient funds to offset any shortfall resulting from the charging of insufficient user fees to accommodate the operation of a septage dumping facility located in the Nelson area of the Central Waste Management Subregion;

AND WHEREAS the Regional District deems it expedient to amalgamate the regulation and setting of fees for all Septage Disposal Facilities operated by the Regional District of Central Kootenay into a single bylaw;

NOW THEREFORE the Regional District of Central Kootenay in open meeting assembled, enacts as follows:

1. APPLICATION

- 1.1 This bylaw shall apply to all Septage Disposal Facilities operated by the Regional District of Central Kootenay in the West Waste Management Subregion Septage Disposal Local Service Area, the Central Waste Management Subregion (Salmo) Septage Disposal Local Service Area and the Central Waste Management Subregion (Nelson) Septage Disposal Local Service Area.

2. CONDITIONS OF USE

- 2.1 The Regional District hereby authorizes a Site Operator to enforce such rules governing the use of a Septage Disposal Facility operated by the Site Operator and/or provide directions to users of the Septage Disposal Facility which are consistent with this bylaw and which are necessary or convenient for the efficient and lawful operation of the Septage Disposal Facility.
- 2.2 Every person depositing septage at a Septage Disposal Facility shall comply with and abide by all rules and directions of the Site Operator, whether such rules or directions are in the form of signs or verbal instructions.
- 2.3 Persons entering a Septage Disposal Facility do so at their own risk. The Regional District accepts no responsibility (liability) for damage and/or injury to persons or property.
- 2.4 Anyone who contravenes these regulations and/or fails to comply with the directions of the Site Operator or with posted notices and signs on a Septage Disposal Facility may be refused (prohibited) entry onto a Septage Disposal Facility.
- 2.5 Any person who fails to pay charges imposed by this bylaw may be refused (prohibited) entry onto a Septage Disposal Facility.

3. GENERAL

- 3.1 The Regional District hereby establishes and imposes the charges set out in this bylaw and every person disposing of septage at the West Waste Management Subregion Septage Disposal Local Service Area, the Central Waste Management Subregion (Salmo) Septage Disposal Local Service Area and the Central Waste Management Subregion (Nelson) Septage Disposal Local Service Area shall pay to the Regional District the applicable charges.
- 3.2 The days and hours of operation of Septage Disposal Facilities are to be established by Board resolution and may be amended by Board resolution when deemed necessary.
- 3.3 Only domestic type septage will be accepted. No toxic or harmful wastes will be allowed (ie: hydrocarbons, industrial wastes, excess inorganic solids, or trash).

4. FEE SCHEDULE

Liquid Waste

- Septage \$ 0.175/ gal. \$0.041/kg.

5. OFFENCES AND PENALTIES

- 5.1 A person who contravenes this bylaw or other requirement made or imposed under this bylaw, or amendments thereto, is guilty of an offence and is liable to a fine not exceeding \$2,000.
- 5.2 Where an offence is committed or continues for more than one day, a person shall be deemed to have committed separate offences for each day on or during which an offence occurs or continues, and separate fines, each not exceeding \$2,000, may be imposed for each day on or during which an offence occurs or continues.
- 5.3 Nothing in this bylaw shall restrict the District from utilizing any other remedy that would otherwise be available to the District at law.

6. EFFECTIVE DATE

This bylaw comes into effect on June 1, 2005.

7. TITLE

This bylaw may be cited as the **“Regional District of Central Kootenay Septage Disposal Facilities Regulatory Bylaw No. 1751, 2005”**.

READ A FIRST TIME this 23rd day of April, 2005.


READ A SECOND TIME this 23rd day of April, 2005.

READ A THIRD TIME this 23rd day of April, 2005.

ADOPTED this 23rd day of April, 2005.



 Chair



 Secretary

