

**FRASER VALLEY REGIONAL DISTRICT
BYLAW NO. 1583, 2020**

A bylaw to establish rates, fees, and other charges for solid waste management

WHEREAS the Board of Directors of the Fraser Valley Regional District ("the Board") provides solid waste management services pursuant to *Fraser Valley Regional District Regional Solid Waste Management Service Area Establishment Bylaw No. 1478, 2018*;

AND WHEREAS Section 8.5 of the Fraser Valley Regional District Solid Waste Management Plan Update 2016-2026 describes the Fraser Valley Regional District's collection of a tonnage fee on municipal solid waste within the region;

AND WHEREAS Section 8.6 of the Fraser Valley Regional District Solid Waste Management Plan Update 2016-2026 outlines requirements for solid waste facilities to obtain authorization by the Fraser Valley Regional District to be involved in the handling of municipal solid waste;

AND WHEREAS the Board has deemed it advisable to establish certain rates, fees and other charges associated with solid waste management;

THEREFORE the Board enacts as follows:

1) CITATION

This bylaw may be cited as Fraser Valley Regional District Solid Waste Management Rates, Fees, and Charges *Bylaw No. 1583, 2020*.

2) DEFINITIONS

In this bylaw:

"Municipal Solid Waste" means refuse that originates from residential, commercial, institutional, demolition, land clearing or construction sources not including waste excluded from the scope of the Solid Waste Management Plan (hazardous, agricultural, biomedical and liquid waste);

"Solid Waste Facility" includes all types of buildings and structures that are authorized by a governmental authority to receive, handle, or process one or more types of Municipal Solid Waste, including recycling depots, transfer stations, material recovery facilities, mixed waste material recovery facilities, organics facilities, and landfills.

"Solid Waste Management Plan" means the Fraser Valley Regional District Solid Waste Management Plan Update 2016- 2026, approved by the Minister of Environment pursuant to section 24 of the *Environmental Management Act*;

"Tonnage Levy" means a surcharge that is applied to each tonne of Municipal Solid Waste that is received for disposal at any landfill located in the Fraser Valley Regional District or that is received at

a Solid Waste Facility within the Fraser Valley Regional District and transported outside of the Fraser Valley Regional District for disposal.

3) **ENACTMENTS**

The following fees and conditions are hereby imposed:

3.1 Tonnage Levy

- a) The Tonnage Levy is determined using the Fee per Tonne rate as follows:

<u>Date</u>	<u>Fee per Tonne</u>
To March 31, 2020	\$1.65
April 1, 2020 – December 31, 2020	\$2.00
January 1, 2021 – December 31, 2021	\$2.35
January 1, 2022 – December 31, 2022	\$2.65
January 1, 2023 – December 31, 2023	\$3.00

After the fee reaches \$3.00/tonne as of January 1, 2023, it shall remain at that rate until such time it is amended by the Fraser Valley Regional District Board.

- b) The Tonnage Levy is to be remitted by any owner or operator of a landfill within the Fraser Valley Regional District or by any owner or operator of a Solid Waste Facility within the Fraser Valley Regional District that transports Municipal Solid Waste outside of the Fraser Valley Regional District for disposal.
- c) The Tonnage Levy is to be remitted to the Fraser Valley Regional District at least twice per calendar year: for the six (6) month period from January 1 to June 30th and for the six (6) month period from July 1st to December 31st. Municipalities and private operators may remit the Tonnage Levy to the Fraser Valley Regional District more frequently than twice a year (e.g., quarterly or monthly) upon approval by the Fraser Valley Regional District. Failure to remit in full may result in removal of the Solid Waste Facility from the Fraser Valley Regional District's Solid Waste Management Plan.

3.2 Solid Waste Management Plan Facility Application Fees

Every person who submits an application to have a new Solid Waste Facility be added to the Solid Waste Management Plan, or an application to amend an authorization for a facility already added to the Solid Waste Management Plan, shall pay to the Fraser Valley Regional District, on application, a fee of \$500.00. This application fee is non-refundable regardless of the facility receiving ultimate authorization or not, unless a refund is specifically granted by the Fraser Valley Regional District Board.

4) **REPEAL**

Fraser Valley Regional District Solid Waste Management Rates, Fees, and Charges Bylaw No. 0327, 1999 and any amendments thereto are hereby repealed.

5) **SEVERABILITY**

If a portion of this bylaw is found invalid by a court, it will be severed and the remainder of the bylaw will remain in effect.

6) **READINGS AND ADOPTION**

READ A FIRST TIME THIS _____ day of _____

READ A SECOND TIME THIS _____ day of _____

READ A THIRD TIME THIS _____ day of _____

ADOPTED THIS _____ day of _____

Chair/Vice-Chair

Corporate Officer/Deputy

7) **CERTIFICATION**

I hereby certify that this is a true and correct copy of *Fraser Valley Regional District Solid Waste Management Fees and Charges Establishment Bylaw No. 1583, 2020* as adopted by the Board of Directors of the Fraser Valley Regional District on the _____

Dated at Chilliwack, BC this _____

Corporate Officer/Deputy