



**REGIONAL DISTRICT OF KITIMAT-STIKINE**

**BYLAW NO. 752**

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A bylaw to amend the Kitimat-Stikine Hazelton and Highway 37 North Area Waste Management Facility Regulation Bylaw No. 688, 2017

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**WHEREAS** the Regional District of Kitimat-Stikine adopted the Kitimat-Stikine Hazelton and Highway 37 North Area Waste Management Facility Regulation Bylaw No. 688, 2017 to enact regulations pertaining to solid waste disposal and to establish fees for depositing solid waste at the Regional District's Hazelton and Highway 37 North Area Waste Management Facilities;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine deems it advisable to amend Kitimat-Stikine Hazelton and Highway 37 North Area Waste Management Facility Regulation Bylaw No. 688, 2017;

**NOW THEREFORE** the Board of the Regional District of Kitimat-Stikine in open meeting assembled, enacts as follows:

1. **Citation**

1.1. This Bylaw may be cited for all purposes as the "Kitimat-Stikine Hazelton and Highway 37 North Area Waste Management Facility Regulation Amendment Bylaw No. 752, 2021.

2. **Amendments**

2.1. Section 2 is amended by:

2.1.1. Inserting the definition "Clean Wood" means Municipal Solid Waste that comprises solid wood, lumber, or pallets:

- (a) that does not contain any glues or resins;
- (b) that is unpainted, unstained and untreated; and
- (c) that may or may not be pierced with nails or other metal fasteners;

2.1.2. Inserting the definition "Director of Works and Services" means the Director of Works and Services appointed by the Administrator, or, where that person is absent or unable to act, the Administrator;

2.1.3. Inserting the definition "Large Appliances" means any household appliance identified under the Major Appliance Recycling Roundtable (MARR) Stewardship Plan;

2.1.4. Inserting the Definition "Non-Controlled Waste" means waste listed in Schedule A1 that is not Controlled Waste that:

- (a) Originates from outside of the Service Area; or
- (b) Originates from land or improvements not tied to a legal land parcel within the Service Area;



- 2.1.5. Inserting the definition "Non-Controlled Waste Permit Application" means an application to deposit Non-Controlled Waste in the form established by the Director of Works and Services, which shall require disclosure of the type of Waste, the address and legal description of its source, and the name and contact information of the person depositing it, along with any other information considered necessary or desirable by the Director of Works and Services;
- 2.1.6. Inserting the definition "Non-Controlled Waste Permit" means a permit, in the form established by the Director of Works and Services, issued by the Solid Waste Services Coordinator for the deposit of Non-Controlled Waste;
- 2.1.7. Inserting the definition "Residential Asbestos" means Waste Asbestos that:
  - (a) originates from a residential premises; and
  - (b) is transported for disposal by a homeowner;
- 2.1.8. Deleting "Assistant Solid Waste Services Coordinator" in its entirety;
- 2.1.9. Replacing, wherever it may appear in the Bylaw, the word "Manager" with "Director of Works and Services";
- 2.1.10. Replacing the definition of "Asbestos" with "Waste Asbestos" means waste containing friable asbestos fibres or asbestos dust as defined in section 40 (1) of the *Hazardous Waste Regulation, B.C. Reg 63/88*;
- 2.1.11. Replacing the definition of "Clean Soils" with "Clean Soils" means soil or sediment or fill material free of any contaminants as identified in Schedule 3.1 of the Contaminated Sites Regulation, B.C. Reg. 375/96;
- 2.1.12. Replacing the definition of "Contaminated Soils" with "Contaminated Soils" means unconsolidated mineral or organic material, sediments deposited on land, or fill materials containing substances in quantiles or concentrations equal to or greater than those specified in Schedule 3.1 of the Contaminated Sites Regulation, B.C. Reg. 375/96, but does not include hazardous waste;
- 2.1.13. Replacing the definition of "Exempt Waste" with "Exempt Waste" means:
  - (a) Solid Waste originating from Residential Premises and Commercial Premises; and
  - (b) Electronic Products that are Extended Producer Responsibility Materials; and
  - (c) Tires that are Extended Producer Responsibility Materials; and
  - (d) Large Appliances

But does not include Asbestos or Contaminated Soils, or waste originating from land or improvements not tied to a legal land parcel within the Service Area;
- 2.1.14. Replacing the definition of "Service Area" with "Service Area" means Electoral Areas "A", "B" and "D" of the Regional District of Kitimat-Stikine, the District of New Hazelton, The District of Stewart, and the Village of Hazelton;
- 2.1.15. Deleting wherever it may appear in the Bylaw the word "hydrocarbon" as it relates to contaminated soil;
- 2.1.16. Deleting under Section 3.3 (c) "Ministry of Environment" and replacing it with "Ministry of Environment and Climate Change Strategy";



Regional District of  
**Kitimat-Stikine**

- 2.1.17. Deleting under section 8.3 "(25%)" and replacing it with "(50%)";
- 2.1.18. Adding Under Section 8.3 "Any person depositing waste generated at land or improvements not tied to a legal land parcel within the Service Area";
- 2.1.19. Adding Section 8.4 "Any hauler tipping a load contaminated with restricted waste at any Waste Management Facility may be subject to a separation fee of \$100.00 per hour at a minimum of one hour."
- 2.2. Schedule "A" is deleted and replaced with Schedule "A" attached to this Bylaw;
- 2.3. Schedule "C" is deleted and replaced with Schedule "C" attached to this Bylaw;
- 2.4. Schedule "D" is deleted and replaced with Schedule "D" attached to this Bylaw;
- 2.5. Schedule "E" is deleted and replaced with Schedule "E" attached to this Bylaw;
- 2.6. Schedule "F" is deleted and replaced with Schedule "F" attached to this Bylaw;

3. **Effective Date**

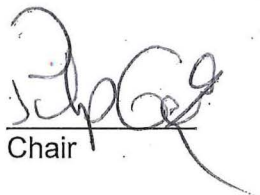
READ a first time this \_\_\_\_\_ 19<sup>th</sup> \_\_\_\_\_ day of \_\_\_\_\_ March \_\_\_\_\_, 2021.

READ a second time this \_\_\_\_\_ 19<sup>th</sup> \_\_\_\_\_ day of \_\_\_\_\_ March \_\_\_\_\_, 2021.

READ a third time this \_\_\_\_\_ 19<sup>th</sup> \_\_\_\_\_ day of \_\_\_\_\_ March \_\_\_\_\_, 2021.

APPROVED by the Minister of Environment and Climate Change Strategy  
this \_\_\_\_\_ 23<sup>rd</sup> \_\_\_\_\_ day of \_\_\_\_\_ June \_\_\_\_\_, 2021.

ADOPTED this \_\_\_\_\_ 25<sup>th</sup> \_\_\_\_\_ day of \_\_\_\_\_ June \_\_\_\_\_, 2021.

  
Chair

  
CAO





## SCHEDULE "A"

### Fees

1. Table A1 sets out the fees for deposit of Solid Waste at Hazelton Waste Management Facility, Meziadin Landfill, Iskut Landfill, Stewart Transfer Station, and Kitwanga Transfer Station. Each row in Column I sets out the type of Solid Waste, and the corresponding row in Column II indicates the fee payable for deposit.
2. Not all types of waste can be deposited at all facilities. Refer to Schedule "F" for information on which facilities accept each type of waste.
3. The minimum charge for deposit of Solid Waste at any Waste Management Facility, other than Exempt Waste, regardless of quantity, is \$10.00.
4. Any person submitting a Controlled Waste Permit Application or a Non-Controlled Waste Permit Application shall pay an application fee as prescribed in Table A2 at the time of application.
5. Any person who generates waste from outside of the Service Area, or from land or improvements not tied to a legal land parcel within the Service Area, must apply for a Controlled Waste Permit or a Non-Controlled Waste permit to deposit waste at any facility.
6. Where a portion of a load of Solid Waste constitutes Exempt Waste, the tipping fee prescribed in Table A1 shall apply only to that portion of the load in excess of the portion that constitutes Exempt Waste.
7. Despite Table A1, the minimum charge for depositing:
  - (a) Animal Carcass is \$110.00; and
  - (b) Asbestos is \$165.00



**Table A1 –Tipping Fees at the Waste Management Facilities**

Column I	Column II
<b>Exempt Waste</b>	No charge
Solid Waste for which a specific tipping fee is not otherwise prescribed in this Table A1	\$39.00 per cubic metre
<b>Controlled Waste</b>	See specific types below
Animal Carcasses (Loads in excess of 50 kilograms)	\$32.50 per cubic metre
Waste Asbestos And Residential Asbestos	\$41.25 per cubic metre
Contaminated Soils with concentrations of contaminants below the Industrial soil standard prescribed in the <i>Contaminated Sites Regulation</i> , B.C. Reg. 375/96	\$55.00 per cubic metre
Contaminated Soils with concentrations of contaminants equal to or greater than the Industrial soil standard prescribed in the <i>Contaminated Sites Regulation</i> , B.C. Reg. 375/96	\$70.00 per cubic metre
Construction and Demolition Waste	\$32.50 per cubic metre
Land Clearing Waste	\$45.50 per cubic metre
Soils Suitable for Cover	\$9.35 per cubic metre
Soils Not Suitable for Cover	\$18.70 per cubic metre
Broken concrete free of rebar, in pieces up to 300mm in diameter	\$78.00 per cubic metre
Broken concrete with rebar, in pieces up to 300mm in diameter	\$156.00 per cubic metre
Broken asphalt, in pieces up to 300mm in diameter	\$52.00 per cubic metre
Waste ash from incinerators	\$195.00 per cubic metre

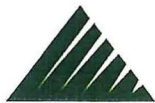


Column I	Column II
Septage	\$60.00 per cubic metre
Garbage (uncompacted)	\$26.00 per cubic metre
Garbage (compacted)	\$41.60 per cubic metre
<b>Restricted Waste</b>	<b>See specific types below</b>
Clean Wood	\$25.00 per cubic metre
Scrap Metal (no charge for major household appliances originating from Residential Premises)	\$39.00 per cubic metre
Cardboard and Paper Products (loose)	\$9.90 per cubic metre
Cardboard and Paper Products (baled)	\$29.70 per cubic metre

**Table A2 – Controlled Waste and Non-Controlled Waste Application Fee**

Animal Carcasses (Loads in excess of 50 kilograms)	\$25.00
Broken Concrete	\$25.00
Broken Asphalt	\$25.00
Contaminated Soils and Clean Soils	\$100.00
Construction & Demolition Waste (Loads in excess of 5 cubic metres)	\$25.00
Land Clearing Waste (Loads in excess of 5 cubic metres)	\$25.00
Solid Waste Originating from a Commercial or Industrial Premises, other than loads of Garbage 5 cubic metres or less in volume	\$25.00
Residential Asbestos	\$0.00
Septage	\$25.00
Waste Asbestos	\$25.00
Waste Ash from Incinerators	\$100.00





## **SCHEDULE "C"**

### **Controlled Waste**

#### **1. Definition**

The following types of waste are classified as Controlled Waste:

- (a) Animal carcasses in loads greater than fifty (50) kilograms;
- (b) Broken concrete in pieces up to 300mm in diameter;
- (c) Broken asphalt in pieces up to 300mm in diameter;
- (d) Clean Soils;
- (e) Contaminated Soils;
- (f) Any Load of Land Clearing Waste or Construction and Demolition Waste greater than five (5) cubic metres;
- (g) Septage;
- (h) Solid Waste originating from Commercial Premises, other than loads of Garbage 5 cubic meters or less in volume;
- (i) Residential Asbestos;
- (j) Waste Asbestos
- (k) Waste ash from incinerators.

#### **2. General Regulations**

The following requirements apply to any deposit of Controlled Waste:

- (a) All types of Controlled Waste may be deposited at the Meziadin Landfill and Hazelton Waste Management Facility, following the requirements of this bylaw;
- (b) Controlled Waste accepted at the Stewart Transfer Station and Kitwanga Transfer Station must have a total source volume of less than thirty (30) cubic meters, source volumes exceeding this total will be required to go directly to the Meziadin Landfill or Hazelton Waste Management Facility.
- (c) The Iskut Landfill will accept certain types of Controlled Waste:
  - i. Garbage from Commercial Premises following the requirements of this Bylaw;
  - ii. Loads of Construction and Demolition Waste and Land Clearing Waste that do not exceed thirty (30) cubic metres;
  - iii. Septage; and
  - iv. Clean Soils.
- (d) The person who is to deposit the Controlled Waste must complete a Controlled Waste Permit Application and submit it to the Solid Waste Services Coordinator for approval within the time prescribed in this Schedule "C";



Regional District of  
**Kitimat-Stikine**

- (e) Controlled Waste must not be deposited unless the Solid Waste Services Coordinator has issued a Controlled Waste Permit, which may include any terms and conditions of deposit the Solid Waste Services Coordinator deems necessary or desirable to ensure compliance with this Bylaw, the operational certificate for the relevant landfill, and any other applicable law or permit;
- (f) Subject to the terms and conditions of the applicable Controlled Waste Permit, an appointment for deposit must be made through the Solid Waste Services Coordinator a minimum of twenty-four (24) hours prior to the deposit of Controlled Waste;
- (g) The person depositing Controlled Waste must produce the applicable Controlled Waste Permit to Site Personnel upon arrival at the Waste Management Facility;
- (h) Controlled Waste must be inspected and accepted by Site Personnel prior to being deposited;
- (i) Loads of Controlled Waste must be of one type only and from no more than one source unless the Controlled Waste Permit specifies otherwise;
- (j) Controlled Waste must be kept separate from any other type of Solid Waste;
- (k) If the terms and conditions of a Controlled Waste Permit are not met, Site Personnel may refuse to allow deposit;
- (l) Any deposit of Controlled Waste must be conducted so as to minimize health and safety risks;
- (m) The amount of Controlled Waste deposited on any occasion must not exceed the operational capacity of the Waste Management Facility, and the Manager may refuse to issue a Controlled Waste permit where the type or quantity of Controlled Waste sought to be deposited would be contrary to the terms of the operational certificate for the landfill and any other applicable law or permit;
- (n) Despite subsections (b) and (d) above, in cases of an emergency or hardship, the Solid Waste Services Coordinator may permit the deposit of Controlled Waste before the applicable application period elapses, without a minimum of twenty-four (24) hours' notice, and outside regular appointment hours.

**3. Animal Carcasses in Loads Greater than Fifty (50) Kilograms**

- (a) An Application for a Controlled Waste Permit in relation to the deposit of animal carcasses in loads greater than fifty (50) kilograms must be submitted to the Solid Waste Services Coordinator at least two (2) business days before the requested deposit date.

**4. Broken Concrete up to 300mm in diameter**

- (a) An Application for a Controlled Waste Permit in relation to broken concrete up to 300mm in diameter must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.





**5. Broken Asphalt up to 300mm in diameter**

- (a) An Application for a Controlled Waste Permit in relation to broken asphalt up to 300mm in diameter must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.

**6. Clean Soils**

- (a) An Application for a Controlled Waste Permit in relation to Clean Soils must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.

**7. Contaminated Soils**

- (a) An Application for a Controlled Waste Permit in relation to contaminated soils must be submitted to the Solid Waste Services Coordinator at least ten (10) business days before the requested deposit date.
- (b) Any person submitting an Application for a Controlled Waste Permit in relation to contaminated soils must include with it a report certified by a Qualified Professional detailing the types and levels of contamination in the contaminated soils, as well as all data and analyses supporting the report's conclusions.

**8. Land Clearing or Construction and Demolition Waste over Five (5) Cubic Metres**

- (a) An Application for a Controlled Waste Permit in relation to a load of Land Clearing Waste or a load of Construction and Demolition Waste must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.

**9. Septage**

- (a) An Application for a Controlled Waste Permit in relation to Septage must be submitted to the Solid Waste Services Coordinator at least ten (10) business days before the requested date of initial deposit.
- (b) A Controlled Waste Permit for Septage may be issued for a period of up to one (1) year.
- (c) During the term of a Controlled Waste Permit for Septage, the permit holder may deposit Septage from time to time without an appointment, provided the permit holder also holds an active Charge Account pursuant to Schedule "B" of this Bylaw.
- (d) The Solid Waste Services Coordinator may cancel a Controlled Waste Permit for Septage if the holder of the Permit fails to comply with the terms and conditions of the Controlled Waste Permit or the provisions of this Bylaw.

**10. Solid Waste originating from Commercial Premises, other than loads of Garbage 5 cubic meters or less in volume**

- (a) An Application for a Controlled Waste Permit in relation to Garbage from Commercial Premises over five (5) cubic metres must be submitted to the Solid Waste Services



Regional District of  
**Kitimat-Stikine**

Coordinator at least five (5) business days before the requested date of initial deposit.

- (b) A Controlled Waste Permit for Garbage from Commercial Premises may be issued for a period of up to one (1) year.
- (c) During the term of a Controlled Waste Permit for Garbage from Commercial Premises, the permit holder may deposit Garbage from Commercial Premises at a regularly scheduled time, during regular hours of facility operation.
- (d) The Solid Waste Services Coordinator may cancel a Controlled Waste Permit for Garbage from Commercial Premises if the holder of the Permit fails to comply with the terms and conditions of the Controlled Waste Permit or the provisions of this Bylaw.

**11. Residential Asbestos**

- (a) Residents may dispose of a maximum of 50 bags or 10 m<sup>3</sup>, but no more than 1,000 kg, of waste asbestos waste per year.
- (b) Material must be double bagged in 6 mil poly contractor style trash bags with the top "goosenecked" and secured with duct tape.
- (c) An Application for a Controlled Waste Permit in relation to residential asbestos must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.

**12. Waste Asbestos**

- (a) An Application for a Controlled Waste Permit in relation to asbestos must be submitted to the Solid Waste Services Coordinator at least five (5) business days before the requested deposit date.

**13. Waste Ash from Incinerators**

- (a) An Application for a Controlled Waste Permit in relation to waste ash from incinerators must be submitted to the Solid Waste Services Coordinator at least ten (10) business days before the requested deposit date.
- (b) Any person submitting an Application for a Controlled Waste Permit in relation to waste ash from incinerators must include with it a report certified by a Qualified Professional detailing the types and levels of contamination in the waste ash, as well as all data and analyses supporting the report's conclusions.



## **SCHEDULE "D"**

### **Restricted Waste**

#### **Definition**

1. The following types of waste are classified as Restricted Waste:
  - (a) Cardboard and Paper Products originating from Commercial Premises;
  - (b) Clean Wood;
  - (c) Electronic products that fall within the definition of "Extended Producer Responsibility Materials";
  - (d) Metal;
  - (e) Large Appliances;
  - (f) Packaging and Printed Paper products originating from Residential Premises that fall within the definition of "Extended Producer Responsibility Materials";
  - (g) Tires that fall within the definition of "Extended Producer Responsibility Materials".

#### **Restricted Waste Regulations**

2. Restricted Waste is recyclable and must be kept separate from other types of Solid Waste when deposited at a Waste Management Facility and must be deposited in the designated location at the Waste Management Facility.





## **SCHEDULE "E"**

### **Prohibited Waste**

#### **Definition**

1. The following types of waste are classified as Class "A" Prohibited Waste:
  - (a) Hazardous Waste;
  - (b) Radioactive waste;
  - (c) Slaughter Waste;
  - (d) Waste that is on fire or smoldering, or any waste material capable of starting fires, and highly flammable material;
  - (e) Explosive or highly combustible materials;
  - (f) Other Sewage Waste;
  - (g) Waste that is not Municipal Solid Waste.
2. The following types of waste are classified as Class "B" Prohibited Waste:
  - (a) Auto hulks;
  - (b) Broken concrete 300 millimetres in diameter or greater;
  - (c) Broken Asphalt 300 millimetres in diameter or greater.
3. The following types of waste are classified as Class "C" Prohibited Waste:
  - (a) Extended Producer Responsibility Materials unless classified as a Restricted Waste;
  - (b) Organic Materials that originate from Industrial Work Camps or from outside the Service Area;
  - (c) Tires that do not fall within the definition of "Extended Producer Responsibility Materials".

#### **Prohibited Waste Regulations**

4. No person shall deposit or attempt to deposit Prohibited Waste at a Waste Management Facility.



**SCHEDULE "F"**

**Permitted Waste**

1. Table F1 sets out the types of waste accepted for deposit at each Waste Management Facility. Each row in Column I sets out the type of waste, and the corresponding row in Columns II, III, IV and V indicates whether that type of waste is accepted for deposit at that Waste Management Facility, with "Yes" meaning the waste is accepted for deposit, and "No" meaning it is not.

**Table F1**

	Column II	Column III	Column IV	Column V	Column VI
Column I	Hazelton Waste Management Facility	Meziadin Landfill	Stewart Transfer Station	Iskut Landfill	Kitwanga Transfer Station
Exempt Waste	Yes	Yes	Yes	Yes	Yes
Controlled Waste	See specific types below				
Animal Carcasses in loads greater than fifty (50) kilograms	Yes	Yes	No	No	No
Waste Asbestos and Residential Asbestos	Yes	Yes	No	No	No
Contaminated Soils with concentrations of contaminants below the Industrial soil standard prescribed in the <i>Contaminated Sites Regulation</i> , B.C. Reg. 375/96	Yes	Yes	No	No	No
Contaminated Soils with concentrations of contaminants equal to or greater than the Industrial soil standard prescribed in the <i>Contaminated Sites Regulation</i> , B.C. Reg. 375/96	Yes	Yes	No	No	No



	Column II	Column III	Column IV	Column V	Column VI
Column I	Hazelton Waste Management Facility	Meziadin Landfill	Stewart Transfer Station	Iskut Landfill	Kitwanga Transfer Station
Construction and Demolition Waste in excess of five (5) cubic metres	Yes	Yes	Yes	Yes	Yes
Land Clearing Waste in excess of five (5) cubic metres	Yes	Yes	Yes	Yes	Yes
Soils Suitable for Cover	Yes	Yes	No	Yes	No
Soils Not Suitable for Cover	Yes	Yes	No	No	No
Broken concrete free of rebar	Yes	Yes	No	No	No
Broken concrete with rebar	Yes	Yes	No	No	No
Broken asphalt	Yes	Yes	No	No	No
Waste ash from incinerators	Yes	Yes	No	No	No
Septage	Yes	Yes	No	Yes	No
Garbage originating from Commercial Premises that is not Exempt Waste	Yes	Yes	Yes	Yes	Yes
Restricted Wastes	See specific types below	See specific types below	See specific types below	See specific types below	See specific types below
Metal	Yes	Yes	Yes	Yes	Yes
Electronic products that fall within the definition of "Extended Producer Responsibility"	No	No	Yes	No	Yes





Regional District of  
**Kitimat-Stikine**

	Column II	Column III	Column IV	Column V	Column VI
Column I	Hazelton Waste Manage- ment Facility	Meziadin Landfill	Stewart Transfer Station	Iskut Landfill	Kitwanga Transfer Station
Materials"					
Clean Wood	Yes	Yes	Yes	Yes	Yes
Cardboard and Paper Products originating from Commercial Premises	Yes	No	Yes	No	Yes
Packaging and Paper Products originating from Residential Premises that fall within the definition of "Extended Producer Responsibility Materials"	No	No	Yes	No	Yes
Tires that fall within the definition of "Extended Producer Responsibility Materials"	Yes	Yes	Yes	Yes	Yes
Large Appliances	Yes	Yes	Yes	No	Yes