

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 1479, 2021

Being a bylaw to provide effective and efficient management of septic tank effluent collected from properties within the Regional District of Central Okanagan.

WHEREAS by the Supplementary Letters Patent of the Regional District of Central Okanagan issued the 19th day of March, 1974, granted the Regional District the authority to acquire, establish, develop, operate, regulate and maintain grounds and other facilities for the disposal of septic tank effluent;

AND WHEREAS the *Local Government Act* provides that the Board of a Regional District may, by bylaw, impose a fee or charge payable in respect of all or part of a service of the Regional District;

AND WHEREAS the Regional District of Central Okanagan has entered into an agreement with the District of Lake Country wherein the District of Lake Country would operate the Regional Septage Facility for a fee and process the septic tank effluent on behalf of the Regional District;

AND WHEREAS this Bylaw will apply within all municipalities, Westbank First Nation, and electoral areas of the Regional District of Central Okanagan;

NOW THEREFORE THE REGIONAL BOARD OF THE REGIONAL DISTRICT OF CENTRAL OKANAGAN IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

1. The Regional Board established grounds and works for the disposal of septic tank effluent. The charges for the use thereof are as set out in Schedule "A" attached hereto and forming part of this bylaw.
2. No contractor shall empty or clean out a septic tank within the Regional District unless such contractor is the holder of a valid permit issued by the Regional District granting authorization to empty septic tanks within the area regulated by this bylaw.
3. The Regional District may issue a permit to a contractor upon request granting the contractor authorization to empty or clean out septic tanks within the area regulated by this bylaw upon the payment of the fee set out in Schedule "A" herein; and that all such permits issued shall expire on December 31st, in each year.
4. All contractors disposing of septic tank effluent shall:
 - a. Do so by delivering it to the Regional Septage Facility;
 - b. Pay the Regional District the fee set out in Schedule "A" within 60 days of invoice date;
 - c. Only dispose of septic tank effluent that originated within the Regional District of Central Okanagan; and
 - d. Act in accordance with the site hours and regulations.

- 5. Every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw, or who does any act which violates any of the provisions of this bylaw shall be deemed to be guilty of an infraction thereof and may be subject to:
 - a. Prohibition from depositing septic tank effluent at the Regional Septage Facility; or
 - b. Cancellation or revocation of the permit issued under Clause 3 herein; or
 - c. A penalty not exceeding \$500 (five-hundred dollars) per offence and a new penalty not exceeding \$100 (one-hundred dollars) for every day or portion of a day during which such infraction shall continue; or
 - d. Any combination of the above.
- 6. If any portion of this bylaw is held to be invalid by a Court of competent jurisdiction, such invalidity does not affect the remaining portions of the bylaw.
- 7. Regional District of Central Okanagan Septic Tank Effluent and Regulation Bylaw No. 358, 1988, and all amendments thereto, are hereby repealed.
- 8. This bylaw may be cited as the "Regional District of Central Okanagan Septic Tank Effluent Regulation Bylaw No. 1479, 2021".

READ A FIRST TIME THIS	8 th	DAY OF	April	2021.
READ A SECOND TIME THIS	8 th	DAY OF	April	2021.
READ A THIRD TIME THIS	8 th	DAY OF	April	2021
ADOPTED THIS	8 th	DAY OF	April	2021.

CHAIR

DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1479 cited as the "Regional District of Central Okanagan Septic Tank Effluent Regulation Bylaw No. 1479, 2021", as read a first, second and third time, and adopted by the Regional Board on the 8th day of April, 2021,

Dated at Kelowna, B.C.
this 8th day of April, 2021

DIRECTOR OF CORPORATE SERVICES

Schedule "A"
Rates and Charges

- 1. Permit Fee.....\$100.00
- 2. Permit Renewal Fee.....\$10.00
- 3. Ammonia-N Surcharge (in excess of 0.5kg in every m³ of waste)\$10.00 per kg
- 4. Disposal Tipping Fee:

Effective Date	BASE FEE (\$/m³)
May 1, 2021	\$52.00