



**TOWN OF CARDSTON
IN THE PROVINCE OF ALBERTA**

BYLAW 1687

SEPTAGE DISPOSAL FACILITY BYLAW

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TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA

BYLAW 1687

SEPTAGE DISPOSAL FACILITY BYLAW

A BYLAW OF THE TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA TO REGULATE THE DISCHARGE OF SEPTAGE INTO MUNICIPALY OWNED SEPTAGE DISPOSAL FACILITIES

WHEREAS, under the authority of the Municipal Government Act being Section 7 (g), Chapter M-26, Revised Statutes of Alberta 2000 and any amendments thereto, a municipal council may pass Bylaws establishing and regulating a system for disposal of domestic septage waste collected and transported by commercial vehicles from within the municipal boundaries;

AND WHEREAS, the Town of Cardston in the Province of Alberta in collecting, treating and disposing of domestic septage waste prescribes the terms and conditions upon which the system may be utilized and establish a rate for charges payable for use of the disposal system;

AND WHEREAS, the Town of Cardston will enter into a Septage Services Disposal Agreement to provide septage disposal services to Septic Service Haulers disposing of septage from outside the municipal boundaries of the Town of Cardston;

NOW THEREFORE, the Council of the Town of Cardston, duly assembled, enacts as follows:

PART I - TITLE, PURPOSE, DEFINITIONS AND INTERPRETATION

TITLE

- 1)** This bylaw shall be known as the “Septage Disposal Facility Bylaw” of the Town of Cardston.

PURPOSE

- 2)** The Purpose of this Bylaw is to regulate the discharge of septage into Town owned septage disposal facilities within the Municipality of the Town of Cardston.

DEFINITIONS

- 3)** In this bylaw, unless context otherwise requires:
 - 3.1.** "Application"- means a request for a Facility User Permit.
 - 3.2.** "Dangerous Goods" - means Dangerous Goods as defined in the Transport of Dangerous Goods Act (Canada).
 - 3.3.** "Discharge" - means to directly or indirectly introduce a

substance into a sewer, sewage facility or septage disposal facility by spilling, disposing of, abandoning, depositing, leaking, seeping, pouring, draining, emptying or by any other means.

- 3.4.** "Domestic Waste" - means sanitary waste, or grey water generated from a residential or personal recreational use of land.
- 3.5.** "Facility User Permit" -means a Facility User Permit for the use of the septage disposal facility issued by the Manager under this bylaw to all vehicles listed on a Facility User Permit.
- 3.6.** "Generator" - means the owner of the property from which originates the waste that is being trucked to a septage disposal facility.
- 3.7.** "Grey Water"- means wastewater from food preparation and washing, bathing, dish washing and laundering.
- 3.8.** "Hauler" - means the person or company that transports the waste from the generator to a septage disposal facility.
- 3.9.** "Load" - means the contents of the hauling vehicle which is to be discharged to a septage disposal facility.
- 3.10.** "Manager" - means the Director of Infrastructure Services for the Municipality or their designate.
- 3.11.** "Municipality" - means the Municipality of the Town of Cardston.
- 3.12.** "Officer" - means a Community Peace Officer or Municipal Bylaw Enforcement Officer.
- 3.13.** "Operator"- means a person or an employee of a person who has entered into a Septage Services Agreement with the District.
- 3.14.** "Owner" -means any person who is registered under the Land Title Act as the owner of land, or any other person who is in lawful possession of land or who is in the lawful possession or occupancy of any buildings situated on the land.
- 3.15.** "Petroleum Products" - means materials derived from petroleum, natural gas, or asphaltic deposits, including, but not limited to gasoline and diesel.
- 3.16.** "Premises" - means any land or building or both or any part thereof.

- 3.17.** "Recreational Vehicle Waste" - means domestic waste accumulated in a holding tank in a trailer, camper, transportable housing unit, bus, or aircraft.
- 3.18.** "Sanitary Waste" - means waste that contains human feces, urine, blood or body fluids originating from sanitary conveniences or other sources.
- 3.19.** "Septage" - means a combination of water carried liquid and solid wastes and/or settled solids from residences, businesses and institutions normally collected in a septic tank, holding tank, or accumulated in wastewater lines.
- 3.20.** "Septage Disposal Facility" - means the septage disposal facility listed in Schedule "A" of this bylaw that gathers, treats, and discharges septage waste as defined in the bylaw.
- 3.21.** "Septage Services Agreement" - means a written agreement between the Municipality and a person or persons carrying out the function of hauler for the acceptance and septage disposal.
- 3.22.** "Sewage Control Manager" - means a person appointed by the Municipality to act on behalf of the Municipality and as per Provincial Regulations.
- 3.23.** "Sewage Facility" - means works owned by the Municipality that gather, treat, transport, store, or discharge waste.
- 3.24.** "Sewer" - means all pipes, conduits, drains and other equipment and facilities, owned or otherwise under the control or jurisdiction of the Municipality, for collecting, pumping and transporting wastewater, to a sewage facility.
- 3.25.** "Substance" - means any solid, liquid or gas.
- 3.26.** "Trucked Liquid Waste" - means any waste that is collected and transported from the site where the waste originated by means other than discharge to a municipal sewer.
- 3.27.** "Utility Rate Bylaw"-Utility rate Bylaw 818 or any amendments thereafter.
- 3.28.** "Waste" - means any substance, whether gaseous, liquid or solid, that is or is intended discharged or discarded, directly or indirectly to a sewer, sewage facility or a septage disposal facility.
- 3.29.** "Waste Discharge Permit" - means a Waste Discharge

Permit issued by a Manager under the Septage Disposal Facility Bylaw.

3.30. "Wastewater" - means the composite of water and water-carried wastes from residential, commercial, or institutional premises or any other source.

RULES FOR INTERPRETATION

4) The table of contents, marginal notes and headings in this bylaw are for reference purposes only.

PART II – DISCHARGING AT SEPTAGE DISPOSAL FACILITY

5) Haulers shall comply with all Alberta Environment regulations pertaining to the handling and disposal of septage and wastewater.

5.1. The Municipality shall not be held liable for the contravention of any Act or Regulation, or any other actions performed by a hauler.

6) Haulers are to use caution and be responsible for actions in access and utilization of septage disposal facility

7) Septage waste shall only be discharged into the approved septic disposal facility – identified in Schedule “A” of this bylaw.

8) No person shall dispose of septage waste in any location other than at the approved septage disposal facility.

9) No person shall discharge septage waste in any other locations directly or indirectly into a manhole of any portion of the sewer system within the Municipality.

10) Recreational vehicle waste is to be disposed of at an approved Recreational Vehicle Dump Station located within the Municipality.

11) Sections 6 to 7 do not apply to the Municipality or agent of a Municipality, where waste is removed from a Municipal sanitary sewer.

12) No person shall discharge a load at a septage disposal facility except in accordance with this bylaw.

13) Without limiting section 11:

13.1. The septage waste shall be free of petroleum products and other waste considered to be industrial by nature.

13.2. The generator, an agent of the generator, or hauler

acting as an agent of the generator shall provide a manifest to the Municipality at month end which shall include the following information as it relates to each load received from a generator:

13.2.1. the source of the waste;

13.2.2. the type of waste;

13.2.3. a characterization of the waste quality; and

13.2.4. the quantity of the waste.

13.3. Each vehicle owned by the hauler that is used for the purpose of waste disposal at a septage disposal facility must provide sufficient containment of loads to prevent spillage in transit, including spillage from hoses and other appurtenances.

14) The discharge of a load shall be discontinued at the direction of the Manager, an Officer or an Operator if there are reasonable grounds to believe that the load does not meet the requirements of this bylaw.

15) Operators and haulers must receive orientation at the septage disposal receiving area prior to validation of permit.

15.1. No haulers are permitted to dispose of septage without first receiving orientation.

PART III – FACILITY USER PERMIT

16) A hauler who discharges septage at the Municipal septage facility must have a valid Facility User Permit (Schedule C) issued by the Manager, which may be obtained by making application for the Facility User Permit on the form attached hereto as Schedule “B”, and paying an annual fee as set out in the Utility Rate Bylaw.

17) Facility use permits must be retained in vehicles utilized for hauling of septage. Permits must be produced upon request.

18) Upon successful training and permit approval the hauler will be provided access to enter the area of discharge point and track delivery amounts to process billing information.

19) Following approval of the Facility User Permit the hauler will be provided an access code to enter the entrance gate and an orientation of site.

20) The access must only be utilized by the hauler and its operators

and cannot be assigned to any other person or persons.

- 21)** Each vehicle owned by the hauler that is used for the purpose of septage waste disposal at a septage disposal facility must be listed on the Facility User Permit.
- 22)** The Manager may suspend or revoke a Facility User Permit for any or all vehicles licensed to any hauler for any violation of, or non-compliance with, the terms and conditions of this bylaw, or any enactment applicable to the discharge of waste into a septage disposal facility, when the violation or non-compliance interferes with the operation of the septage disposal facility.
- 23)** The Manager may suspend or revoke a Facility User Permit if a generator or hauler falsifies or omits information regarding the source, type, or quality of septage discharged at a septage disposal facility.
- 24)** The Manager may suspend or revoke a Facility User Permit for any or all vehicles licensed to any one hauler for failure to pay fees described in this bylaw within 60 days of being invoiced by the Municipality.

PART IV – ENFORCEMENT POWERS

- 25)** A Manager, an Officer or any person authorized by a Manager may, at any reasonable time, cancel privileges assigned to haulers and operators for disposal of septage.
- 26)** The Manager or an Officer may enforce the provisions of this bylaw.

PART V – MONITORING OF WASTES

- 27)** The contents of any vehicle transporting waste to the septage disposal facility, as a condition of discharge, may be sampled at any time by the Manager, an Officer or an Operator.
- 28)** The Manager, an Officer, or an Operator may require that a generator or hauler who wishes to discharge waste into the septage disposal facility shall undertake, at the person's expense, sampling and analysis of the waste to be discharged.
- 29)** All sampling and analysis required under this bylaw shall be in accordance with the current American Water Wastewater Association Standard Methods for examination of water and

wastewater.

- 30) Samples which have been collected under this bylaw shall be analyzed by an independent agency or by a laboratory authorized by the Manager.

PART VI – OFFENCES AND PENALTIES

- 31) A person who contravenes this bylaw or other requirement made or imposed under this bylaw, is guilty of an offence and is liable to a fine not exceeding \$2,000.
- 32) 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 or during which an offence occurs or continues.
- 33) Nothing in this bylaw shall restrict the Municipality from utilizing any other remedy that would otherwise be available to the Municipality by bylaw.

PART VII – RATES AND FEES

- 34) The fees established by the Municipality for the disposal of septage are set out in Bylaw #1582 Schedule "A" under the sewer rates for "hailed wastewater".
- 35) All other fees are established in Schedule "D" attached to this bylaw.

PART VIII – GENERAL

- 36) No person shall hinder or prevent the Manager or an Officer or a person authorized by the Manager from entering any premises or from carrying out their duties with respect to the administration of this bylaw.
- 37) Nothing in this bylaw relieves a person whom is discharging waste from complying with municipal and provincial statutes.
- 38) The schedules annexed hereto shall be deemed to be an integral

part of this bylaw.

EFFECTIVE DATE 39) This Bylaw shall come in force upon the date of its third and final reading.

Received First Reading this 10 day of September, 2019

Received Second Reading this 8 day of October, 2019

Received Third & Final Reading this 8 day of October, 2019

Signed by the Mayor and the Chief Administrative Officer this 10 day of October, 2019

TOWN OF CARDSTON

MAYOR – *Maggie Kronen*

CHIEF ADMINISTRATIVE OFFICER – *Jeff Shaw*

SEPTAGE DISPOSAL FACILITY

FACILITY:

Town of Cardston Wastewater Lift Station

LOCATION:

299 - 2 Ave E, Cardston Alberta





**SCHEDULE B
APPLICATION FOR A FACILITY USER PERMIT**

APPLICATION FOR A FACILITY USER PERMIT

Submit Completed Form to:

Town of Cardston
Director of Corporate Services
Box 280
Cardston, AB TOK OKO

Please Print

COMPANY NAME: _____

COMPANY REPRESENTATIVE: _____

BUSINESS ADDRESS: _____

BUSINESS LICENSE NUMBER: _____

MAILING ADDRESS (if different from above): _____

TELEPHONE: (business) (home) _____ (fax) _____

The Facility User Permit fee as outlined in Schedule D must be remitted with the application.

List **all vehicles** to be included in the User Permit (*additional vehicles may be listed on page 2*):

1. **DESCRIPTION OF VEHICLE:** _____

CAPACITY (m³): _____

MAKE AND YEAR: _____

LICENSE NUMBER: _____

REGISTRATION NUMBER: _____

Signature: _____ **Date:** _____

Name: _____

Please Print



2. **DESCRIPTION OF VEHICLE:** _____
CAPACITY (m³): _____
MAKE AND YEAR: _____
LICENSE NUMBER: _____
REGISTRATION NUMBER: _____
3. **DESCRIPTION OF VEHICLE:** _____
CAPACITY (m³): _____
MAKE AND YEAR: _____
LICENSE NUMBER: _____
REGISTRATION NUMBER: _____
4. **DESCRIPTION OF VEHICLE:** _____
CAPACITY (m³): _____
MAKE AND YEAR: _____
LICENSE NUMBER: _____
REGISTRATION NUMBER: _____
5. **DESCRIPTION OF VEHICLE:** _____
CAPACITY (m³): _____
MAKE AND YEAR: _____
LICENSE NUMBER: _____
REGISTRATION NUMBER: _____
6. **DESCRIPTION OF VEHICLE:** _____
CAPACITY (m³): _____
MAKE AND YEAR: _____
LICENSE NUMBER: _____
REGISTRATION NUMBER: _____





SCHEDULE D FEES AND CHARGES

FEES AND CHARGES

DEPOSIT

A deposit of \$150.00 shall be collected for the lock required to access facility.

FACILITY USER PERMIT

Septic Facility User Permit shall be \$50.00 per annum.