

**Proposed Wording for a Bylaw to Amend Bylaw 14M2012,
the Wastewater Bylaw**

1. Bylaw 14M2012, the Wastewater Bylaw as amended, is hereby further amended.
2. In section 3,
 - (a) in the definition of “CAN/CSA B481”, the word “2007” is deleted and the following is substituted:

“2012”; and
 - (b) in the definition of “owner”, the following is added after subsection (iii) as subsection (iv):

“(iv) a business operating on the land or *premises*”.
3. In section 26:
 - (a) Subsection (4)(b) is deleted and the following is substituted:
 - (b) keep a maintenance log for each *pre-treatment system* on the *premises*, in the form prescribed by the *Director, Water Services*, with a record of every inspection, servicing, and repair;
 - (b.1) keep maintenance logs in accordance with subsection (b) on the *premises* for a minimum of two years; and”; and
 - (b) The following is added after subsection 4(c) as section 26(4.1):

“(4.1) A *person* must not provide false or misleading information on a maintenance log under this *Bylaw*.”.
4. Section 27(1) is deleted in its entirety, and the following is substituted as sections 27(1), (1.1), and (1.2):

“27. (1) An *owner* of a business or a *premises* that is connected directly or indirectly to the *wastewater system*, and where food may be cooked, processed, or prepared, and where a *fixture* or equipment releases *wastewater* that includes *Fats, Oil or Grease* must do the following:

 - (a) install a *FOG interceptor* at a location with *adequate access* on the upstream side of a *monitoring access point* in or on the premises to prevent *FOG* from passing into the *wastewater system*;
 - (b) select and install a *FOG interceptor* which is properly sized and designed in accordance with the *CAN/CSA B481*;

- (c) ensure *FOG interceptor* meets the requirements of the *National Plumbing Code of Canada*;
- (d) ensure the *FOG interceptor* is installed in a location that has *adequate access* for cleaning;
- (e) ensure a minimum of 12in (300mm) clearance between the cover of the *FOG interceptor* and the bottom of the sink or other obstacle;
- (f) monitor, operate, and *properly maintain* a *FOG interceptor* at all times;
- (g) clean all *FOG interceptors* monthly or at an interval required by the *Director, Water Services*; and
- (h) dispose of exhaust hood wash water in a *fixture* that is connected to a *FOG interceptor* or haul such water to a location approved by the *Director, Water Services*.

(1.1) For the purposes of subsection (1) above:

- (a) “*fixture*” means a receptacle, sink, appliance, apparatus, or other device that *releases* or has the potential to *release, wastewater* or *FOG* and includes a floor drain;
- (b) “*adequate access*” means easy access for proper cleaning and removal of *FOG* and sediments, allowing, at a minimum: access by a 50mm (2in) diameter vacuum hose, and for personnel to reach all removable internal components; and
- (c) “*properly maintain*” means removing the entire contents and thoroughly cleaning the *FOG interceptor*.

(1.2) The *Director, Water Services* may:

- (a) prescribe the frequency of *FOG interceptor* cleanings; and
- (b) prescribe approved locations for disposal of hauled hood wash water.”.

5. In section 34(1)(c):

- (a) the word “; and” in subsection (iv) is deleted and the following is substituted:
“.”; and
- (b) subsection (v) is deleted in its entirety.

6. In section 34.1:

- (a) subsection (2) is deleted and the following is substituted:
- “(2) The operator of a *full service food vehicle* must dispose of *wastewater* at a location approved by the *Director, Water Services*.”;
- (b) subsection (3) is deleted; and
- (c) after subsection (5), the following is added as section 34.1(6):
- “(6) The operator of a *full-service food vehicle* must equip that vehicle with a greywater disposal connection as approved by the *Director, Water Services*.”.

7. Sections 43(1), (2) and (3) are deleted and the following is substituted as sections 43(3.1) and 43(3.2):

“(3.1) Where:

- (a) the *Director, Community Planning*;
- (b) the *Director, Water Services*; or
- (c) an *Officer*;

believes a *Person* has contravened any provision of this Bylaw, they may issue to the *Person* a *Remedial Order* to remedy the infraction.

(3.2) A *Remedial Order* issued pursuant to this Bylaw may be served in accordance with the *Community Standards Bylaw 32M2023*.”.

8. In **Schedule “J” - “Offences and Penalties”**:

(a) after:

Section	Description of Offences	Minimum Penalty	Specified Penalty
“26(4)(a)	Failing to obtain and retain manuals, instructions and specifications related to the installation, operation, maintenance and cleaning of the <i>pre-treatment system</i> installed at the <i>premises</i>	\$100	\$200”

the following is deleted under the headings indicated:

Section	Description of Offences	Minimum Penalty	Specified Penalty
“26(4)(b)	Failing to maintain a maintenance schedule and record of each maintenance for the <i>pre-treatment system</i> installed at a <i>premises</i> for	\$100	\$500”

	a period of two years, including records for disposal of <i>waste residue</i>		
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and the following is substituted in its place under the headings indicated:

Section	Description of Offences	Minimum Penalty	Specified Penalty
"26(4)(b)	Failure to keep a maintenance log in accordance with this Bylaw	\$100	\$500
26(4)(b.1)	Failure to keep maintenance logs for length of time required	\$100	\$500";

(b) after:

Section	Description of Offences	Minimum Penalty	Specified Penalty
"26(4)(c)	Failing to submit records requested by the <i>Director</i>	\$100	\$500"

the following is deleted under the headings indicated:

Section	Description of Offences	Minimum Penalty	Specified Penalty
"27(1)(a)	Failing to install a <i>FOG interceptor</i> as required by subsection 27(1)(a)	\$500	\$2000
27(1)(b)	Failing to monitor, operate, properly maintain and clean each <i>FOG interceptor</i> as required by subsection 27(1)(b)	\$500	\$1500
27(1)(c)	Failing to ensure that <i>wastewater</i> does not exceed the maximum allowable concentration limits for <i>FOG</i> set out in Schedule C of the <i>Bylaw</i>	\$1000	\$3000
27(1)(d)	Failing to submit <i>interceptor</i> maintenance records requested by the <i>Director</i>	\$100	\$500"

and the following is substituted in its place under the headings indicated:

Section	Description of Offences	Minimum Penalty	Specified Penalty
"27(1)(a)	Failing to install a <i>FOG interceptor</i> at a location with <i>adequate access</i>	\$500	\$2000
27(1)(b)	Failing to select and install a properly designed <i>FOG interceptor</i>	\$500	\$2000
27(1)(c)	<i>FOG interceptor</i> fails to meet requirements of <i>National Plumbing Code of Canada</i>	\$500	\$2000
27(1)(d)	<i>FOG interceptor</i> installed in improper location	\$500	\$2000
27(1)(e)	<i>FOG interceptor</i> installed without appropriate clearance	\$500	\$2000

27(1)(f)	Failing to monitor, operate, and <i>properly maintain a FOG interceptor</i>	\$500	\$1500
27(1)(g)	Failing to clean <i>FOG interceptor</i> at required interval	\$500	\$1500
27(1)(h)	Failing to dispose of exhaust hood wash water in accordance with this <i>Bylaw</i>	\$500	\$1500”;

and

(c) after the following:

Section	Description of Offences	Minimum Penalty	Specified Penalty
“34.1(5)	Failing to provide logbook upon request	\$100	\$200”

the following is added:

Section	Description of Offences	Minimum Penalty	Specified Penalty
“34.1(6)	Failing to equip Food Service Vehicle with a proper greywater disposal connection	\$500	\$1500”.

9. This Bylaw comes into force on the day it is passed.