

ATTACHMENT 3**The Regional Municipality of York****PART I OF THE *PROVINCIAL OFFENCES ACT*****Bylaw No.[to be updated]:
A Bylaw to regulate the discharge of
sewage, stormwater and land drainage**

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
1	Discharge or cause or permit discharge of a substance – may discolour effluent	3.1(a)(v)	400
2	Discharge or cause or permit discharge of a substance – interference with inspection	3.1(a)(vi)	600
3	Discharge or cause or permit discharge of a substance – interference with operation	3.1(a)(vi)	600
4	Discharge or cause or permit discharge of a substance – interference with maintenance or repair	3.1(a)(vi)	600
5	Discharge or cause or permit discharge of a substance– impair or interfere with sewage treatment process	3.1(a)(vi)	600
6	Discharge or cause or permit discharge of a substance where offensive odour emanates	3.1(a)(vii)	600
7	Discharge or cause or permit discharge of a substance - damage to the sewage works	3.1(a)(viii)	600
8	Discharge or cause or permit discharge of a substance - obstruction or restriction to the flow	3.1(a)(ix)	350
9	Discharge or cause or permit discharge of a substance – pH less than 6.00 or greater than 10.50	3.1(b)(i)	500
10	Discharge or cause or permit discharge of a substance - two or more separate liquid layers	3.1(b)(ii)	100
11	Discharge or cause or permit discharge of a substance - temperature greater than 60°C	3.1(b)(iii)	100
12	Discharge or cause or permit discharge of a substance – hauled sewage	3.1(c)(iv)	750

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13	Discharge or cause or permit discharge of a substance – hauled waste	3.1(c)(v)	750
14	Discharge or cause or permit discharge of a substance – exceed prescribed limits in Table	3.1(c)(xii)	500
15	Discharge or cause or permit discharge of water from unauthorized source to sanitary sewer	3.2	400
16	Discharge or cause or permit discharge of a substance that is not stormwater or uncontaminated water	5.1(a)	400
17	Discharge or cause or permit discharge of a substance - interference with operation	5.1(b)(i)	300
18	Discharge or cause or permit discharge of a substance - obstruction or restriction to the flow	5.1(b)(ii)	300
19	Discharge or cause or permit discharge of a substance - damage to the sewage works	5.1(b)(iii)	400
20	Discharge or cause or permit discharge of a substance - two or more separate liquid layers	5.1(c)(i)	400
21	Discharge or cause or permit discharge of a substance - visible film, sheen or discoloration	5.1(c)(ii)	400
22	Discharge or cause or permit discharge of a substance - temperature greater than 40°C	5.1(c)(iii)	400
23	Discharge or cause or permit discharge of a substance - pH less than 6.00 or greater than 9.00	5.1(c)(iv)	500
24	Discharge or cause or permit discharge of a substance – water from a dewatering activity	5.1(d)(iv)	500
25	Discharge or cause or permit discharge of a substance – floating debris	5.1(d)(vii)	300
26	Discharge or cause or permit discharge of a substance – hauled sewage	5.1(d)(x)	750
27	Discharge or cause or permit discharge of a substance – hauled waste	5.1(d)(xi)	750
28	Discharge or cause or permit discharge of a substance – sewage	5.1(d)(xv)	750
29	Discharge or cause or permit discharge of a substance – exceed prescribed limits in Table 2	5.1(d)(xx)	500

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
30	Failure to submit a complete Discharger Information Report within 30 days	6.1	100
31	Failure to notify the Region of new discharge 30 days prior to operation	6.2(a)	100
32	Failure to provide additional information in relation to new discharge of sewage within 15 days	6.2(c)	100
33	Failure to provide written notice of change in information requested in Discharger Information Report 30 days prior to the change	6.3	100
34	Failure to install a wastewater pretreatment facility	8.5	300
35	Failure to provide pretreatment facility documentation	8.5(c)	100
36	Failure to install, ensure there is installed, a maintenance access hole for each connection to the sewage works	9.1	300
37	Failure to maintain in good repair or replace a maintenance access hole or alternative device or facility	9.3	300
38	Failure to have a maintenance access hole or alternative device or facility accessible to the Region	9.4(c)	200
39	Failure to immediately notify the Region of a spill	10.1	400
40	Failure to complete work required to mitigate a spill	10.1	600
41	Failure to stop and contain a spill	10.2	600
42	Failure to clean-up a spill and remediate and restore affected area	10.2	600
43	Failure to provide a complete written spill report to the Region within 5 days of notification of the spill	10.3	300
44	Failure to provide missing information in spill report to Region	10.4	100
45	Failure to provide corrected information in spill report to Region	10.5	100
46	Failure to submit pollution prevention plan within 6 months of notification	11.3	200
47	Failure to keep a copy of pollution prevention plan at site and make it available for review	11.4	200

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
48	Failure to submit a maintenance schedule or record of maintenance for a dental amalgam separator	13.2	100
49	Failure to submit record of inspection or evidence of installation for a dental amalgam separator	13.3	100
50	Failure to ensure that oil and grease discharging to a sanitary sewer do not exceed prescribed limits in Table 1	14.1(a)	500
51	Failure to ensure that oil and grease do not discharge to a storm sewer or land drainage works	14.1(b)	300
52	Failure to install, operate or maintain an oil and grease interceptor	14.2	100
53	Failure to conspicuously post interceptor maintenance requirements	14.4(b)	100
54	Failure to clean oil and grease interceptor – material/solid residuals greater than 25 percent	14.4(c)	100
55	Failure to clean oil and grease interceptor – frequency exceeds 4 weeks	14.4(c)	100
56	Failure to provide interceptor maintenance schedule	14.5	100
57	Failure to provide record of interceptor maintenance	14.5	100
58	Failure to keep proof of interceptor clean-out on-site for two years	14.5	100
59	Failure to install an alarmed monitoring device	14.6	100
60	Discharge of emulsifiers to sewage works	14.7	100
61	Use of enzymes to facilitate the passage of oil and grease through an interceptor	14.8	100
62	Use of bacteria to facilitate the passage of oil and grease through an interceptor	14.8	100
63	Use of solvents to facilitate the passage of oil and grease through an interceptor	14.8	100
64	Use of hot water to facilitate the passage of oil and grease through an interceptor	14.8	100
65	Use of other agents to facilitate the passage of oil and grease through an interceptor	14.8	100

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
66	Failure to ensure that oil and grease discharging to a sanitary sewer do not exceed prescribed limits in Table 1	15.1(a)	500
67	Failure to ensure that oil and grease do not discharge to a storm sewer or land drainage works	15.1(b)	300
68	Failure to install, operate or maintain an oil and grease interceptor	15.2	100
69	Failure to conspicuously post interceptor maintenance requirements	15.4(c)	100
70	Failure to provide interceptor maintenance schedule	15.5	100
71	Failure to provide record of interceptor maintenance	15.5	100
72	Failure to keep proof of interceptor clean-out for two years	15.5	100
73	Failure to install an alarmed monitoring device	15.6	100
74	Discharge or cause or permit discharge of emulsifiers to sewage works	15.7	100
75	Use or cause or permit use of enzymes to facilitate the passage of oil and grease through an interceptor	15.8	100
76	Use or cause or permit use of bacteria to facilitate the passage of oil and grease through an interceptor	15.8	100
77	Use or cause or permit use of solvents to facilitate the passage of oil and grease through an interceptor	15.8	100
78	Use or cause or permit use of hot water to facilitate the passage of oil and grease through an interceptor	15.8	100
79	Use or cause or permit use of other agents to facilitate the passage of oil and grease through an interceptor	15.8	100
80	Failure to ensure that sediment discharging to a sanitary sewer do not exceed prescribed limits in Table 1	16.1	100
81	Failure to equip catch-basin with a sediment interceptor	16.2	100
82	Failure to maintain sediment interceptors in accordance with manufacturer's recommendations	16.3(a)	100
83	Failure to provide interceptor maintenance schedule	16.4	100
84	Failure to provide record of interceptor maintenance	16.4	100

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
85	Failure to keep proof of sediment interceptor clean-out on-site for 2 years	16.4	100
86	Alter or cause or permit the altering – equipment installed in sewage works	17.1(a)	750
87	Damage or cause or permit the damage – equipment installed in sewage works	17.1(a)	750
88	Tamper with or cause or permit the tampering with – equipment installed in sewage works	17.1(a)	750
89	Remove or cause or permit the removal – equipment installed in sewage works	17.1(a)	750
90	Move or cause or permit the moving – equipment installed in sewage works	17.1(a)	750
91	Deface or cause or permit the defacement – equipment installed in sewage works	17.1(a)	750
92	Alter or cause or permit the altering – equipment installed in or around a maintenance access hole or an alternative device or facility	17.1(b)	750
93	Damage or cause or permit the damage – equipment installed in or around a maintenance access hole or an alternative device or facility	17.1(b)	750
94	Tamper with or cause or permit the tampering with – equipment installed in or around a maintenance access hole or an alternative device or facility	17.1(b)	750
95	Remove or cause or permit the removal – equipment installed in or around a maintenance access hole an alternative device or facility	17.1(b)	750
96	Move or cause or permit the moving – equipment installed in or around a maintenance access hole or an alternative device or facility	17.1(b)	750
97	Deface or cause or permit the defacement – equipment installed in or around a maintenance access hole or an alternative device or facility	17.1(b)	750
98	Unauthorized entry to sewage works	17.3	750
99	Remove or cause or permit the removal any manhole cover or other opening into a sewage works – unauthorized	17.4	750

Item	Short Form Wording	Provision creating or defining offence	Set Fine \$
100	Tamper with or cause or permit the tampering with any manhole cover or other opening into a sewage works – unauthorized	17.4	750
101	Refuse to give, produce or deliver - access, information, document or other thing requested	25.10	750
102	Neglect to give, produce or deliver - access, information, document or other thing requested	25.10	750
103	Hindering or attempting to hinder an enforcement officer from carrying out any of his or her powers or duties under the Bylaw	25.11	750
104	Obstructing or attempting to obstruct an enforcement officer from carrying out any of his or her powers or duties under the Bylaw	25.11	750

NOTE: the general penalty provisions for the offences listed above is section 22.1 of bylaw- to be updated, a certified copy of which has been filed, and s. 61 of the *Provincial Offences Act*.