

REGULATION 309

Transitional Phase-in Program for Existing Sites

Classification of Municipal Landfill Sites

The proposed Waste Management Regulation 309 categorizes Municipal Waste Disposal Sites into nine classes. These sites will have to meet 23 proposed standards, nine of which are entirely new. Therefore, many existing sites will have to be upgraded to meet these additional requirements, e.g. development plans, status reports. Furthermore, it should be noted that a majority of existing sites, in varying degree, do not meet the current regulation requirements and will require upgrading of some sort with or without the new Regulations.

Existing sites, under the Class IO category (approx. 600 to 700 sites including MNR Sites), due to their size and remoteness, pose little if any serious environmental and health problems. These smaller, light use, sites (see matrix) constitute approximately 50% of the present total of 1,400 active sites.

A transitional phase-in program will be required to allow for upgrading and recertification of existing sites in order to comply with the proposed Regulation 309.

The following course of action is being suggested as a phase-in program:

Phase 1 Information period - Six months after promulgation of the Regulation

During this period, the Regions will inform site owner/operators of the requirements and where possible indicate deficiencies. The Waste Management Branch, on request, will assist the regions, explaining the intent of the new requirements.

Phase 2

Following Phase 1, owner/operators have a period of up to two years to satisfy the required standards identified in the matrix, subject to the following schedule.

A. Within the first year, after Phase I, the following standards must be met:

<u>Reference</u>	<u>Standard</u>
2	Registration on Title
4	Fencing
7	On-site Roads
8	Signs
9	Screening
10	Housekeeping
13	Surface Drainage
14	Cell Cover
15	Burning
19	Supervision
20	Vector and Rodents
23	Status Report (where required)
23	Financial Guarantees (where required)

B. The remaining Standards as identified below must be submitted with completed plans, evaluations and programs (if any of these had not been completed in the past) for Ministry approval anytime within the two-year period after Phase 1).

<u>Reference</u>	<u>Standard</u>
3	Development Plans
6	Buffers
11	Contingency Plan
12	Hydrogeological Evaluation
16	Final Cover
17	Leachate Controls
18	Gas Controls
21	Monitoring Program

The implementation of these standards will be determined by negotiation between this Ministry (depending upon the site use) and the site owner/operator. It is, however, intended that an implementation program be put in place and enforced.

For Class IO sites, the implementation of the standards will be in accordance with a timetable negotiated by the owner/operator and the Director.

Phase 3 Recertification

As soon as the approved upgrading program has been completed, the site should be recertified based on the Regional Directors recommendations, or

A revised Certificate of Approval conditional upon the implementation of the proposal could be issued once plans are received.

It is recommended that sites should continue to be certified to accept municipal waste based on life time capacity and that site class would appear on the Certificate of Approval.

GU/sp  
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