

---

**WORKS COMMITTEE  
AND  
ECONOMIC DEVELOPMENT AND PARKS COMMITTEE**

**AGENDA**

<b>Date of Meeting:</b>	<b>May 17, 2000</b>	<b>Enquiry:</b>	<b>Trudy Perrin</b>
<b>Time:</b>	<b>2:00 p.m.</b>		<b>Committee Administrator</b>
<b>Location:</b>	<b>Council Chamber</b>		<b>392-8027</b>
	<b>City Hall</b>		<b>tperrin@city.toronto.on.ca</b>
	<b>100 Queen Street West</b>		

---

**DECLARATIONS OF INTEREST PURSUANT TO  
THE MUNICIPAL CONFLICT OF INTEREST ACT.**

**COMMUNICATIONS/REPORTS:**

**1. CITY OF TORONTO NEW SEWER USE BY-LAW.**

City Clerk  
(May 5, 2000)

Advising that the Works Committee and the Economic Development and Parks Committee at their special joint meeting on April 19, 2000, respecting the proposed new Sewer Use By-law for the City of Toronto, took the following action:

- (1) deferred consideration of the reports and communications listed therein until a further joint meeting of the Committees to be held no later than May 17, 2000; and
- (2) directed that Draft No. 6 dated April 18, 2000, tabled at the meeting be the final and only draft of the Sewer Use By-law to be discussed at the May meeting.

**1(a).** Commissioner of Works and  
Emergency Services  
(April 10, 2000)

Recommending that:

- (1) the new Sewer Use By-law be enacted by City Council, providing a two-year phase-in period for industries to meet the proposed new limits in Section 2 and Section 4 of the new By-law;
- (2) all the former six area municipalities' By-laws and the former Metro Toronto By-law No. 153-89 be repealed, with the exception of the limits in Section 2 and Section 3, which will remain in effect for the two-year phase-in period of the new Sewer Use By-law;
- (3) the Commissioner of Works and Emergency Services report back at the end of two-year phase-in period on any modifications to the new limits contained in Section 2 and Section 4 of the new By-law;
- (4) the Commissioner of Works and Emergency Services be authorized to reclassify two of the existing Enforcement Officers to Pollution Prevention Officers;
- (5) all existing Industrial Waste Surcharge Agreements, Sanitary Discharge Agreements and Compliance Programs with Monetary Concessions remain in force under the new By-law, and be amended to accommodate the changes necessitated by the new By-law;
- (6) the Commissioner of Works and Emergency Services be authorized to execute new Industrial Waste Surcharge Agreements, Sanitary Discharge Agreements or Compliance Programs with Monetary Concessions under routine situations, but continue to refer non-routine, complicated cases to Council for approval; and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**1(b).** Commissioner of Works and  
Emergency Services  
(April 18, 2000)

Forwarding Draft No. 6 of the Sewer Use By-law; and recommending that the attached Draft of the Sewer Use By-law replace the Draft Sewer Use By-law contained in his report (April 10, 2000), entitled "City of Toronto New Sewer Use By-Law".

**1(c). Staff Response to Written Submissions to the April 19, 2000 Joint Meeting of the Works Committee and Economic Development and Parks Committee**

Commissioner of Works and  
Emergency Services  
 (April 26, 2000)

Recommending that:

- (1) Section 3 – Prohibition of Dilution of Draft 6 be revised to read “No person shall discharge directly or indirectly or deposit or cause or permit the discharge or deposit of sewage into a sanitary sewer, combined sewer, storm sewer, municipal or private sewer connection to any sanitary sewer, combined sewer or storm sewer in circumstances where water has been added to the discharge for the purposes of dilution to achieve compliance with Section 2 or 4 of the By-law.”;
- (2) Section 11 – Sewer Connections, subsection (17)2.(a) and (b) of Draft 6 be revised to delete the reference to combined sewer system;
- (3) Section 13 – Offences, subsection 13.(1) of Draft 6 be revised to read “Every person other than a corporation who contravenes any provision of Section 2, 3 or 4 of this By-law is guilty of an offence and on conviction is liable for every day or part thereof upon which such offences occurs or continues to a fine of not more than \$10,000.00 for a first offence and \$20,000.00 for any subsequent conviction.”; and subsection 13.(2) of Draft 6 be revised to read “Every corporation which contravenes any provision of Section 2, 3 or 4 of this By-law is guilty of an offence and on conviction is liable for every day or part thereof upon which such offence occurs or continues to a fine of not more than \$50,000.00 for a first offence and \$100,000.00 for any subsequent conviction.”;
- (4) Offices of Dentists, with NAICS 62121 with a Pollution Prevention Plan due date of December 31, 2001, be inserted between Industrial Category One-hour Photo-finishing and General Medical and Surgical Hospitals under Appendix 1 Subject Sectors;
- (5) the Commissioner of Works and Emergency Services provide staff assistance to undertake a minimum of three case studies of P2 Planning with separate industry sectors;
- (6) the Commissioner of Works and Emergency Services, in co-operation with Economic Development, Culture and Tourism Department, undertake a direct outreach program to the major employers that will be affected in order to assure companies that the Department will work closely with the companies over the

next two years to find workable solutions and to ensure that the companies benefit from the educational sessions that will be undertaken;

- (7) the Commissioner of Works and Emergency Services, in co-operation with Economic Development, Culture and Tourism, develop a marketing/awareness campaign to recognize the accomplishments of companies as they develop and implement P2 Plans;
- (8) the Commissioner of Works and Emergency Services consult with Economic Development, Culture and Tourism, Ontario Centre for Environmental Technology Advancement, Industrial Research Assistance Program and senior levels of government and report back to Economic Development and Parks Committee with respect to the development of an incentive program to encourage companies to undertake P2 Plans in a timely manner and to offset preparation and implementation costs;
- (9) the Commissioner of Works and Emergency Services include the Economic Development Division staff in meetings with companies and business sectors regarding non-routine issues of compliance, P2 Plan preparation and implementation and that the Commissioner of Economic Development, Culture and Tourism report back to Economic Development and Parks Committee during the phase-in period with respect to the economic impact on companies and business issues related to the implementation of the By-law;
- (10) in the event that Council adopts the Board of Health's Recommendation No. 4 requiring industries to prepare facility-specific pollution prevention plans rather than sectoral P2 plans for homogeneous industry sectors, the Commissioner of Works and Emergency Services be requested to report back to the Works Committee on the additional staffing required to review the additional estimated four to five thousands individual pollution prevention plans; and
- (11) the appropriate City officials be granted the authority necessary to give effect thereto.

**1(d). Guidelines for the Development of Pollution Prevention Plans and Pollution Prevention Plan Summaries in Association with the Proposed Sewer Use By-law**

Commissioner of Works and  
Emergency Services  
 ((May 1, 2000))

Recommending that the document, entitled "A Guidance Manual to Pollution Prevention Plan" and its Appendices be adopted as guidelines for industries to develop their pollution prevention plans and pollution prevention plan summaries.

**1(e).** City Clerk  
(March 9, 2000)

Forwarding, for information and any attention deemed necessary, Clause No. 3 contained in Report No. 4 of The Works Committee, headed “City of Toronto Draft Sewer Use By-law – Status Report”, which was adopted, as amended, by City Council on February 29, March 1 and 2, 2000.

**1(f).** Secretary,  
Board of Health  
(April 3, 2000)

Advising that the Board of Health, at its meeting on April 3, 2000, had before it a report (March 23, 2000) from the Medical Officer of Health respecting the proposed Sewer Use By-law for Toronto; and that the Board of Health:

- (1) endorses the commitment to reduce the discharge of persistent toxics into the Toronto sewage system and the pollution prevention planning requirements that are contained in the proposed Sewer Use By-law; and
- (2) encourages the Works Committee and the Economic Development and Parks Committee to support the proposed Sewer Use By-law.

**1(g).** Secretary,  
Board of Health  
(May 1, 2000)

Advising that the Board of Health, at its meeting on May 1, 2000, recommended that:

- (1) Works and Emergency Services adhere to its general discharge limit development protocol for deriving discharge limits for organics not identified for phase out under the Canada Ontario Agreement (COA) respecting the Great Lakes;
- (2) Works and Emergency Services retain, for the time being, the discharge limits (in Draft No. 4) for nonylphenols, nonylphenol ethoxylates, di-n-butyl phthalates and bis (2-ethylhexyl) phthalate, and request Environment Canada/Ontario Ministry of the Environment to evaluate the new aquatic toxicity data for these substances and revise the Canadian Water Quality Objectives/Provincial Water Quality Objectives in light of these data;
- (3) the By-law require industry to prepare facility-specific pollution prevention plans;
- (4) Works and Emergency Services provide in a guidance manual a list of basic information common to all industry sectors that needs to be included in the pollution prevention plans and plan summaries, including evidence of employee notification and involvement;

- (5) the City add dental clinics to the list of subject sectors (appendix 1 of the By-law) that are required to submit a pollution prevention plan and a plan summary to the Commissioner by a designated date;
- (6) section 12 of Draft No. 6 be amended to indicate that the Corporate Access and Privacy Office of the City of Toronto will determine whether the industry has made a credible case for submitted information to be withheld from public release due to its confidential or proprietary nature;
- (7) the By-law disallow the discharge of sharps and pharmaceuticals into the sewage system;
- (8) Works and Emergency Services perform periodic audits of individual facilities in different industrial sectors to determine compliance and assess the needs for further education and action; and
- (9) Works and Emergency Services conduct an education campaign to raise awareness of the impact of discharged substances on health and the environment, and the importance of pollution prevention measures, with an emphasis on situations where the By-law requirements are difficult to enforce, such as with toxic discharges from small home business establishments;

and further advising that the Board of Health:

- (1) confirms its endorsement of the commitment to reduce the discharge of persistent toxics into the Toronto sewage system and the pollution prevention planning requirements that are contained in the proposed Sewer Use By-law; and
- (2) encourages the Works Committee and the Economic Development and Parks Committee to support the proposed Sewer Use By-law, subject to the aforementioned recommendations.

**1(h).** Communications from the following expressing concerns with respect to the proposed Sewer Use By-law and the lack of stakeholder consultation:

- (i) (June 10, 1999) from Mr. Don Lounsbury, Vice-President and General Manager, K-G Packaging, a Division of CCL Industries Inc.;
- (ii) (June 11, 1999) from Ms. Marina Kovrig, Vice President, Public and Government Affairs, Recochem Inc.;
- (iii) (June 14, 1999) from Mr. Grant D. Allen, Plant Manager, Reckitt & Colman Canada;

- (iv) (June 21, 1999) from Mr. Gunter Berk, Vice President and General Manager, CCL Custom Manufacturing;
  - (v) (June 23, 1999) from Mr. N.R.C. Huebel, Regional Director, Ontario, Canadian Chemical Producers' Association;
  - (vi) (July 5, 1999) from Mr. Roger Hayward, Vice President Operations, Rohm and Haas Canada Inc.;
  - (vii) (July 5, 1999) from Mr. Mike Russill, Vice President, Retail, Sunoco Inc.;
  - (viii) (July 7, 1999) from Mr. Bob Clapp, Vice President, Ontario Division, Canadian Petroleum Products Institute;
  - (ix) (July 15, 1999) from Mr. Mike Klein, President, Dominion Colour Corporation;
  - (x) (July 19, 1999) from Mr. Andrew Macdonald, Vice President, Torcad Limited;
  - (xi) (July 22, 1999) from Mr. Peter Newton, President, Champion Photochemistry Limited;
  - (xii) (July 23, 1999) from Mimi N. Singh, Director, Environment, Health and Safety, Canadian Plastics Industry Association;
  - (xiii) (August 4, 1999) from Mr. Jim Stanton, Owner, M. Stanton Electroplating Ltd.;
  - (xiv) (August 9, 1999) from Mr. Ian Howcroft, Vice President (Acting), Ontario Division, Alliance of Manufacturers & Exporters Canada;
  - (xv) (September 7, 1999) from Mr. G. S. Buchanan, President, S&C Electric Canada Ltd., forwarded by Councillor Elizabeth Brown, Rexdale-Thistletown; and
  - (xvi) (September 17, 1999) from Mr. David Halton, President, Canadian Manufacturers of Chemical Specialities Association.
- 1(i).** Mr. Mark S. Winfried,  
 Director of Research,  
Canadian Institute for Environmental Law and Policy  
 (September 13, 1999)

Expressing continuing support for the City of Toronto's new Sewer Use By-law, and in particular, congratulating the City for its decision to include pollution prevention planning requirements in the new by-law.

- 1(j).** Ms. Tanny Wells, Chair,  
Task Force to Bring Back the Don  
(September 30, 1999)

Expressing the support of the membership of the Task Force to Bring Back the Don for the recently drafted Sewer Use By-law.

- 1(k).** Ms. Christine Iamonaco,  
Senior Public Consultation Co-ordinator (Acting)  
Works and Emergency Services  
(November 2, 1999)

Advising that the Implementation, Compliance and Monitoring Committee (ICMC) for the Ashbridges Bay Treatment Plant Mediation Agreement at its meeting on October 27, 1999, passed the motion that the ICMC support the City's new Sewer Use By-law which is consistent with Resolution No. 2 of the Mediator's report as approved by Council in June 1999, appended thereto.

- 1(l).** Mr. Simon Miles, Vice-President,  
Conservation Council of Ontario  
(February 6, 2000)

Urging the Committee and Council to approve the Sewer Use By-law as quickly as possible.

- 1(m).** Mr. Peter Morfitt,  
Scarborough, Ontario  
(March 9, 2000)

Expressing support for the City of Toronto's proposed Sewer Use By-law, and stating that Council should move on this initiative without any further delay.

- 1(n).** Ms. Paula Davies and  
Mr. Stephen Smith  
(March 23, 2000)

Expressing strong support for the draft Sewer Use By-law.

- 1(o).** Mr. James Riordan, Director,  
National Office of Pollution Prevention,  
Environment Canada  
(March 31, 2000)

Expressing support for the proposed by-law that would require pollution prevention planning from certain facilities; and commenting on the roles of the two levels of government in this area.



**1(p).** Form letters from the following in support of the City's proposed new Sewer Use By-law:

- (i) (April 4, 2000) from Ms. Gillian Novick;
- (ii) (April 4, 2000) from Guiomar Novais-Juradinho;
- (iii) (April 4, 2000) from Ms. Melissa Hanneman;
- (iv) (April 4, 2000) from Mr. Burt Skopit;
- (v) (April 4, 2000) from G. Doherty;
- (vi) (April 4, 2000) from R. Scott;
- (vii) (April 4, 2000) from Mr. Saul Fishbein;
- (viii) (April 4, 2000) from Mr. Andres Valencia;
- (ix) (April 4, 2000) from Darinka Blagaj;
- (x) (April 4, 2000) from Mr. David Berger;
- (xi) (April 4, 2000) from Stev Andis;
- (xii) (April 4, 2000) from Mr. Michael T. Berger;
- (xiii) (April 4, 2000) from Mr. Dalton Shipway;
- (xiv) (April 4, 2000) from Mr. Fred Ni;
- (xv) (April 4, 2000) from Mr. Shawn Tay;
- (xvi) (April 4, 2000) from Dr. S.M. Hossain;
- (xvii) (April 4, 2000) from Mr. David Hanna;
- (xviii) (April 4, 2000) from Mr. Mark Franklin; and
- (xix) (April 4, 2000) from Ms. Carol Boland.

**1(q).** Ms. Christine Iamonaco,  
Public Consultation Co-ordinator,  
Technical Services  
(April 3, 200)

Advising that the Ashbridges Bay Treatment Plant Neighbourhood Liaison Committee at its meeting on March 21, 2000, passed the motion that the Committee support the Sewer Use By-law, and, in principle, the staff report coming forward to the Works Committee at the April 19, 2000 meeting.

**1(r).** Ms. Anne Dubas,  
President, Local 79,  
Canadian Union of Public Employees

(April 7, 2000)

Forwarding suggestions with respect to the proposed Sewer Use By-law in the areas of composting, permitting system, economic incentives, metals, pesticides, environmental emergency plans, and training, to strengthen the draft by-law and help ensure that the City will be able to enforce and protect the quality of water and ensure public health.

- 1(s).** Mr. Raymond Oster, President,  
Magic White (1973) Incorporated  
(April 10, 2000)

Expressing support in favour of the proposed Sewer Use By-law.

- 1(t).** Ms. Carol Boland,  
Toronto, Ontario  
(April 11, 2000)

Extending support for the adoption of a stronger Sewer Use By-law in the City of Toronto; and expressing concern that certain chemicals in the final draft of the by-law will still allow an unacceptable level of dangerous substances to be discharged into the sewer system.

- 1(u).** Ms. Stella Hawke,  
Arcadia Housing Cooperative  
(April 12, 2000)

Extending support for the adoption of a stronger Sewer Use By-law in the City of Toronto; and stating that new limits for nine chemicals in the final draft of the By-law allow an unacceptable level of dangerous substances to be discharged into the City's drinking water.

- 1(v).** Ms. Beth Benson, Executive Director,  
Waterfront Regeneration Trust;  
Mr. Craig Mather, General Manager,  
Toronto and Region Conservation Authority; and  
Mr. Simon Llewellyn, Director,  
Ontario Region, Environment Canada

(April 14, 2000)

Advising of the support of the RAP Coordinating Committee for immediate adoption of the City of Toronto's proposed Sewer Use By-law.

- 1(w).** Mr. Don Hux,  
Camdon Car Wash Services Ltd.  
(April 14, 2000)

Forwarding correspondence from the Planning and Transportation Committee with respect to limits to the hours of operation of automatic car washes; and stating that the end result would be an increase in car washing in driveways, with an increase in water use, and soaps, waxes and cleaners being discharged into the storm sewers.

- 1(x).** Mr. Peter J. Hare,  
Toronto, Ontario  
(April 14, 2000)

Advising that he supported the proposed consolidated Sewer Use By-law as circulated last January; and expressing concern that the by-law has been watered down.

- 1(y).** Mr. Kyle Menzies,  
Vice President,  
C.O.R.E. Digital Pictures  
(April 17, 2000)

Showing support for a strong Sewer Use By-law in the City of Toronto.

- 1(z).** Mr. Lino Grima,  
Institute for Environmental Studies,  
University of Toronto  
(April 17, 2000)

Advising that he supports the revised Sewer Use By-law, even though the revisions seem to point to a watering down of the version circulated earlier this year.

- 1(aa).** Mr. Murray Ewing,  
President,  
Transchem Inc.  
(April 18, 2000)

Respecting the impact on the City's sewer system of the proposed by-law to restrict the hours of operation for car washes in the City of Toronto by the Toronto Licensing Sub-Committee.

- 1(bb).** Mr. Brian Cochrane, President,  
Toronto Civic Employees' Union,  
CUPE Local 416  
(April 19, 2000)

Recommending that the implementation of the proposed Sewer Use By-law be discussed with Local 416, including any changes in working conditions and issues related to training.

- 1(cc).** Mr. Neil H. Rodgers,  
Director of Policy,  
Urban Development Institute, Ontario  
(April 19, 2000)

Advising that the Urban Development Institute cannot support the draft by-law as currently written as the proposed by-law does not permit double sewer connection and includes limits for storm sewer discharge.

- 1(dd).** Ontario Dental Association  
(April 19, 2000)

Regarding key concerns identified by the Ontario Dental Association.

- 1(ee).** Ms. Karen Buck,  
Citizens for a Safe Environment  
(April 19, 2000)

Raising questions with respect to the proposed Sewer Use By-law for the City of Toronto.

- 1(ff).** Mr. Mark S. Winfield,  
Director of Research,  
Canadian Institute for Environmental Law and Policy  
(April 2000)

Submitting recommendations with respect to the new City of Toronto Sewer Use By-law.

- 1(gg).** Toronto Food Policy Council  
(April 14, 2000)

Forwarding comments and recommendations on the proposed Sewer Use By-law.