



Reference: 335757

File: 4606

November 27, 2018

His Worship Mayor John McEwen
and Councillors
Village of Anmore
2697 Sunnyside Road
Anmore BC V3H 5G9

Dear Mayor McEwen and Council:

Thank you for your letter of November 21, 2018, in which you request I rescind the Ministerial Order dated August 16, 2018.

I understand that the Village of Anmore Council passed a resolution on October 16, 2018, to begin the process of resolving this matter and that the resolution also requested that I rescind the order. You also note in your recent letter that the Village of Anmore Council passed another resolution on November 20, 2018, requesting an extension of the November 30, 2018, deadline to create a Liquid Waste Management Plan should the order not be rescinded.

While I am not prepared to withdraw the order for a Liquid Waste Management Plan, I am prepared to extend the current submission deadline. The order of August 16, 2018, is hereby amended such that the submission date for a Liquid Waste Management Plan is now April 30, 2019. The ministry expects to receive regular progress updates.

ORDER

Pursuant to Section 24(4) of the *Environmental Management Act*, the order of August 16, 2018, is hereby amended such that the submission date for a Liquid Waste Management Plan is now April 30, 2019.

DUTY TO COMPLY

Failure to comply with the requirements of this order is a contravention of the *Environmental Management Act* and may result in legal action. I direct your attention to Section 120(11) of the *Environmental Management Act*, which reads:

(11) A municipality that...(a) fails to submit to the minister a waste management plan as requested or directed by the minister under section 24(2) or (3)... commits an offence and is liable on conviction to a fine not exceeding \$300 000.

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Failure to comply with the requirements of this order may also result in an administrative penalty under the Administrative Penalties Regulation (*Environmental Management Act*).

I direct your attention to Section 12(4) of the Regulation, which reads:

(4) A person who fails to comply with an order under the [Environmental Management] Act is liable to an administrative penalty not exceeding \$40 000.

CONTACT

If you have any questions regarding this matter, please contact Mr. Dan Bings, Compliance Operations Manager in the Regional Operations Branch of the Environmental Protection Division, at 250 398-4545 (w) or 250 617-0324 (c) or via email at Dan.Bings@gov.bc.ca.

Sincerely,



George Heyman
Minister

cc: Dan Bings, Compliance Operations Manager, Environmental Protection Division, Ministry of Environment and Climate Change Strategy