

Memorandum

July 2019

To: Trade Waste Bylaw 2013 review Hearings Panel

Cc: All Waitematā Local Board members
Merle Smuts, Trade Waste Manager, Watercare Services Ltd

Subject: Statement of Proposal for changes to the Trade Waste Bylaw 2013

From: Waitematā Local Board

Purpose

1. To provide Waitematā Local Board's feedback on the Statement of Proposal for changes to the Trade Waste Bylaw 2013.

Local Board Feedback

The Waitematā Local Board provides the following feedback on the proposed amendments to the Trade Waste Bylaw 2013:

- a) support providing clearer rules to determine when trade waste activities are low risk and when they require a trade waste agreement to ensure that all trade waste activities are clearly covered avoids over-regulation of low-risk trade waste discharges.
- b) support introduction of the Trade Waste Control 2019, which will include existing limits to flow rates and volumes for low risk discharges, and to characteristics and substances in trade waste discharges.
- c) support providing clearer information for the pre-treatment and other conditions required for low risk trade waste discharges, to improve understanding of pre-treatment of low risk trade waste discharges.
- d) support clearly defining matters that are taken into account when considering a trade waste agreement to help trade waste dischargers and the public to better understand the factors considered when assessing an application for a trade waste agreement.
- e) support removing all matters relating to transitional consents as trade waste dischargers no longer hold these consents.
- f) request Auckland Council investigate options to charge businesses for the trade waste produced and discharged into the network instead of charging businesses for their water usage by introducing a tiered waste water cost system that looks at the quality and scale of discharge
- g) request Auckland Council investigate the California model of waste water discharge that charges more for polluters and provides short term subsidies to invest in clean technology for discharge.

- h) note that microplastics are described as dry solids and are prohibited from being discharged from a trade premises into the public wastewater system under Schedule 3 of the bylaw.

Context/Background

2. The Local Government Act 2002 requires council to review its bylaws to determine whether they are effective, efficient and still needed.
3. The Trade Waste Bylaw 2013 aims to minimise the risk to people, wastewater assets and the environment from potentially harmful substances discharged from trade premises.
4. Auckland Council reviewed the Bylaw and reported its findings in June 2018.
5. Key findings from the Bylaw review included:
 - trade waste discharges continue to pose a risk to the public wastewater system, people and the environment
 - the Bylaw has been efficient and effective in managing risk
 - risks are managed by the classification of trade waste, maximum discharge standards, agreements and management plans
 - stakeholders consider the Bylaw as the most appropriate way to protect the public wastewater system, people and the environment, and identified improvements that could be made.
6. Following the review of the Bylaw, the Governing Body on 28 March 2019 proposed amendments to the Bylaw for public consultation.
7. The proposed amendments were open for public feedback between the 10 April and 10 June 2019.
8. A total of three submissions was received for the Waitemata local board area, generally supportive of the amendments to the Trade Waste Bylaw 2013 but requested clarification that no new significant requirements will be imposed on businesses covered in the bylaw
9. Local Boards and Advisory Panels have an opportunity to input into decisions on proposed amendments in writing by 10 June and to the Panel appointed by the Regulatory Committee at a session on Friday 5 July 2019.