



**City of Kingston  
Report to Council  
Report Number 16-111**

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**To:** Mayor and Members of Council  
**From:** Jim Keech, President and CEO, Utilities Kingston  
**Resource Staff:** Heather Roberts, Manager, Solid Waste Operations  
**Date of Meeting:** March 22, 2016  
**Subject:** Industry Stewardship Plan for PSF Materials, Amending Agreement with Product Care Association

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**Executive Summary:**

On December 10, 2014 Waste Diversion Ontario (WDO) approved an Industry Stewardship Plan from Product Care Association (Product Care) for the management of Municipal Hazardous or Special Waste Phase 1 material defined as paints, coatings, and their containers.

Subsequently, staff recommended to Council in June 2015 that the City of Kingston and Product Care enter into an agreement for the provision of collection and post-collection services for paints, coatings and their containers. The agreement was cost neutral as Product Care would reimburse the City for defined expenses related to paints, coating and their containers.

On October 28, 2015 WDO approved the Product Care Industry Stewardship Plan for the end-of-life management of Municipal Hazardous or Special Waste Phase 1 material defined as pesticides, solvents and fertilizers (PSF). On December 27, 2015 WDO announced that the effective date of the PSF Industry Stewardship Plan will be April 1, 2016.

Currently, Stewardship Ontario is the Industry Funding Organization reimbursing the City of Kingston for some costs related to PSF materials.

Product Care contacted Solid Waste staff on February 26, 2016 to request that the existing agreement between the City of Kingston and Product Care for paints, coatings and their containers be amended to include the PSF materials. The agreement is cost neutral as Product Care will reimburse the City of Kingston for all expenses that Stewardship Ontario currently covers.

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**Recommendation:**

**THAT** the City of Kingston enter into an Amending Agreement regarding the provision of collection and post-collection services to Product Care Association concerning the Phase 1 materials known as pesticides, solvents and fertilizers and the containers in which they are contained, as defined by the Industry Stewardship Plan approved by Waste Diversion Ontario with an effective date of April 1, 2016; and

**THAT** Council authorize the Mayor and Clerk to execute the Agreement in a form satisfactory to the Director of Legal Services.

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**Authorizing Signatures:**

ORIGINAL SIGNED BY PRESIDENT & CEO, UTILITIES KINGSTON

**Jim Keech, President and CEO,  
Utilities Kingston**

ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER

**Gerard Hunt, Chief Administrative Officer**

**Consultation with the following Commissioners:**

Cynthia Beach, Corporate & Strategic Initiatives	Not required
Lanie Hurdle, Community Services	Not required
Denis Leger, Transportation, Facilities & Emergency Services	Not required
Desiree Kennedy, Chief Financial Officer & City Treasurer	Not required

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**Options/Discussion:**

On December 12, 2006 the Minister of the Environment and Climate Change directed that Waste Diversion Ontario (WDO) develop a waste diversion program for Municipal Hazardous or Special Waste (MHSW), commonly referred to as Household Hazardous Waste, and that Stewardship Ontario act as the Industry Funding Organization for the program under authority of the Waste Diversion Act.

Stewardship Ontario, at the direction of and in cooperation with WDO, developed an MHSW plan for nine materials (the Phase 1 materials) including paints and coatings, and pesticides, solvents and fertilizers, which was approved for implementation by the Minister on February 19, 2008.

On December 10, 2014 Waste Diversion Ontario (WDO) approved an Industry Stewardship Plan from Product Care Association (Product Care) for the management of Municipal Hazardous or Special Waste Phase 1 material defined as paints, coatings, and their containers.

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The amending agreement was prepared by Product Care using the standard format approved by a joint Association of Municipalities of Ontario/Regional Public Works Commissioners of Ontario/Municipal Waste Association committee.

Authority is requested from Council for the Mayor and Clerk to execute an amending agreement for the provision of Industry Stewardship Plan services with Product Care as staff are not delegated the authority to authorize this agreement.

**Existing Policy/By Law:**

Not applicable.

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**Notice Provisions:**

Not Applicable.

**Accessibility Considerations:**

Not Applicable.

**Financial Considerations:**

Not Applicable.

**Contacts:**

Heather Roberts, Manager, Solid Waste Division, 613-546-4291 Extension 2701

**Other City of Kingston Staff Consulted:**

Alan McLeod, Senior Legal Counsel  
Jason Hollett, Supervisor, Solid Waste Disposal

**Exhibits Attached:**

None