

SOLID WASTE COLLECTION AND DISPOSAL BYLAW

Bylaw No. 2458 and amendments thereto

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws listed below. The amending bylaws have been consolidated with the original bylaws for convenience only.

Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

<u>BYLAW NO.</u>	<u>ADOPTED</u>
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2458	March 16, 2010
2491	May 3, 2011

The bylaw numbers in **bold** at the end of the clause refer to the bylaws that amended the principal bylaw.

**CITY OF PITT MEADOWS
SOLID WASTE COLLECTION AND DISPOSAL BYLAW NO. 2458**

A Bylaw to Provide for the Collection and Disposal of Garbage and Recyclable
Materials.

WHEREAS, Section 8 (3) and 64 (d) and amendments thereto of the *Community Charter* allow a Council by bylaw to regulate and impose requirements respecting the use of waste disposal and recycling services;

AND WHEREAS, Council for the City of Pitt Meadows previously exercised its authority under Section 614 of the *Municipal Act* and adopted "District of Pitt Meadows Solid Waste Bylaw No. 1568";

AND WHEREAS, Council has recently made changes to its solid waste management contract and solid waste collection program that require updates to the regulations provided for in Bylaw No. 1568, 1993; it is appropriate to repeal Bylaw No. 1568 and adopt a new bylaw which will provide for the collection and disposal of solid waste and recyclable material with the City of Pitt Meadows;

NOW THEREFORE, the Council of the City of Pitt Meadows in open meeting assembled, ENACTS AS FOLLOWS:

PART I – INTERPRETATION

Citation/Title

1. This Bylaw may be cited as the "**City of Pitt Meadows Solid Waste Collection and Disposal Bylaw No. 2458, 2010**".

Definitions

2. In this bylaw:
 - a) **bulk container** means any container primarily manufactured for the containment of solid waste or recyclable material and having a capacity equal to or greater than 0.75 cubic metres, which container can be mechanically moved and emptied by solid waste collection vehicles;
 - b) **Council** means the Municipal Council of the City of Pitt Meadows;

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- c) **Director** means the person employed by the City to perform the position of Director of Operations and Development Services;
- d) **due date** means the first business day following the July 1st Statutory holiday in each year;
- e) **Extra Bag Tag** means an official, perforated and numbered tag that sticks onto extra bags of garbage;
- f) **garbage** means any discarded materials resulting from the day-to-day operations of a residential household, but shall not include special waste, construction, demolition or land clearing debris, green waste, animal bodies or their parts, car parts, furniture, recyclable material or any other waste prohibited by this Bylaw or other items considered unacceptable by the Director;
- g) **garbage container** means a non-corrosive, durable receptacle, fitted with secure handles and a water-tight cover, or a heavy weight plastic bag;
- h) **green waste** means weeds, plants, leaves, ashes, sawdust, grass, hedge and plant clippings, twigs, branches or other tree trimmings 3 inches in diameter or less and less than 40 inches long;
- i) **land clearing debris** means all earth, debris, rocks, trees, stumps and anything else originating from clearing land, landscaping or renovation activities;
- j) **mobile home means** any structure, whether ordinarily equipped with wheels or not, which is constructed or manufactured to be moved from one place to another by being towed or carried and which is used as a residential dwelling;
- k) **multi-residential premises #1** means a building or part of a building used or intended to be used for three or more residential premises that have individual curbside access.;
- l) **multi-residential premises #2** means a building or part of a building used or intended to be used for three or more residential premises where individual curbside access is unavailable.;
- m) **noxious matter** means any offensive, volatile or hazardous material or material which may be germ or vermin infested or have an offensive odour or be injurious to the health of a person handling it or injurious to vehicles containing it and, without limiting the

generality of the foregoing, includes acids, animal excrement and similar things;

- n) **recyclable materials** means all newsprint, mixed waste paper, cardboard, clear glass, coloured glass, metal cans and plastic products and other materials which the City may advise from time to time may be sorted for recycling;
- o) **recycling container** means a multi-material recycling container provided by the City for the holding of recyclable materials;
- p) **residential premise** means one or more rooms intended for the occupancy of one or more persons as an independent and separate residence in which cooking, sleeping and sanitary facilities are provided for the exclusive use of such a person or persons;
- q) **solid waste** means garbage and recyclable materials.

PART II – PROVISION OF SERVICE

Collection and Disposal System

- 3. The City hereby establishes a system for the collection, removal and disposal of garbage and recyclable materials.
- 4. The City also may establish and operate a system of waste reduction educational programs, composting programs, the use of community recycling depots and such other services as Council may deem appropriate for the reduction and efficient disposal of waste (all of which is called the "Other Services").
- 5. Every owner and occupier of a parcel containing no more than two residential premises shall make use of the solid waste disposal and recycling services provided by the City under section 10 and 11.
- 6. An owner and occupier of a multi-residential premises #1 shall make use of the solid waste disposal and recycling services provided by the City under section 10 and 11.
- 8. An owner and occupier of a multi-residential premises #2 shall make use of the recycling services provided by the City under section 12 and 13.
- 9. An owner or occupier of a multi-residential premises #2 may apply to the Director of Operations and Development Services to use City garbage

collection and disposal services set out in Section 13. The Director shall accept the application if the Director is satisfied that the parcel can be safely, efficiently and legally serviced by the City's system. If accepted, the owner shall pay fees according to Schedule A."

Collection and Disposal Services

10. The occupiers of each residential premise, excluding multi-residential premise #2, shall be provided:
 - a) solid waste collection every week; and
 - b) recyclable material collection every week.

11. The occupiers of each residential dwelling, excluding multi-residential premises #2, are permitted to place out for collection:
 - a) one garbage container, with a volume no greater than 120 litres and its contents weighing no more than 20 kilograms; and
 - b) unlimited recyclables.

12. The occupiers of each multi-residential premise #2 shall be provided:
 - a) unlimited recyclable material collection every week; and
 - b) weekly solid waste collection, upon request, as outlined in section 9.

13. The occupiers of each multi-family residential premises #2 are permitted to have a bulk container or bulk containers supplied by the City for recyclables or its contractor supplying garbage collection service, subject to section 30.

14. The frequency of the provision of the collection services under section 10, 12 and 13 is subject to change from time to time, as determined by the Director.

Excess Garbage

15. Owners or occupiers of a residential premise, excluding multi-residential premises #2, who wish to dispose of an additional bag of garbage, in excess of the one garbage container per week limit, may:

- a) purchase an Extra Bag Tag from the City at the rate listed on Schedule "A" of this Bylaw; and
- b) securely affix an Extra Bag Tag to an additional garbage bag in a visible position,

provided that no more than two extra bags of garbage with tags are placed for collection each week.

- 16. Each Extra Bag Tag is valid for one bag of garbage or one garbage container, with a volume no greater than 120 litres and its contents weighing no more than 20 kilograms.
- 17. If the occupiers of residential premises wish to dispose of additional garbage which exceeds the limitations set out in this Bylaw, they shall make their own arrangements to dispose of the garbage at an approved disposal site.

PART III – PREPARATION OF GARBAGE AND RECYCLABLES

Prohibited Waste

- 18. No person shall place any of the following materials in a garbage container for collection by the City:
 - (a) explosives;
 - (b) raw sewage or septic tank sludge;
 - (c) highly flammable material;
 - (d) noxious matter;
 - (e) oversized items of any kind exceeding two (2) feet in any dimension;
 - (f) dead animals;
 - (g) demolition or construction waste;
 - (h) green waste;
 - (i) recyclable materials.

Duties of Owners and Occupiers

19. Every owner and occupier of a residential premise that receives City garbage and recyclable collection and disposal services shall:
 - (a) be responsible for providing garbage containers which comply with this Bylaw;
 - (b) only deposit garbage and recyclable material generated on the parcel into the appropriate collection containers;
 - (c) keep garbage containers in a sanitary condition and in good order and repair;
 - (d) replace any garbage containers which are damaged or dangerous to persons handling them;
 - (e) drain wet garbage of excess moisture and all wet garbage and greases shall be wrapped in a suitable waterproof material before it is placed in any garbage container;
 - (f) not place any liquid in free form in a garbage container and they shall keep lids of garbage containers securely closed and they shall tie or seal garbage bags to prevent spillage or entry of water;
 - (g) immediately clean up any garbage which escapes onto the highway, street, lane or public way from the garbage put out for collection;
 - (h) ensure that recyclable materials are clean and dry;
 - (i) set out only the amount of waste that will fit into a container with the lid closed and so as not to exceed the weight limit specified in section 11;
 - (j) comply with section 18.

20. Every owner and occupier of a parcel that receives private solid waste services shall:
 - (a) maintain all solid waste containers in a clean and sanitary condition at all times;
 - (b) deposit all solid waste generated on the parcel into the appropriate refuse containers;

- (c) not deposit any special waste into a solid waste container;
 - (d) immediately clean up spillage originating from solid waste containers.
21. Where the owner or occupier of a parcel that receives City solid waste services has not complied with any part of section 19 or other relevant sections contained in this Bylaw, the Director may, at their reasonable discretion refuse to collect any or all solid waste from that parcel.

Placement of Containers

22. Occupiers shall place solid waste and recycling containers for collection no later than 8:00 a.m. of the collection day.
23. On the collection day, occupiers shall place solid waste and recycling containers in full view and as close as possible to the edge of the travelled way serving the property, without obstructing traffic.
24. Occupiers shall remove solid waste containers and recycling containers, once emptied, from the public street or lane, on the collection date.
25. Occupiers shall keep solid waste and recycling containers on the property and they shall not permit the containers to encroach upon or project over any street, lane or public place, except for the purposes of collection.
26. The City shall not be responsible for the replacement or repair of any garbage container which may be damaged or lost for any reason.

Bulk Containers

27. No person shall place or install a bulk container for the disposal of solid waste without the prior written approval of the Director, who may permit such containers, if in their opinion their placement will not be detrimental to the surrounding neighbourhood.

PART IV – FEES AND CHARGES

28. The owner of real property shall pay, in addition to all other rates and charges for the use of the solid waste collection system, the amounts specified in Schedule “A” of this Bylaw.

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29. The rates, charges and fees set out in Schedule "A" are payable by owners of real property for services provided to each dwelling unit under this Bylaw payable at the office of the City on or before the due date. Such rates are payable whether or not:
 - a) The dwelling unit(s) on a parcel are occupied; or
 - b) Any owner or occupier of a parcel makes use of any of the service or;
 - c) The service is interrupted or altered in any manner.
30. Upon issuance of a building permit to construct a residential dwelling that will be serviced under this bylaw, excluding a multi-residential premise #1 and #2, the owner of the subject parcel shall pay, in advance, the per diem rate set out in Schedule "A" for the balance of the year following 120 days after building permit issuance.
31. Upon issuance of a building permit to construct a multi-residential premise #1 and #2 that will be serviced under this Bylaw, the owner of the subject parcel shall deposit cash or irrevocable, standby letter of credit, with the office of the City a deposit for service, in advance, as set out in Schedule "A".
32. Prior to the issuance of an occupancy permit for a multi-residential premise #1 and #2, the owner of the subject parcel shall pay, in advance, the per diem rate set out in Schedule "A". The amount due shall be deducted from the deposit provided for in section 31. Any shortfall owing the City shall be paid prior to issuance of an occupancy permit and any surplus owed by the City to the owner shall be paid within 30 days.
33. When any rates or charges due by any person under this Bylaw remain unpaid on the 31st of December, the same shall be deemed to be taxes in arrears in respect of the property for which the service was provided and such sum shall be recoverable under the provisions of the *Local Government Act*.

PART V – ADMINISTRATION AND ENFORCEMENT

Enforcement

34. The Director and their assistants are authorized to enforce this Bylaw.

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35. The Director and their assistants may enter, at all reasonable times, on any property subject to the provisions of this Bylaw, for the purpose of ascertaining whether the provisions of this Bylaw are being observed.

Penalty and Offence

36. Any person who violates any of the provisions of this Bylaw or permits any act or thing to be done in contravention or in violation of any of the provisions of this Bylaw, commits an offence and is liable to summary conviction.
37. Every person guilty of an offence under this Bylaw shall, upon summary conviction, be liable to a penalty of not less than Two Hundred (\$200.00) Dollars and not more than Two Thousand (\$2,000.00) Dollars per offence and each day that a violation of this Bylaw continues shall be deemed to be a separate offence.

Repeal

38. Bylaw No. 1568, cited as the "Solid Waste Bylaw", is hereby repealed.

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Schedule "A" FEES AND CHARGES

	Class of Property	Charge
A. Annual rates for Basic (curb-side) Solid Waste and Recycling Services		
	1. Each residential premise	\$224.00
	2. Multi-residential premise #1, per dwelling unit	\$190.00
B. Annual rates for Bulk Container Solid Waste and Recycling Services		
	1. Multi-residential premise #2, per dwelling unit	\$172.00
C. Annual rates for Basic (curb-side) Recycling Services only		
	1. Mobile home in mobile home park	\$74.88
	2. Multi-residential premise #1, per dwelling unit (Blue box recycling)	\$41.60
D. Annual rates for Bulk Container Recycling Services only		
	4. Multi-residential premise #2, per dwelling unit	\$26.00
E. Per Diem Rates provide for in Section 30 and 31		
	1. Each residential premise	\$0.61/day
	2. Each manufactured home in a mobile home park	\$0.61/day
	3. Multi-residential premise #1, per dwelling unit (Blue box recycling)	\$0.52/day
	4. Multi-residential premise #2, per dwelling unit (Tote recycling)	\$0.47/day
D. Multi-residential Deposit provide for in Section 32		
	1. Multi-residential premise #1 and #2, per dwelling unit	\$95/unit
E. Extra Bag Tag Charge		
	1. Price per single tag	\$5.00