

NO. 21-063

SOLID WASTE BYLAW, AMENDMENT BYLAW (NO. 10)

A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the *Solid Waste Bylaw* to:

1. Enable comingled organic materials collection; and
2. Require curbside collection of solid waste.

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Under its statutory powers, including sections 8(2), 8(3)(a) and 64 of the *Community Charter*, the Council of the Corporation of the City of Victoria in a public meeting assembled enacts the following provisions:

Title

- 1 This Bylaw may be cited as the “SOLID WASTE BYLAW, AMENDMENT BYLAW (NO. 10)”.

Definition

- 2 “Bylaw” means the Solid Waste Bylaw No. 12-086.

Amendments

- 3 The Bylaw is amended in section 2 as follows:
 - (a) under the definition of “garbage bin” at paragraph (a) by striking out “plastic” and replacing it with “wheeled, standardized”,
 - (b) by repealing the definition of “kitchen scraps bin”,
 - (c) by inserting the following new definitions directly after the definition of “occupier”:
 - ““organic materials”
 - means kitchen scraps and yard waste;
 - “organic materials container”

means a wheeled, standardized container issued by the City to a residential unit for the containment of organic materials to be collected by the City;”,

- (d) under the definition of “solid waste” by deleting “kitchen scraps” and replacing it with “organic materials”,
 - (e) under the definition of “yard waste” at paragraph (b) by inserting “soil, sod, and those” immediately after “excludes”.
- 4** The following sections and Schedules of the Bylaw are amended by deleting “bin” wherever it appears and replacing it with “container”:
- (a) section 2;
 - (b) the explanatory title to section 8;
 - (c) sections 8 to 18 inclusive;
 - (d) section 20;
 - (e) section 24;
 - (f) Schedule A; and
 - (g) Schedule C.
- 5** The Bylaw is further amended in section 3(3) by striking out “recyclable materials, or yard waste” and replacing it with “or recyclable materials”.
- 6** The following sections of the Bylaw are amended by striking out “kitchen scraps” wherever it appears and replacing it with “organic materials”:
- (a) section 8;
 - (b) section 10;
 - (c) section 15;
 - (d) section 16(c);
 - (e) section 16(g);
 - (f) section 17(2);
 - (g) section 20; and
 - (h) section 22.
- 7** The Bylaw is further amended in section 15 by striking out “into a” and replacing it with “into an”.
- 8** The Bylaw is further amended in section 16 as follows:
- (a) By repealing section 16(d)(iii) and replacing it with:

“are located in accordance with section 16A between 7:00 a.m. and 4:30 p.m. on collection days.”,
 - (b) In section 16(e) by inserting “enter onto private property,” immediately following “required to”, and
 - (c) By repealing section 16(f) and substituting the following section:

“(f) Notwithstanding subsections (d)(iii), (e), and (i), the City may collect solid waste at and return an empty solid waste container to any location on a residential property at the written request of an occupier who requires assistance, which collection and return shall be at the discretion of the Director;”.

9 The Bylaw is further amended by inserting the following new section immediately after section 16:

“16A The occupier of any residential property that receives collection services under this Bylaw:

- (a) Shall, on the designated collection day, place the solid waste container in front of the residential property as close to the curb as possible, or where there is no curb, as close to the roadway as possible;
- (b) Shall place the solid waste container so as not to interfere in any way with the ordinary and safe travel of vehicles, pedestrians or cyclists; and
- (c) Shall not place the solid waste container where property damage is likely, or contact will be made by the solid waste container with any object, including, but not limited to fire hydrants, vehicles, street signs, branches, utility poles, or wires.”.

10 The Bylaw is further amended in section 26 by striking out “areas” and replacing it with “area”.

Consequential Amendments to Ticket Bylaw

11 Bylaw No. 10-10-71, the Ticket Bylaw is amended at Schedule FF.1 as follows:

(a) By adding the following new row immediately below the row where Column 1 reads “Fail to bag kitchen scraps”:

Improper placement of solid waste containers	16A (b)	\$150.00	\$125.00
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- (b) By striking out “bin” wherever it appears and replacing it with “container”; and
- (c) By striking out “Improper disposal of kitchen scraps” and replacing it with “Improper disposal of organic materials.”

Commencement

12 This Bylaw comes into force on September 13, 2021.

READ A FIRST TIME the **22nd** day of **July** 2021

READ A SECOND TIME the **22nd** day of **July** 2021

READ A THIRD TIME the **22nd** day of **July** 2021

ADOPTED on the **5th** day of **August** 2021

“CURT KINGSLEY”
CITY CLERK

“LISA HELPS”
MAYOR