

**THE CORPORATION OF THE VILLAGE OF POUCE COUPE
BYLAW NO. 1049, 2025**

A Bylaw to maintain, regulate and control the collection and disposal of solid waste and recyclable materials.

THIS DOCUMENT HAS BEEN REPRODUCED FOR CONVENIENCE ONLY
and is a consolidation of “Solid Waste Management Bylaw No. 1049, 2023” with the following
amending bylaws:

Building Regulation Amendment Bylaw No. 1072, 2025

**Individual copies of any of the above bylaws are available from the Pouce Coupe Village
Office. For legal purposes, copies of the original bylaws should be obtained.**



THE CORPORATION OF THE VILLAGE OF POUCE COUPE

SOLID WASTE MANAGEMENT BYLAW NO. 1049, 2023



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A Bylaw of the Village of Pouce Coupe (hereinafter called the Village) to maintain, regulate and control the collection and disposal of solid waste and recyclable materials in the Village of Pouce Coupe.

WHEREAS, the *Community Charter* authorizes the Council to regulate, prohibit and impose requirements in relation to refuse, garbage or other material that is noxious, offensive or unwholesome;

AND WHEREAS, the *Community Charter* authorizes the Council to regulate, prohibit and impose requirements in relation to the use of waste disposal and recycling services;

AND WHEREAS, the *Community Charter* authorizes the Council to impose a fee payable in respect of services of the municipality;

NOW THEREFORE, the Council of The Village of Pouce Coupe, in open meeting assembled, enacts as follows:

SECTION 1 - TITLE

1.1 This bylaw shall be cited as the “Solid Waste Management Bylaw No. 1049, 2023.”

SECTION 2 - DEFINITIONS

2.1 In this bylaw the following words and terms have the following meanings:

“Approved Waste Management Facility” means the Landfill and all associated transfer stations operated by the Peace River Regional District.

“Animal Waste” includes animal waste from legal, domesticated pets of a resident in the Village.

“Authorized Agent” includes a person who represents to the Village in writing that they are a member of the board of directors, management company or other entity reasonably likely to have control and administrative responsibility for solid waste on behalf of the owner.

“Bylaw Enforcement Officer” means a person or persons appointed from time to time by resolution of Village Council pursuant to the *Police Act* to enforce regulatory bylaws of the municipality.

“Collection Cart” means a Garbage Collection Cart or a Recyclable Materials Collection Cart.



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“Collection Contractor” is a third party that has entered into a contract with the Village for waste or recycling collection services.

“Commercial Garbage Bin” is a Garbage container with a capacity in excess of 360 litres that is supplied by a private waste collection contractor and designed to be emptied by automated machinery.

“Garbage” means all permitted solid waste.

“Garbage Collection Cart” means a rigid durable receptacle supplied by the Village that has a maximum capacity of 180 Litres and is designed to be moved to and from the collection point by an able-bodied individual and emptied by automated machinery.

“Multi-Family Dwelling” means an apartment building, condominium or any other residential building containing five or more dwellings.

“Occupier” means householders, tenants or owners of a non-residential unit.

“Private Contractor” includes a waste management contractor hired by Commercial Property Owner to remove waste materials from their property.

“Public Works Director” for the Village shall include their duly appointed designates.

“Recyclable Materials” means materials approved for pick up as part of the Village’s recycling program.

“Recyclable Materials Collection Cart” means a rigid durable receptacle supplied by the Village that has a maximum capacity of 360 Litres and is designed to be moved to and from the collection point by an able-bodied individual and emptied by automated machinery.

“Residential Dwelling” includes single family dwellings, single family dwellings with secondary suites, duplexes, duplexes with secondary suites, triplexes and multi-unit dwellings.

“Service” means the service described in Section 3 of this bylaw.

“Service Area” is the area within the municipal boundaries of The Village of Pouce Coupe in which the service is provided under this bylaw.

“Solid Waste” includes all refuse and other discarded material, but excludes hazardous material, yard waste, material that is not accepted at an approved waste management facility, and recyclable materials.



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“Utility Account” means an account that is set up by the property owner or occupant of a property when water/sewer service to that property is activated.

“Village” means the Corporation of The Village of Pouce Coupe.

“Yard Waste” means vegetation from residential premises and other landscaped areas including leaves, grass clippings, plants, sod and small branches.

SECTION 3 - THE SERVICE

Establishment of the Service

- 3.1 The Village hereby establishes waste disposal and recycling services within the municipal boundaries of the Village.
- 3.2 Council hereby delegates authority to the Chief Administrative Officer (CAO) and the Director of Public Works or their designate to administer the service.
- 3.3 The Village may utilize its own labour and equipment or the labour and equipment of a third-party contractor.

Curbside Pickup Account

- BL1072** 3.4 Every residential dwelling and commercial property (without a private contract) within the service area must establish a garbage Utility Account when water/sewer service to that property is established. A set-up fee will be required in accordance with Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025. Curbside pickup is billed through the Utility Account.
- BL1072** 3.5 Every residential dwelling and commercial property (without a private contract) must establish a recyclable material Utility Account when water/sewer service to that property is established. A set-up fee will be required in accordance with Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025. Curbside pickup is billed through the Utility Account.

Collection Carts

- BL1072** 3.6 Every Utility Account holder shall be provided with the initial Garbage and Recyclable Material Collection Carts. (except Commercial Accounts with private contracts). Collection Carts remain the property of The Village of Pouce Coupe and are linked to each property with a serial number permanently etched in the plastic. Where a residential dwelling is sold or otherwise transferred and the collection cart/s removed



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from the property, the collection cart fees shown in Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025 will be added to the former owner’s final Village utility bill.

- BL1072** 3.7 Should an additional Collection Cart be required for any reason; the Village will provide a second collection cart subject to the applicable fees set out in Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025.
- BL1072** 3.8 Every Utility Account holder shall replace any Collection Carts that have become so damaged that they are no longer water-tight, do not adequately contain waste, or are otherwise no longer safe for use subject to the applicable fees set out in Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025. One replacement collection cart per residential dwelling will be supplied at the Village’s expense every ten years if required.
- 3.9 Every Utility Account holder shall maintain Collection Carts in a clean and functional condition.
- 3.10 Every Utility Account holder shall store all Collection Carts on their property. Collection carts shall not be placed upon, or project over, any street, lane, or public place except when placed curbside for the purpose of collection under this bylaw.

Commercial Properties

- 3.11 Every Commercial property must have a Commercial Garbage Bin/s or Village Collection Cart/s. Commercial Garbage Bins must have:
- a. a capacity sufficient to contain the garbage generated in the premises for which it is provided during the intervals between collections;
 - b. be maintained by its owner in good condition, and be kept in a clean and functioning condition by the occupier of the premises for which it is provided;
 - c. be equipped with a water-shedding cover that is kept in place at all times except when its contents are being placed or removed, unless the Director of Public Works or designate has authorized the use of an uncovered container for the premises;
 - d. be located on a level site that can be accessed by the Private Solid Waste Collection Contractor; and not encroach on any highway, boulevard, lane or



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other public place unless the owner or occupant has obtained written approval from the Village.

Private Solid Waste Collection

3.12 Private contractors must:

- a. use, for the collection of solid waste that is likely to rot or putrefy, only vehicles of a closed metal type that are suitably designed to contain the liquid by-products of any rotting or putrefying waste.
- b. Private contractors must operate in and adjacent to residential areas only between 7:00 a.m. and 7:00 p.m.
- c. remove solid waste to a place of disposal on the date of collection unless the solid waste will be immediately processed, converted, or salvaged

Storage and Disposal of Garbage and Recyclable Materials

- 3.13 Every Utility Account holder shall store all garbage or recyclable materials originating from their property in the appropriate containers provided.
- 3.14 No person shall dispose of garbage or recyclable materials except in accordance with this bylaw and all other applicable enactments.
- 3.15 Every Utility Account holder shall dispose of garbage or recyclable materials through the use of the service or directly at an approved waste management or recycling facility.
- 3.16 No person shall deposit or allow any liquid to accumulate in a Collection Cart.
- 3.17 No person shall deposit garbage in a Garbage Collection Cart unless the waste is contained in a garbage bag or container that prevents leakage.
- 3.18 No person shall deposit prohibited waste in Garbage Collection Carts as per Schedule "C".
- 3.19 No person shall deposit recyclable materials or yard waste in a Garbage Collection Cart.
- 3.20 No person shall deposit material that is not approved for pick up as part of the Village's recycling program in a Recyclable Materials Collection Cart.



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- 3.21 All recyclable materials are to be placed loosely in the Recyclable Materials Cart; bagging or bundling is not permitted unless otherwise posted.

Yard Waste

- 3.22 Yard waste is only permitted in the Village compost site located at 5413 54th Avenue when gates are open to the public.

SECTION 4 – Garbage and Recyclable Material Collection

- 4.1 The Village shall provide garbage collection to each Utility Account holder once per week and recyclable material collection once every two weeks in accordance with the schedule determined by the Village.
- 4.2 Collection Carts shall be placed for collection on the street, with the wheels against the curb, at least one (1) metre from other carts, parked cars or other obstructions. The Director of Public Works may authorize alternate placement of the collection cart where reasonable under circumstances relevant to the property.
- 4.3 Every Utility Account holder shall, on the day of the week designated by the Village for collection, place all Collection Carts containing materials to be collected by the Village before 8:00 a.m. and remove all Collection Carts from the street by 7:00 p.m. on their collection day.
- 4.4 Every Utility Account holder must ensure that all collection cart lids are closed.
- 4.5 Only Village supplied Collection Carts will be picked up. Plastic bags or other garbage cans will not be picked up.
- 4.6 Every Utility Account holder must properly dispose of any garbage or recyclable material that has spilled outside of the container.
- 4.7 Every Utility Account holder is responsible for all waste or recyclable material that is not collected by the Village and shall dispose of such waste or recyclable material directly at an approved waste management facility.
- 4.8 No person other than the occupier of the premises on or adjacent to which the container is placed, shall remove a cover from or disturb the contents of a Collection Cart.



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SECTION 5 – Fees and Billing

- BL1072** 5.1 Every Utility Account holder shall pay the applicable fees set out in Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025 for garbage and recycling services and are due and payable by each owner of a residential property, whether or not:
- a) any or all of the dwelling units within that specified property are occupied or unoccupied for any length of time;
 - b) the owner or occupier of the specified residential property makes use of the garbage and recycling service; or
 - c) the garbage service is interrupted or altered in any manner;
- with the exception that the fees will be pro-rated to monthly from bi-monthly billing cost where garbage service to a specified property is commence mid-billing period. There will be no refund of the fee where a specified property is demolished or if for any other reason garbage and recycling service is not used for part of a billing period.
- 5.2 The Village shall render accounts in respect of all applicable fees under this bylaw to the owners and/or occupiers of the Utility account address required to use the service in accordance with the policies adopted by the Village from time to time.
- BL1072** 5.3 All rates, fees and charges levied or imposed under the provisions of Schedule “J” of the Village of Pouce Coupe Consolidated Municipal Fees and Charges Bylaw No. 1062, 2025, are due and payable within 30 days from the billing date noted as the “Due Date” on the utility bill issued by the Village.
- 5.4 The CAO and the Director of Public Works is hereby authorized to waive the fee for any garbage or recycling containers that have been damaged by Village crews or Contractors or have a manufacturer defect.
- 5.5 Garbage and Recycling collection fees will be billed bi-monthly.
- 5.6 Charges imposed under this bylaw which remain unpaid on the 31st day of December of each year shall be deemed to be taxes in arrears on the land or real property on which the charge was imposed, and may be recovered as provided in Section 258 of the *Community Charter*.



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SECTION 6 - Enforcement

- 6.1 The Bylaw Enforcement Officer may enter, at all reasonable times, upon any property subject to the provisions of this Bylaw for the purposes of ascertaining whether the regulations, directions or provisions contained in this Bylaw are being followed.
- 6.2 No person shall obstruct or impede a bylaw officer in lawful performance on any property, at all reasonable times, in order to ascertain whether such regulations are being observed as per the *Community Charter*.
- 6.3 The Village may suspend the provision of the service to real property for which the owner and/or occupier is in contravention of this bylaw, but the suspension will not affect the fees payable in respect of the real property under this bylaw.
- 6.4 No person shall do any act or suffer or permit any act to be done in contravention of this bylaw.
- 6.5 Each day that an offence against this bylaw continues shall be deemed a separate and distinct offence.
- 6.6 A person who contravenes any provision of this bylaw is liable to a fine of not more than \$10,000.00 and not less than \$50.00 for each offence.
- 6.7 Any penalty imposed pursuant to this bylaw shall be in addition to, and not in substitute for, any other penalty or remedy imposed pursuant to any other applicable statute, law, or legislation.

SECTION 7 – Administrative

- 7.1 If any portion of this bylaw is declared invalid by a court, the invalid portion shall be severed and the remainder of the bylaw is deemed valid.
- 7.2 The Solid Waste Management Bylaw No. 1044, 2023, and all amendments thereto, are hereby repealed in their entirety.

SECTION 8 - Schedules

- BL1072** 8.1 The following schedules form part of this Bylaw:
Schedule “B” – Offences and Fines for the Purposes of Issuing Municipal Tickets
Schedule “C” – Material Prohibited from Garbage Collection Carts



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SECTION 9 – No Liability

- 9.1 The Village will not be liable for any damages suffered or costs incurred by any person by reason of the failure of the Village to supply the garbage and recycling service.
- 9.2 All persons are obliged to observe the requirements of all federal, provincial, and municipal laws by reason of the garbage and recycling service provided by the Village.

READ A FIRST TIME this 21 day of June, 2023.

READ A SECOND TIME this 21, day of June, 2023.

READ A THIRD TIME this 21, day of June, 2023

READ A FOURTH TIME AND ADOPTED this 19, day of July, 2023.

Danielle Veach
Mayor

Sandy Stokes
Corporate Officer

Certified a true copy of the
"Solid Waste Management Bylaw No. 1049, 2023"
At Adoption.

Sandy Stokes
Corporate Officer



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SCHEDULE "B"

OFFENCES AND FINES FOR THE PURPOSES OF ISSUING MUNICIPAL TICKETS

OFFENCE	SECTION OF BYLAW	WARNING LETTER	FINE
Collection cart stored with open lid	4.4	FIRST OFFENCE	\$50.00
Collection cart placed in wrong location for pickup	3.10	FIRST OFFENCE	\$50.00
Collection cart interfering with traffic	3.10	FIRST OFFENCE	\$100.00
Insufficient space around collection cart for pickup	4.2	FIRST OFFENCE	\$50.00
Prohibited materials in Garbage or Recyclable collection cart	3.18	FIRST OFFENCE	\$150.00
Fail Recycling Audit	3.13 - 3.21	FIRST OFFENCE	\$50.00
Contravention under bylaw	6.6	FIRST OFFENCE	\$50.00



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SCHEDULE “C”

Material Prohibited from Garbage Collection Carts

1. Pathogenic, radioactive, toxic, and biomedical waste
2. Liquid wastes or sludge
3. Explosive substances or explosives
4. Chemicals reasonably likely to cause a hazard to garbage collectors
5. Pesticides
6. Smoldering Ashes
7. Flammable materials
8. Material hot enough to start combustion or any hot materials
9. Oil, petroleum by-products, oil filters, and empty oil containers
10. Carcasses, other than kitchen meat and fish scraps
11. Barrels, pails, or other large liquid containers, whether full or empty
12. Gypsum
13. Large Appliances
14. Contaminated Soil
15. Wire in excess of 1% by weight of the contents of the collection
16. Tires
17. Any material or substance defined as “Hazardous Waste” under the *Environmental Management Act* of British Columbia.
18. Lead-acid batteries
19. Propane tanks
20. Medications and pharmaceuticals
21. Paint
22. Any material that is hazardous or is impractical for collection