



THE DISTRICT OF NORTH VANCOUVER SOLID WASTE MANAGEMENT BYLAW

BYLAW 8436

Effective Date – February 8, 2021

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amending bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

| Original Bylaw | Date of Adoption |
|-----------------------|-------------------------|
| Bylaw 8436 | February 8, 2021 |
| Amending Bylaw | Date of Adoption |
| Bylaw 8537 | December 13, 2021 |
| Bylaw 8559 | May 30, 2022 |
| Bylaw 8603 | December 12, 2022 |
| Bylaw 8656 | December 4, 2023 |
| Bylaw 8725 | December 9, 2024 |
| Bylaw 8768 | December 8, 2025 |

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw (Solid Waste Management Bylaw 8436, 2021). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

The Corporation of the District of North Vancouver

Bylaw 8436

A bylaw to establish and maintain a system for the collection of solid waste pursuant to section 8 of the *Community Charter* (SBC 2003, c.26)

The Council for The Corporation of The District of North Vancouver enacts the following:

PART I – TITLE

Title

1. This bylaw may be cited as "Solid Waste Management Bylaw 8436, 2021".

PART II - INTERPRETATION

Definitions

2. In this bylaw:

“*Assisted collection*” means the provision of assistance by the *Collector* as authorized by the *General Manager of Engineering* pursuant to section 26 of this bylaw;

“*Attractant*” means any substance or material, with or without an odour, which could reasonably be expected to attract *wildlife* or does attract *wildlife* and includes, without limitation, household waste, food products (whether intended for humans, animals, or birds), diapers, grease, oil, antifreeze, paint and petroleum products;

“*Bulk container*” means bulk *solid waste containers*, bulk *organics containers*, bulk cardboard containers and bulk *recyclable containers*;

“*Bulk Container Collection Service*” means the system established under this bylaw by the *District* for the collection and disposal of *solid waste* from *multi-family properties* and commercial, institutional or industrial *properties*;

“*Bylaw Enforcement Officer*” means the person(s) appointed to this position by the *District* whose duties include enforcing and carrying out the provisions of this bylaw;

“*Bylaw Notice*” means a bylaw notice issued for violation of this bylaw pursuant to the *Bylaw Notice Enforcement Bylaw 7458, 2004*;

“*Centralized collection location*” means the placing of *solid waste* from two or more dwelling units for collection at a location and in a manner as approved by the *General Manager of Engineering* pursuant to subsection 17(d);

“*Collection day*” means the day scheduled for the collection of *solid waste* from a given *property* in accordance with the *Collection Calendar*;

“*Collection Calendar*” means the schedule for *solid waste* collection approved by the *General Manager of Engineering* which is produced by the *District* and delivered to residents of the *District* and/or published on the *District’s* website;

“*Collector*” means a person who is contracted, employed or appointed by the *District* to collect and remove *solid waste* and includes Recycle BC and any successor or replacement;

“*Community Charter*” means the Community Charter, SBC 2003, c. 26, as amended or replaced;

“*Construction and demolition waste*” means any and all debris and rubbish that originates and is discarded, rejected, or abandoned from any construction site or demolition site (partial or total) and includes, without limitation, building materials, glass, wood, earth, rocks, trees, stumps and debris removed from excavations;

“*Curbside Collection Service*” means the system established under this bylaw by the *District* for the collection and disposal of *solid waste*, but does not include the *Bulk Container Collection Service*;

“*District*” means the Corporation of the District of North Vancouver or the geographic area within the municipal boundaries of the District, as the context requires;

“*Environmental Protection Officer*” means the person(s) appointed to this position by the *District* whose duties include enforcing and carrying out the provisions of this bylaw;

“*Food waste*” includes fruit and vegetables, meat, fish, bones, seafood shells, coffee grounds and filters, tea bags and leaves, eggshells, dairy, pasta, rice, baked goods, food-soiled paper and any other such material identified and communicated by the *District* to the residents as suitable for collection and composting as food waste;

“*Garbage*” means materials that are acceptable for collection under the *solid waste collection service*, including rubbish, non-recyclable materials, waste, litter, refuse or other discarded materials, but excluding *hazardous waste*, *organics*, *recyclable material* or other materials communicated by the *District* to the residents as not acceptable for collection;

“*Garbage container*” means a container owned and supplied by the *District* to contain *garbage* to be put out for collection under the *Curbside Collection Service*;

“*General Manager of Engineering*” means the General Manager Engineering, Parks and Facilities or a person designated in writing by the General Manager Engineering, Parks and Facilities to act in his/her place;

“*Hazardous waste*” means waste, natural or man-made, which is radioactive, toxic, pathogenic, corrosive or explosive, or any substances now or hereafter included in the definition of hazardous waste in the *Hazardous Waste Regulations* BC Reg. 63/88

under the *Environmental Management Act*, SBC 2003, c. 53, as amended or replaced, or any other substance which constitutes or creates a health or safety risk;

“*Highway*” means a street, road, lane, bridge, viaduct and any other way open to public use, other than a private right of way on private property and includes the boulevard and sidewalk;

“*Invasive species*” means any invasive plant species that has the potential to pose undesirable or detrimental impacts on people, animals or ecosystems and includes the plants listed in Schedule A of the *Weed Control Regulation*, BC Reg. 143/2011, as amended or replaced;

“*Multi-family property*” means a *property* upon which is located a multi-family complex, duplex, triplex, row-house, condominium building or any other residential building (including a mixed use building) containing more than 3 dwelling units;

“*Non-compliance Tag*” means a notice placed on a *solid waste container* that was not collected describing which requirements of this bylaw were not complied with;

“*North Shore Recycling and Waste Centre*” means the facility operated by the Greater Vancouver Sewerage and Drainage District for the transfer of *solid waste* collected on the North Shore to other facilities;

“*Occupant*” means a person occupying a *property* within the *District* and, where the *property* is unoccupied, means the *owner*, but does not include a person who is a boarder, roomer or lodger;

“*Offence Act*” means the Offence Act, RSBC 1996, c. 338, as amended or replaced;

“*Organics*” means *food waste* and *yard trimmings*;

“*Organics container*” means a container owned and supplied by the *District* to contain *food waste* and *yard trimmings* to be put out for collection under the *Curbside Collection Service*;

“*Owner*” has the meaning prescribed in the *Community Charter*;

“*Park Ranger*” means the person(s) appointed to this position by the *District* whose duties include enforcing and carrying out the provisions of this bylaw;

“*Prohibited waste*” means all waste of any kind, including *solid waste*, *construction and demolition waste*, *invasive species* and includes, without limitation, any material defined as “Banned Material” in the *Greater Vancouver Sewerage and Drainage District Tipping Fee and Solid Waste Disposal Regulation Bylaw No. 306, 2017*, as amended or replaced;

“*Property*” means a parcel of land in the *District* upon which any building or group of buildings is located, and includes strata lots and separately occupied or leased areas within a building;

“*Recyclable material*” means the materials described in Schedule 5 of the Recycling Regulation, BC Reg. No. 449/2004, as amended or replaced and any other such material identified and communicated by the *District* or the *collector* to the residents as suitable for collection as *recyclable material*;

“*Recycling container*” means a container approved by the *District* or the *collector* to store *recyclable material*;

“*Residential dwelling*” means a *property* upon which is located a single family residential building, a two-family residential building as defined in the *District of North Vancouver Zoning Bylaw 3210*, as amended or replaced, a townhouse, or any other *property* approved by the *General Manager of Engineering* pursuant to subsection 17(a) or (b) of this bylaw to receive *Curbside Collection Service*;

“*Secondary Suite*” has the meaning prescribed in the *District of North Vancouver Zoning Bylaw 3210*, as amended or replaced;

“*Solid waste*” means *garbage, food waste, recyclable material* and *yard trimmings*;

“*Solid Waste Collection Service*” means the *District’s* system of collection and disposal of residential and commercial *solid waste* and includes the *Curbside Collection Service* and the *Bulk Container Collection Service*;

“*Solid waste container*” means a *garbage container* or *organics container*;

“*Unacceptable organics*” includes *invasive species, rocks, dirt, sod, used mushroom medium, manure, pet feces or litter, dead animals, and lumber*;

“*Waste Compliance Officer*” means the person(s) appointed to this position by the *District* whose duties include enforcing and carrying out the provisions of this bylaw;

“*Wildlife*” means birds and any mammal not normally domesticated, including but not limited to bears, cougars, coyotes, wolves, foxes, raccoons and skunks;

“*Wildlife resistant container*” means a *solid waste container* or other refuse container that is designed to discourage and prevent access by *wildlife* whose material and construction is of sufficient strength and design to prevent access by *wildlife* during storage and which has a sturdy cover capable of being completely closed and secured with a latching device (or an alternative acceptable to the *General Manager of Engineering*). For use other than residential, such container must be made of metal and be self-latching;

“*Wildlife resistant enclosure*” means a fully enclosed structure consisting of walls, roof and door(s), with no more than a one-centimetre gap or opening at any location, capable of being securely latched and of sufficient strength and design to prevent access to the contents by *wildlife*;

“*Yard trimmings*” includes weeds, leaves, grass and tree, plant or shrubbery cuttings less than 7.5 cm in diameter and less than one metre in length.

PART III – PROHIBITIONS

3. A person must not:
- (a) cause, allow or permit any *prohibited waste* to collect, accumulate or remain on real *property*, unless it is securely contained in a *solid waste container* meeting the specifications in this bylaw or is being composted;
 - (b) deliver, place, bury or dump, or cause or allow to be delivered, placed, buried or dumped, any *prohibited waste* on any *highway*, public place or land in the *District* other than at the *North Shore Recycling and Waste Centre*, other authorized recycling or waste disposal facility or the land on which the *prohibited waste* was generated;
 - (c) transport any *prohibited waste* unless such *prohibited waste* is adequately secured either in a closed container or by tarping or other method to ensure the *prohibited waste* does not escape from the vehicle;
 - (d) cause, allow or permit any *recyclable material* or *organics* to be discarded as *garbage*;
 - (e) place *hazardous waste* at curbside, *centralized collection location* or in a *bulk container* for collection by the *District*;
 - (f) remove, take, salvage or convert for his or her own use *solid waste* placed at any *property*, *centralized collection location* or in any *bulk container* as part of the *Solid Waste Collection Service* unless the person is:
 - (i) the person who initially placed the material for collection; or
 - (ii) an employee or agent of the *District*; or
 - (iii) a *collector*.
 - (g) place *solid waste* that originates from one *property* in front of another person’s *property*, in another person’s *solid waste container*, or in the *solid waste container* of a different *property* without the permission of the *owner* or *occupant* of that *property*;
 - (h) place wet solid waste in any solid waste container unless it is drained of excess moisture;
 - (i) place or allow liquid, rainwater or other free water to run into or accumulate in any *solid waste container*;

- (j) interfere with, threaten or in any way obstruct any *District* employee, *collector*, contractor or agent while they are engaged in the provision of the *Solid Waste Collection Service*; or
 - (k) cause, allow or permit any *solid waste container* to be filled above the top of the container or such that the lid cannot be closed.
4. Every *owner* or *occupant* must clean up any *prohibited waste* deposited by such *owner* or *occupant* onto any *highway* or which has escaped from the *solid waste container* put out for collection by such *owner* or *occupant*.
 5. No land within the *District* other than the *North Shore Recycling and Waste Centre* may be used as a *solid waste* disposal site unless authorized by the *General Manager of Engineering*.

Wildlife Attractant Management

6. A person must not store any *attractant* outdoors except where such *attractant* is secured in:
 - (a) a *wildlife resistant container*, or
 - (b) a container that is located within a *wildlife resistant enclosure*.

This section 6 does not apply to refuse put out for collection in *solid waste containers* on the *collection day* and put out in accordance with all applicable requirements of this bylaw.

7. Every *owner* and *occupant* of a *residential dwelling* must ensure that in respect of such *property*:
 - (a) any fruit that has fallen from a tree is removed from the ground within 3 days and, if stored outdoors, stored in a *wildlife resistant container*;
 - (b) any bird feeder containing bird feed, suet, nectar or other bird food is suspended on a cable or other device in such a manner that it is inaccessible to *wildlife*, except birds, and that the area below such feeder is kept free of accumulations of seeds and *attractants*;
 - (c) any composting activity is carried out and any composting device or equipment is maintained in such a manner so as not to attract *wildlife*;

- (d) barbecue or other outdoor cooking equipment and tools that remain outdoors are kept clean and free of residual food or grease;
- (e) any refrigerator, freezer, storage container or similar appliance or apparatus located outdoors that contains *attractants* is located and locked so as to be inaccessible to *wildlife*;
- (f) any *attractants* are stored so as to be inaccessible to *wildlife*;
- (g) bees and beehives are kept in such a manner so as to not attract *wildlife*.

PART IV – NOTICE TO REMOVE SOLID WASTE

8. Where an *owner* or *occupant* has caused, allowed or permitted any *prohibited waste* to accumulate or remain on a *property* in contravention of section 3(a), a *bylaw enforcement officer* may deliver a notice to the *owner* or *occupant* of the *property* requiring the removal of the *solid waste* within the time specified in the notice.
9. A person who has received a notice under section 8 of this bylaw must comply with the requirements of that notice within the time specified in the notice.
10. Where a notice is given pursuant to section 8 of this bylaw and, in the opinion of the *bylaw enforcement officer*, the *solid waste* has not been removed:
 - (a) within the time specified on the notice; or
 - (b) in the manner specified in the notice; or
 - (c) sufficiently to satisfy the requirements of the notice,

the *District* may, by its employees, agents or contractors, enter the *property* and remove the *solid waste* in the manner the *bylaw enforcement officer* considers necessary and appropriate and charge the cost of the work to the *owner* of the *property*.
11. The cost of carrying out the work pursuant to section 10 must be paid by the *owner* of the *property* and is due and payable upon receipt of notice from the *District*. Any such charges remaining unpaid at December 31 of that year will be added to and form part of the taxes payable on the *property* as taxes in arrears.

PART V – SOLID WASTE COLLECTION SYSTEM

12. Every *owner* or *occupant* of a *property* in the *District* must dispose of all *garbage*, *organics*, and *recyclable material* produced on such *property* through any of the following:
 - (a) the *Solid Waste Collection Service*;
 - (b) a private solid waste collection service; or
 - (c) by otherwise removing or arranging for the removal of the *solid waste* to the *North Shore Recycling and Waste Centre* or other authorized *solid waste* disposal location.
13. Only *solid waste* generated within the geographical boundaries of the *District* is eligible for collection under the *Solid Waste Collection Service*.
14. The *Curbside Collection Service* is provided to *owners* and *occupants* of *properties* that have been approved to receive *curbside collection service* by the *General Manager of Engineering* pursuant to subsection 17(a) or (b) of this bylaw.
15. The *Bulk Container Collection Service* is provided to *owners* and *occupants* of *multi-family properties* and commercial, institutional or industrial properties that have been authorized to receive the *Bulk Container Collection Service* by the *General Manager of Engineering* pursuant to subsection 17(a) or (b) of this bylaw.
16. Only the *District* and commercial *collectors* may collect *solid waste* that has been put out for collection in accordance with this bylaw.

PART VI – AUTHORITY OF GENERAL MANAGER OF ENGINEERING

17. The *General Manager of Engineering* is authorized to:
 - (a) for any *property* receiving the *solid waste collection service*, determine whether the *property* will receive the *Curbside Collection Service* or the *Bulk Container Service*;
 - (b) approve the application by an *owner* or *occupant* to receive the *Curbside Collection Service* or *Bulk Container Service* on the terms and conditions prescribed by the *General Manager of Engineering*;
 - (c) approve the application by an *owner* or *occupant* to receive *assisted collection* in accordance with section 26 of this bylaw;
 - (d) approve a *centralized collection location* for the *Curbside Collection Service*;

- (e) make changes to the number and type of *solid waste containers* that are supplied to or which may be purchased by *owners* or *occupants* of *property*;
- (f) specify the placement of a *solid waste container* in a manner, location or at times that differ from the requirements in section 24;
- (g) deliver a notice requiring an *owner* or *occupant* of a *residential dwelling* to store any *solid waste* generated at such *residential dwelling* in a *wildlife resistant enclosure*, except when such *solid waste* is placed out for collection, where satisfied that the *solid waste* from such *residential dwelling* is not being managed in compliance with the requirements in sections 6(a), 7(e) or (f), 22(g) or 24(a) of this bylaw. The authority to deliver notices in this section 17(g) may also be exercised by *bylaw enforcement officers*. Any *owner* or *occupier* who has been issued a notice under this section must comply with the conditions specified in the notice; and
- (h) deliver a notice to temporarily suspend the delivery of the *Solid Waste Collection Service* to a *property* where, in the opinion of the *General Manager of Engineering*, the *owner* or *occupant* has obstructed or interfered with delivery of the *Solid Waste Collection Service* or has been issued two or more *Bylaw Notices* in relation to violations of sections 22, 23 or 24 of this bylaw and the duration of such suspension will be determined by the *General Manager of Engineering*, acting reasonably.

PART VII – CURBSIDE COLLECTION SERVICE

Solid Waste Containers

- 18. The *Curbside Collection Service* will only be provided to *residential dwellings* that utilize the *solid waste containers* owned and supplied by the *District* and comply with all applicable requirements of this bylaw.
- 19. All *District*-supplied *solid waste containers* remain the property of the *District* and must remain with the *property* to which they were issued.
- 20. The *owner* of a *residential dwelling* may, upon paying the applicable fee prescribed in Schedule A to this bylaw, exchange or obtain additional *solid waste containers* as set out in Schedule A.
- 21. An *owner* or *occupant* of a *residential dwelling* may request that the *District* repair or replace a *solid waste container* that has been lost, damaged or stolen and in the case of replacement, the *owner* or *occupant* must pay the applicable fees prescribed in Schedule A.

Requirements for Putting Solid Waste Containers Out for Collection

22. Every *owner* or *occupant* of a *residential dwelling* must ensure that:
- (a) all *garbage* is deposited, contained and put out for collection in a *garbage container*;
 - (b) all *organics* are deposited, contained and put out for collection in an *organics container*;
 - (c) all *recyclable material* is deposited, contained and put out for collection in a *recycling container*;
 - (d) only acceptable materials as specified in this bylaw are put out for collection and that no *unacceptable organics* are put out for collection in an *organics container*;
 - (e) the *solid waste containers* supplied to such *residential dwelling* are maintained in a clean and sanitary condition, without modification, free of liquids and free of paint or graffiti;
 - (f) dust (including vacuum dust), dog hair and human hair is securely bagged and sanitary products are double bagged;
 - (g) where a *solid waste container* is stored outside of a building, the lid of the *solid waste container* remains closed and locked at all times, except when the container is put out for collection on a *collection day*;
 - (h) no *solid waste container* put out for collection has an aggregate weight that exceeds:
 - (i) 55 kilograms for a 140-litre *solid waste container*;
 - (ii) 100 kilograms for a 240-litre *solid waste container*;
 - (i) the *solid waste containers* are marked with the address of the *residential dwelling* to which the container was supplied by the *District* (noting that per section 19 the *District* remains the owner of the container and that the container must remain with the *residential dwelling* when an *owner* or *occupant* moves); and
 - (j) the *solid waste containers* are stored in a location which does not encroach upon or project over a *highway* or other public place and does not impede or endanger vehicle, bicycle or pedestrian traffic.

23. The *owner* or *occupant* of a *residential dwelling* must:
- (a) store and put out for collection *solid waste* generated from such *residential dwelling*, including *solid waste* generated by any tenants of such *residential dwelling*, in accordance with all applicable requirements of this bylaw; and
 - (b) ensure that any tenant or *occupant* of such *residential dwelling*:
 - i. has the *solid waste containers* necessary to dispose of the *solid waste* generated by the tenant or *occupant*; and
 - ii. stores such *solid waste containers* in accordance with the requirements of this bylaw.
24. The *owner* or *occupant* of a *residential dwelling* must put *solid waste containers* out for collection on the *collection day* designated in the *Collection Calendar* in accordance with the following requirements, except as otherwise authorized by the *General Manager of Engineering* pursuant to section 17(f):
- (a) placed at the curb for collection not earlier than 5:30 a.m. and not later than 7:30 a.m. on the designated *collection day* and removed from the curb by no later than 9:00 p.m. the same day;
 - (b) not overflowing or filled or compacted such that the contents cannot be completely emptied;
 - (c) placed as near as possible to the road or lane and positioned with cart handles facing the travelled portion of the road or lane and in a location that permits convenient handling from ground level;
 - (d) if picked up from the road, positioned as near as possible and not more than one metre from the curb or edge of pavement, placed on the road (not up at top of curb level), and with at least 1 metre of clearance space on all sides from any parked vehicles or other obstacles and in a manner that not does not interfere with the passage of vehicles, bicycles or pedestrians;
 - (e) if picked up from the lane, placed near to the *property* line, at ground level and readily accessible from the lane, and with at least 1 metre of clearance space on all sides from any parked vehicles or other obstacles and in a manner that not does not interfere with the passage of vehicles, bicycles or pedestrians; and
 - (f) not exceed the following container limits:

- i) *Garbage* – maximum of one *garbage container* (either 140-litre or 240-litre); (*Residential dwellings* with a *secondary suite* may utilize either one 240-litre *garbage container* or two 140-litre *garbage containers*);
 - ii) *Organics* – as many 240-litre *organic containers* as have been paid for in accordance with Schedule A of this bylaw.
25. Any *solid waste container* placed out for collection in a manner which does not comply with this bylaw will be marked with a *non-compliance tag* and will not be collected until the requirements of this bylaw are met.

Assisted Collection

26. The *owner* or *occupant* of a *residential dwelling* who is unable to comply with the requirements of section 24(a) as a result of limited physical mobility and who does not have an able-bodied person assisting with their household activities may apply to the *General Manager of Engineering* for *assisted collection*. If satisfied that the individual requires such assistance, the *General Manager of Engineering* may authorize the provision of *assisted collection* by the *Collector*. The *General Manager of Engineering* may require an applicant to provide proof of the physical challenge from a physician. *Assisted collection* may be cancelled by the *General Manager of Engineering* at any time.

PART VIII – BULK CONTAINER COLLECTION SERVICE

27. *Multi-family*, commercial, industrial and institutional properties must arrange for the removal and disposal of *garbage*, *recyclable material* and *organics* using either the *Bulk Container Collection Service* provided the *District* under this bylaw or by a service provided by a commercial *solid waste* collector, provided however that a *property* may receive the *Curbside Collection Service* where approved by the *General Manager of Engineering* pursuant to subsection 17(a) or (b).
28. Upon acceptance of an application by the *owner*, the *District* will provide the *Bulk Container Collection Service* to *multi-family*, commercial, industrial and institutional *properties* with collection in accordance with the terms and conditions and for the cost prescribed in Schedule A.

Bulk Containers

29. All *solid waste* collected from any *multi-family property* or from any commercial, industrial or institutional *property* must (unless approved for the *Curbside Collection Service* in accordance with subsection 17(a) or (b) of this bylaw) be put out for collection in *bulk containers* which meet the following requirements:
- (a) designed to store and dispose of *solid waste* and be emptied mechanically by and into a *solid waste* collection vehicle;
 - (b) constructed of rigid plastic or galvanized or painted steel and equipped with a lid;
 - (c) have a capacity of more than 0.75 cubic metres;
 - (d) installed on a concrete pad and screened from public view;
 - (e) kept with lid closed and maintained so as to prevent access to the contents by *wildlife*;
 - (f) stored in a manner and location that does not encroach upon or project over a *highway* or other public place, does not impede or endanger vehicle, bicycle or pedestrian traffic and that is, in the opinion of the *General Manager of Engineering*, reasonably accessible; and
 - (g) meet such other requirements as may be required by the *General Manager of Engineering*;
30. *Owners* and *occupants* who receive a *bulk container collection service*, whether or not provided by the *District*, must have sufficient *bulk containers* to store and dispose of all *solid waste* generated on the *property* in accordance with the requirements of this bylaw.
31. *Owners* or *occupants* who receive the *District's Bulk Container Collection Service* must rent *bulk container(s)* from the *District* for the fee prescribed in Schedule A.

PART IX – HEALTH ACT PROVISIONS

32. Nothing contained in this bylaw will be construed as prohibiting any *owner* or *occupant* of *property* from disposing of *solid waste* in any manner permitted pursuant to the *Public Health Act*, SBC 2008, c. 28, as amended or replaced.

PART X – FEES, BILLING AND COLLECTION

33. Every *owner* of a *residential dwelling* to which *Curbside Collection Service* is available must pay all applicable collection and other fees and charges set out in Schedule A of this Bylaw, whether or not the *owner* utilizes the *Curbside Collection Service*. All annual fees and charges are for the calendar year in which they are payable. All fees and charges set out in Section 1 of Schedule A (“Annual Solid Waste Collection Fees”) are due and payable on March 31 of each year, provided that if March 31 is a Saturday, Sunday or statutory holiday in British Columbia, then such fees and charges shall be due and payable on the next business day. Any such fees and charges that remain unpaid on the day immediately following the due date therefor shall be subject to a penalty in an amount equal to 5% of the unpaid fees and charges, which penalty amount shall be payable along with the outstanding fees and charges. Any such fees and charges that remain unpaid on the last business day in May in the year in which they were due shall be subject to an additional penalty in an amount equal to 5% of the unpaid fees and charges, which additional penalty amount shall be payable along with the outstanding fees and charges and the initial penalty amount. All fees, charges and penalties payable hereunder that remain unpaid as of December 31 in the year in which they were due may be collected in the same manner and with the same remedies as property taxes.

For the 2025 calendar year only, where a penalty would be payable under this section but payment is received on or before the last business day in May of 2025, such penalty shall not be applied to that portion of the fees and charges received on or before the last business day in May of 2025.

(8725)

34. Every *owner* or *occupant* to which the *Bulk Container Collection Service* is provided by the *District* must pay:
- (a) the applicable monthly bulk container fees prescribed in Schedule A of this bylaw. Fees are billed monthly in respect of the preceding month and are due and payable within 30 days from the date of the billing. The *owner* is responsible for the payment of all accounts in arrears and fees are subject to interest if unpaid after the due date at a rate of 2% per month, calculated monthly and not in advance; and
 - (b) the annual environmental fee prescribed in Schedule A of this bylaw which is due and payable at the same time and in the same manner as property taxes

PART XI – OFFENCES AND ENFORCEMENT

Entry

35. *Bylaw enforcement officers, environmental protection officers, waste compliance officers and park rangers* are authorized, in accordance with section 16 of the *Community Charter* to enter at any reasonable time onto property to inspect and determine whether the regulations of this bylaw are being met.

Obstruction

36. A person must not interfere with, delay, obstruct or impede a *bylaw enforcement officer* or designate or other person lawfully authorized to enforce this bylaw in the performance of duties under this bylaw.

Offences and Penalties

37. (a) A person who:
- i. contravenes a provision of this bylaw;
 - ii. causes, consents to, allows or permits an act or thing to be done contrary to this bylaw;
 - iii. neglects or refrains from doing anything required by a provision of this bylaw; or
 - iv. fails to comply with any order, direction or notice given under this bylaw,
- commits an offence and is subject to the penalties imposed by this bylaw and the *Offence Act*.
- (b) Each instance that a contravention of a provision of this bylaw occurs and each day that a contravention occurs or continues shall constitute a separate offence.
- (c) A person found guilty of an offence under this bylaw is subject to a fine of not less than \$1,000.00 and not more than \$50,000.00 for every instance that an offence occurs or each day that it occurs or continues, plus the costs of prosecution.

(8559)

38. **Deleted**

(8559)

Designation of Bylaw

39. This bylaw is designated under section 264 of the *Community Charter* as a bylaw that may be enforced by means of a ticket in the form prescribed.

Designation of Bylaw Enforcement Officer

40. *Bylaw enforcement officers, environmental protection officers, waste compliance officers, park rangers* and members of the Royal Canadian Mounted Police are designated to enforce this bylaw by means of a ticket under section 264 of the *Community Charter*.

Ticketing

41. Pursuant to Sections 264(1)(c) and 265(1)(a) of the *Community Charter*, the table below sets out the designated expressions for offences under this bylaw with the corresponding bylaw section number and fine amount:

| DESIGNATED EXPRESSION | SECTION | FINE |
|--|---------|------|
| | | \$ |
| Allow <i>prohibited waste</i> to accumulate | 3(a) | 300 |
| Dump or bury <i>prohibited waste</i> | 3(b) | 500 |
| Transport unsecured <i>prohibited waste</i> | 3(c) | 300 |
| Discard of <i>recyclable material</i> as <i>garbage</i> | 3(d) | 200 |
| Place <i>hazardous waste</i> out for collection | 3(e) | 500 |
| Scavenge | 3(f) | 200 |
| Place <i>solid waste</i> at another's property | 3(g) | 200 |
| Place <i>wet waste</i> in <i>solid waste container</i> | 3(h) | 150 |
| Allow water to accumulate in <i>solid waste container</i> | 3(i) | 150 |
| Obstruct or interfere with <i>District</i> employee | 3(j) | 500 |
| Over-fill <i>solid waste container</i> | 3(k) | 150 |
| Fail to clean up <i>prohibited waste</i> | 4 | 200 |
| Use land as disposal site | 5 | 500 |
| Store <i>attractants</i> outdoors not in <i>wildlife resistant container</i> | 6(a) | 300 |
| Store <i>attractants</i> outdoors not in <i>wildlife resistant enclosure</i> | 6(b) | 500 |
| Fail to remove fruit | 7(a) | 250 |
| Fail to manage bird feeder | 7(b) | 250 |
| Fail to manage compost | 7(c) | 250 |
| Fail to keep barbecue clean | 7(d) | 250 |
| Fail to make appliance inaccessible to wildlife | 7(e) | 300 |
| Fail to store <i>attractants</i> so inaccessible to <i>wildlife</i> | 7(f) | 500 |
| Fail to manage bees | 7(g) | 250 |

| DESIGNATED EXPRESSION | SECTION | FINE |
|---|-----------|--|
| Fail to comply with notice to remove <i>prohibited waste</i> | 8 | 300 |
| Fail to comply with notice to store <i>solid waste</i> in <i>wildlife resistant enclosure</i> | 17(g) | 500 |
| Place garbage not in <i>garbage container</i> | 22(a) | 150 |
| Place organics not in <i>organics container</i> | 22(b) | 150 |
| Place <i>recyclable material</i> not in <i>recycling container</i> | 22(c) | 150 |
| Place unacceptable materials out for collection | 22(d) | 150 |
| Fail to keep <i>solid waste container</i> in sanitary condition | 22(e) | 150 |
| Fail to bag dust | 22(f) | 150 |
| Fail to lock lid of <i>solid waste container</i> | 22(g) | 300 |
| Overweight <i>solid waste container</i> | 22(h) | 250 |
| <i>Solid waste container</i> encroaching | 22(j) | 500 |
| Fail to dispose of solid waste per bylaw | 23(a) | 250 |
| Fail to ensure tenant has <i>solid waste container</i> | 23(b)(i) | 150 |
| Fail to ensure tenant stores <i>solid waste container</i> per bylaw | 23(b)(ii) | 150 |
| Place <i>solid waste container</i> out for collection outside times permitted | 24(a) | First violation: 100 2 nd & subsequent Violations: 500 |
| Over-fill <i>solid waste container</i> | 24(b) | 150 |
| Place <i>solid waste container</i> too far from road | 24(c) | 150 |
| Place <i>solid waste container</i> improperly on road | 24(d) | 150 |
| Place <i>solid waste container</i> improperly on lane | 24(e) | 150 |
| More <i>solid waste containers</i> than permitted | 24(f) | 150 |
| Obstruct <i>bylaw enforcement officer</i> | 36 | 500 |

PART XII – MISCELLANEOUS

Severability

42. If a section, subsection, paragraph, subparagraph or phrase of this bylaw is for any reason declared invalid by a Court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this bylaw.

Repeal

43. Solid Waste Removal Bylaw 7631, 2007 is hereby repealed and all references in other *District* bylaws to Solid Waste Removal Bylaw 7631, 2007 are hereby amended to refer to Solid Waste Management Bylaw 8436, 2021.

Schedule A to Bylaw 8436

1. Annual Solid Waste Collection Fees

| Description | Single & Multi-Family Property with Curbside Collection | Multi-Family Property without Curbside Collection |
|---|---|---|
| Garbage and organics collection | | |
| 240L Garbage and up to two 240L Organics | \$346.60 | N/A |
| 140L Garbage and up to two 240L Organics | \$295.30 | |
| Two 140L Garbage and up to two 240L Organics (available only to houses with secondary suites) | \$449.00 | |
| Additional organics carts, per cart | \$54.40 | N/A |
| Exchange fee for exchange, replacement, return or acquisition of additional Solid Waste Container (per transaction) | \$50.00 | N/A |
| Container Replacement Fee (lost/stolen/damaged) – these fees refunded if container recovered and replacement container returned to District | \$150 – 240L \$140 – 140L | N/A |
| Environmental fee | \$36.20 | \$22.40 |

All flat rate annual charges are due and payable at the times and in the manner set out in Section 33 of this Bylaw.

Exchanges after December 31, 2025:

- For cart additions that result in a collection fee increase, the increased fee will be pro-rated and payable from the first quarter following the change and the pro-rated collection fee increase is payable upon receipt by the District of the change request.
- For cart exchanges that result in a collection fee increase, the increased fee will not be pro-rated and payable in the year of the exchange; the increased annual collection fee will apply from January 1st of the following year.
- For cart exchanges or returns that result in a collection fee decrease, the decreased fee will be pro-rated and payable commencing in the quarter in which the change occurs and any decrease will be offset against the exchange fee. Any balance owing is payable upon receipt by the District of the change request. Credit balances will be applied to the utility account.

2. Bulk Container Collection Fees

| Description | Container Size | | | | |
|--|----------------|---------|---------|---------|---------|
| | 1 Yard | 2 Yard | 3 Yard | 4 Yard | 6 Yard |
| Container Rental (invoiced and payable monthly): | | | | | |
| Cardboard Container Monthly Rental Fee | N/A | \$65.25 | \$65.25 | \$65.25 | \$65.25 |
| Cardboard Container Monthly Rental Fee with Jitney | N/A | \$96.00 | \$96.00 | \$96.00 | \$96.00 |
| Solid Waste Container Monthly Rental Fee | \$21.50 | \$22.50 | \$24.25 | \$25.50 | \$28.00 |
| Solid Waste Container Tipping Fees (Charge per Tip): | | | | | |
| (a) Residential | | | | | |
| (i) with 1 - 3 containers | \$29.50 | \$36.25 | \$44.00 | \$53.00 | \$65.25 |
| (ii) with 4 - 7 containers | N/A | \$34.25 | \$42.00 | \$50.25 | \$62.00 |
| (iii) with 8 - 11 containers | N/A | \$32.50 | \$39.50 | \$47.50 | \$59.25 |
| (iv) with 12+ containers | N/A | \$28.50 | \$30.50 | \$42.75 | \$52.00 |
| (b) Schools, Churches, Institutional | N/A | \$39.75 | \$48.00 | \$58.00 | \$75.00 |
| (c) Commercial, Industrial (1 tip/ week) | N/A | \$42.75 | \$53.75 | \$64.25 | \$74.50 |
| 1 tip/ 2 weeks | N/A | \$48.25 | \$59.75 | \$73.25 | \$77.00 |
| 1 tip/ 4 weeks | N/A | \$52.75 | \$63.50 | \$74.50 | \$80.25 |
| On request | N/A | \$56.50 | \$66.75 | \$77.00 | \$82.50 |
| Organic Waste Cart Tipping Fees (Fee per 240 L cart per month, invoiced and payable monthly): | | | | | |
| First Cart – tipped weekly | \$99.00 | | | | |
| Second, Third and Fourth Cart – tipped weekly | \$50.00 | | | | |
| Five and more Carts – tipped weekly | \$24.25 | | | | |
| Charges per Tip in addition to Container Tipping Fees: | | | | | |
| (a) Casters | \$5.75 | | | | |
| (b) Locks | \$1.50 | | | | |
| (c) Jitney (Includes Casters) | \$30.75 | | | | |
| Other Fees: | | | | | |
| Service Requests | \$50/hour | | | | |

(8603, 8656, 8725, 8768)