

Garbage Collection and Regulation Bylaw No. 2024-002

Current to January 21, 2025



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The title page, table of amendments, table of contents, page numbers, and headings included in this consolidated bylaw are for convenience only and do not form part of the bylaw and shall not be used to interpret, define, or limit the scope or intent of the bylaw, schedules, or appendices.

Amendments Included in this Consolidation

Bylaw No.	Citation	Adopted

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Garbage Collection and Regulation Bylaw No. 2024-002

A Bylaw to regulate collection, removal, recycling, and disposal of garbage and other refuse.

WHEREAS the Council of the District of Lillooet, pursuant to the provisions of the Community Charter, is empowered and authorized to establish and maintain a system to collect, remove, recycle, and dispose of Garbage, Rubbish, and any offensive, unwholesome, and discarded matter,

AND WHEREAS Council is empowered and authorized to compel persons to make use of a system established to dispose of Garbage, Rubbish, and any other offensive, unwholesome, and discarded matter, and prescribe the terms and conditions on which persons make use of the system,

AND WHEREAS Council is authorized to enter into contracts for all or part of the collection, removal, and disposal of Garbage, Rubbish, and any other offensive, unwholesome, and discarded matter.

NOW THEREFORE the Council of the District of Lillooet, in open meeting assembled, enacts as follows:

1. Definitions and Meanings

- a. Words, not defined in this Bylaw and which have well known technical or trade meanings, shall be interpreted in this Bylaw in accordance with those recognized meanings.
- b. Words in this Bylaw that have the first letter capitalized are defined in Article 1.
- c. The Title Page, Table of Contents, and Headings included in this Bylaw are for convenience only and do not form part of this Bylaw and shall not be used to interpret, define, or limit the scope or intent of this Bylaw or its Schedules.
- d. In this Bylaw the following definitions and meanings shall apply:
 - ‘**Apartment**’ means any building that is, or is intended to be, occupied, or used for any portion of any one year as a Dwelling by three or more families in independent Dwelling Units.
 - ‘**Ashes**’ mean residues, cinders, embers, powders, dust, and remains of any fuel or material, after such has been consumed by fire.
 - ‘**Attractant**’ means any substance, with or without an odour, which could attract Wildlife or does attract Wildlife, including but not limited to food products, pet food, feed, bird feed, or compost.
 - ‘**Bylaw Enforcement Officer**’ means the person employed by the District of Lillooet, as the Bylaw Enforcement Officer or their designate.
 - ‘**Commercial Classification**’ means any property or premises that is being used, or could be used, for the following types of use including, but not limited to, individual businesses, commercial, retail, institutional, industrial, multi-family or any other type of use but does not include uses identified in the Residential Classification definition.
 - ‘**Construction Classification**’ means any location in any zone in the District where construction is taking place that creates Garbage, Rubbish, or construction refuse and includes, but is not limited to, new construction, additions, upgrades, renovations, demolition, or relocations.
 - ‘**Commercial Garbage Receptacle**’ means a loading type of commercial bin or receptacle.
 - ‘**Council**’ means the Council of the District of Lillooet.
 - ‘**Director**’ means the person employed by the District of Lillooet, as the Director of Public Works and Utilities or their designate.
 - ‘**District**’ means the District of Lillooet.
 - ‘**Dwelling**’ means any building that is, or is intended to be, occupied or used for any portion of any one year as a place of living, residence, or habitation.
 - ‘**Dwelling Unit**’ means one or more habitable rooms, constituting a self-contained or independent unit with a separate entrance, which is or is intended to be, used together for living and sleeping purposes for not more than one family and contains a kitchen and bathroom. This includes single family, duplex unit Apartments, and suites.
 - ‘**Fees and Charges Bylaw**’ means the District of Lillooet Fees and Charges Bylaw No. 2021-003, as amended.
 - ‘**Garbage**’ means and includes any household waste that is abandoned or discarded and includes, but is not limited to, vegetable or animal food, floor sweepings, crockery, small metal ware, tin, clothing, and bottles but does not include Rubbish.
 - ‘**Garbage Collection Tag**’ means the tag required for any Garbage Bag exceeding the four-bag limit provided for in the basic Garbage Collection Service.
 - ‘**Garbage Collection Sticker**’ means the annual sticker available for Garbage Receptacles more than the two-Garbage Receptacle limit provided for in the basic Garbage Collection Service.
 - ‘**Garbage Collection Service**’ means the Garbage collection and regulation services provided by the District pursuant to the provisions of this Bylaw.
 - ‘**Garbage Collector**’ means the contractor, person, or municipal employee, contracted or appointed to collect Garbage within the District.

'Garbage Receptacle' means a Wildlife Resistant Container used for storage of Garbage to be picked up by the Garbage Collector. A Garbage Receptacle is recommended to not be more than 76 cm (30 inches) in height by 50 cm (20 inches) in width.

'Garden Refuse' shall include all garden remains and grass, trees, leaves, branches, twigs, or hedge clippings.

'Noxious Material' means any substance or hazardous material including, but not limited to, flammable or volatile liquids, explosive chemicals or vapours, human or animal excretions, offal, dead animals, refuse, Garbage, waste products, accumulation of Ashes, branches, leaves, or yard clippings, which is malodorous, offensive, harms or injures any person or animal.

'Occupier' means an Owner who occupies a Property, a person who has signed a lease or rental agreement to occupy a Property for residential purposes, or a person who otherwise occupies residential Property as a tenant without a signed agreement.

'Owner' means the person or persons, including a corporation or company, who is liable under the Local Government Act or Community Charter or successor legislation to pay real property taxes.

'Property' means all lands located within the municipal boundary of the Corporation of the District of Lillooet and includes improvements so affixed to the land as to make them, in fact and law, a part of it.

'Recyclable Material' means, but is not limited to, used newspapers, bottles, plastics, cans, glass items, metals, cardboard, and any other items intended to be recycled as designated by the Squamish Lillooet Regional District.

'Residential Classification' means the Owners or Occupiers of the following types of residential uses that the District has resolved are required to utilize the residential Garbage Collection Service unless otherwise exempted or excluded pursuant to the provisions of this bylaw,

- i. all detached, single-family Dwelling Units,
- ii. all duplexes,
- iii. all multi-family buildings to a maximum of three Dwelling Units.

'Rubbish' includes Ashes, garden refuse, Trade Waste, wood waste, sawdust waste, Recyclable Materials, Noxious Material, or other materials prohibited by this bylaw from being disposed of as Garbage.

'Ticket Bylaw' means the District of Lillooet Ticket Information Utilization Bylaw No. 1991-555, as amended.

'Trade Waste' means all accumulations of waste and abandoned materials resulting from the operation of all Commercial Classifications.

'Wildlife' means any animal that is not normally domesticated, including but not limited to, bears, cougars, coyotes, raccoons, wolves, and birds.

'Wildlife Resistant Container' means a fully enclosed waterproof container with a lid and a latching device of sufficient design and strength to prevent or significantly inhibit access by Wildlife.

'Wildlife Resistant Enclosure' means a structure that has four enclosed sides, a roof, doors, and a latching device, of design and strength to prevent access by Wildlife.

2. Lands Subject to Bylaw

- a. Upon adoption, this bylaw shall apply to all lands located within the municipal boundary of the Corporation of the District of Lillooet.

3. General Conditions

- a. No person shall dispose of any Garbage or Rubbish except in strict accordance with the provisions of this Bylaw.
- b. Every Owner or Occupier of Property shall store all Garbage, Rubbish, or other offensive, unwholesome, and discarded matter in a sanitary and inoffensive manner and shall cause these materials to be removed from the premises to the Squamish Lillooet Regional District Landfill site or other government approved disposal site.
- c. All edible Garbage and Rubbish that could attract domestic animals or Wildlife shall be stored indoors and shall not be left in any area indoors or outdoors that is accessible to domestic animals or Wildlife.
- d. Every Owner or Occupier of Property shall keep all Garbage Receptacles in good condition and shall replace any that become damaged to the extent that they are no longer waterproof or are dangerous to persons handling them.
- e. No Owner or Occupier shall place a Garbage Receptacle out for pickup before 6:00 AM on the day of their scheduled Garbage collection.
- f. No person shall dispose of any Garbage, Rubbish, commercial, or construction refuse on any road, highway, lane, or private Property.
- g. No person shall dispose of any personal household Garbage or Rubbish in public litter cans.
- h. No person shall place any Rubbish in a Garbage Receptacle.
- i. Every Owner or Occupier of Property shall be responsible to make their own arrangements to legally dispose of:
 - i. all Rubbish,
 - ii. all Garbage exceeding the allowable weight outlined in 4 (b.), unless an approved Garbage Collection Tag or Garbage Collection Sticker has been placed on each additional Garbage Receptacle or Garbage Bag,
 - iii. explosives, raw sewage, highly flammable materials, dangerous or highly offensive wastes, dead animals; hazardous or dangerous goods,
 - iv. demolition or construction materials,
 - v. Recyclable Materials,
 - vi. items of any kind that exceed the size or weight allowed for a Garbage Receptacle,
 - vii. appliances, furniture, electronics, mechanical parts, metal, tires, or batteries.
- j. burning of Garbage or Rubbish is strictly prohibited except that Garden Refuse is burnable with a valid seasonal burning permit obtained from the District.

4. Residential Classification

- a. The residential Garbage Collection Service shall be provided once every week.
- b. The maximum weight of a Garbage Receptacle shall not be more than 20 kilograms (44 lbs) when filled with Garbage for collection.
- c. Garbage exceeding the maximum weight will not be collected unless it complies to the provisions outlined in Article 7, Extended Service.
- d. All Garbage intended for collection must be enclosed in Garbage bags and the Garbage bags must be secured within a Garbage Receptacle to ensure the Garbage remains contained.
- e. Every Owner or Occupier of Property serviced by the residential Garbage Collection Service shall be required to:
 - i. place all Garbage for collection in one or two Garbage Receptacles,
 - ii. place all Garbage Receptacles for collection in full view of and beside the travelled portion of the road or highway fronting the Property, no earlier than 6:00 a.m. and no later than 8:00 a.m. on the regularly scheduled day of collection.
- f. All containers must be located and designed to be easily accessible by the Garbage Collector.

5. Exemptions or Exclusions

- a. A request from an Owner or Occupier of Property to not be included in the Garbage Collection Service shall not be considered a justifiable reason for exemption or exclusion.
- b. The Director may exempt or exclude Properties from the Garbage Collection Service if the Director, at their sole discretion, deems that Garbage Collection Service cannot be provided to a Property due to safety, access, or any other issue the Director deems limits the District's ability to provide the service.
- c. If a Property is excluded or exempted from the Garbage Collection Service, the Director will notify the Property Owner that the Garbage Collection Service will not be provided.

6. Extended Service

- a. Residents receiving the basic Garbage Collection Service, and who require extended Garbage Collection Services, shall be required to purchase Garbage Collection Stickers or Garbage Collection Tags pursuant to the limitations of this Article.
- b. No Garbage, over the Garbage Collection Service limit of two Garbage Receptacles, will be collected from any additional Garbage Receptacles, unless:
 - i. The additional Garbage Receptacles have an approved Garbage Collection Sticker permanently affixed to the outside of the Garbage Receptacle in such a way that it is clearly visible to the Garbage Collector, or
 - ii. Every bag within the additional Garbage Receptacles has an approved Garbage Collection tag affixed to each bag in such a way that it is clearly visible to the Garbage Collector.
- c. Garbage Collection Stickers and Garbage Collection Tags shall be purchased from the District as outlined in the Fees and Charges Bylaw,
- d. Each Garbage Collection Sticker will provide for the collection of one (1) additional Garbage Receptacle until the end of the current year. The cost of a Garbage Collection Sticker will be prorated from the date of purchase to the end of the current year.
- e. Each Garbage Collection Tag is only valid for single use, is not reusable, refundable, or transferrable and are only provided for extended Garbage Collection Services in accordance with this Article.
- f. Each Garbage Collection Tag will be retained by the Garbage Collector for reimbursement by the District.

7. Commercial Classification

- a. The District does not provide Garbage Collection Services to Properties included in the Commercial Classification.
- b. Commercial Garbage Receptacles shall not be placed on District owned Property or on road or highway rights-of-way.
- c. Commercial Garbage Receptacles must be placed on private Property and must be placed in a location out of, or screened from, public view.
- d. All Commercial Garbage Receptacles must be Wildlife resistant.

8. Construction Classification

- a. All construction sites must have a designated container or containers that receive refuse. The containers must be emptied at the end of each day and stored in a building or enclosure such that the accumulation is not visible from another Property, highway, or road.
- b. All construction sites must have a designated Wildlife Resistant Enclosure or Wildlife Resistant Containers that receives all Wildlife Attractants created on a construction site. The containers must be stored at the end of each day in a building or enclosure such that they are not visible from another Property, highway, or road.

9. Garbage Rates

- a. The fee for the services to be performed under this bylaw shall be as outlined in the Fees and Charges Bylaw and will be increased annually by the annual rate of inflation for British Columbia (BC CPI) as of September 30th of the prior year.
- b. Where a building contains more than one Dwelling Unit, each Dwelling Unit shall be charged separately in accordance with this bylaw.
- c. All charges on Dwellings shall be levied on assessed Owners of such Property and shall be collected for the year on an annual basis.
- d. Any charges remaining unpaid on the 31st day of December in any one year shall be added to and form part of the taxes payable in respect of real property and shall be entered upon the Collector's Roll as taxes in arrears.^{8F}
- e. Single-family Dwelling Unit users of the Garbage Collection Service who are eligible for and have claimed the additional Homeowner Grant for persons 65 and over may apply for a refund of 10% of the current year levies if their current year's utility levies are paid in full on or before the due date.
- f. Residential Classification Properties will be charged:
 - i. one-half the monthly fee if the Properties water service is turned on after the 15th day of the month,
 - ii. the full monthly fee if the Properties water service is turned on before the 15th day of the month.
- g. Any fee unpaid as of 4:30 p.m. on the due date of the utilities invoice will receive a 10% penalty on the unpaid balance.

10. Provisions to Minimize Wildlife and Human Conflicts

- a. No person shall knowingly or willingly feed Wildlife, or provide any manner of access to Garbage, food, or other Attractants to Wildlife.
- b. Bird feeders are allowed but must be located so that they are inaccessible to other Wildlife.
- c. No person shall fail to take remedial action to avoid contact or conflict with Wildlife or any other contravention of this Bylaw after being advised by the Bylaw Enforcement Officer that such action is necessary. Remedial action may include, but is not limited to, securing items in a Wildlife Resistant Enclosure, in all Garbage containers, removal of cooking grills, pet food, bird feeders or any other Attractants.

11. Enforcement

- a. Any person designated as a Bylaw Enforcement Officer pursuant to the District of Lillooet's Bylaw Enforcement Bylaw is hereby authorized and empowered to enforce the provisions of this bylaw to the Bylaw Notice Enforcement Bylaw No.2021-002 as amended from time to time,
- b. No person shall obstruct or prevent a Bylaw Enforcement Officer from carrying out his duties as prescribed in this bylaw.

12. Offence and Penalties

- a. The penalty for a contravention dealt with by Bylaw Notice in accordance with the Bylaw Notice Enforcement Bylaw No.2021-002 is as follows:
- b. The Penalty amount set out in Column A3 of Schedule 8 is payable for the corresponding contraventions apply,
- c. The early Payment Penalty set out in Column A4 of Schedule 8 applies if the payment is received by the District within 14 days of the person receiving or being presumed to have received the bylaw notice, and
- d. The late Payment Penalty set out in column A5 of Schedule 8 applies if the payment is received more than 31 days after the person received or is presumed to have received the bylaw notice.
- e. Each day that such violation is permitted to continue shall be a separate offence.

13. Severability

- a. If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provision of this Bylaw.

14. Citation, Repeal, and Enactment

- a. This bylaw shall be known and cited for all purposes as the District of Lillooet “Garbage Collection and Regulation Bylaw No. 2024-002”.
- b. The “Garbage Collection and Regulation Bylaw No. 296, 2007” and all amendments thereto are hereby repealed in their entirety.
- c. This bylaw shall take effect upon adoption by the Council of the District of Lillooet.

READ A FIRST TIME THIS 16th day of January, 2024.

READ A SECOND TIME THIS 16th day of January, 2024.

READ A THIRD TIME THIS 16th day of January, 2024.

ADOPTED THIS 13th day of February, 2024.

L. Hopfl

Mayor

J. L’Heureux

Corporate Officer

