



REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW NO. 732

A bylaw to regulate the administration and collection of garbage in the community of Coal Harbour (Consolidated with Bylaw 739 for reference only)

WHEREAS Section 796 of the *Local Government Act* empowers a regional district to operate any service that its Board considers necessary or desirable for all or part of the regional district;

AND WHEREAS the Board of the Regional District of Mount Waddington has adopted Bylaw No. 729 which establishes a garbage collection service within the community of Coal Harbour;

NOW THEREFORE the Board of the Regional District of Mount Waddington in open meeting assembled enacts as follows:

DEFINITIONS

1. In this Bylaw:

“Allowable Garbage” means municipal solid waste excluding Prohibited Waste generated from the residence or commercial property from which it is collected.

“Apartment Buildings” are buildings which contain three or more Apartment Units.

“Apartment Unit” means a self contained dwelling unit, within or attached to a Residential Dwelling Unit, Apartment Building, or other building, which is used or may be used as a residence on a short term or long term basis, including free-standing B&B Units or guest cottages.

“B&B Unit” means a self contained dwelling unit with bathroom and kitchen facilities, which is used, or could be used, as a residence on a short term or long term basis.

“Commercial Premise” for the purposes of this bylaw relates to the use of the property rather than the zoning designation and means a business, store, office, warehouse, dock, factory, restaurant, hall, or school.

“Designated Garbage Collection Days” are those days established by the RDMW as the day during which garbage may be put out to the curbside, under the terms and conditions of this bylaw, for collection by the Garbage Collection Contractor”

“Garbage Collection Contractor” means an individual or company working under contract to the RDMW to collect garbage in the Service Area.

“Garbage Tag” means a tag which may be placed on bags or cans of garbage in excess of the allowed two standard garbage containers.

“Oversized Waste” means any objects that are greater than 22.5kg or which will not fit into an approved garbage can.

“Prohibited wastes” include oversized waste, Hazardous Waste, toxic waste, liquid waste and flammable wastes, clean corrugated cardboard, tires, construction waste and any other waste deemed prohibited by the RDMW from time to time.

“Property owner” means the registered owner of fee simple property, lease holder of crown land tenures, or a registered tenant under the Strata Property Act.

“RDMW” means the Regional District of Mount Waddington and includes authorised representatives of the Regional District of Mount Waddington or their duly authorised agents

“Residential Dwelling” means any building or place occupied or used as a place of residence and includes single family dwellings, mobile homes and ½ duplexes.

“Service Area” means the Coal Harbour Garbage Collection Service Area as defined in the Coal Harbour Garbage Collection Establishment Bylaw No. 729, and includes any subsequent amendments to that service area boundary.

“Standard Commercial Bin” means a bin conforming to the specifications of the garbage collection contractor or service provider, as approved by the RDMW”

“Standard Garbage Container” means a durable animal proof container, fitted with secure handles and a watertight cover of a capacity of not more than 100 litres; when full the container must not weigh more than 22.7kg (50 lbs).

GENERAL REGULATIONS

2. The owners of land on which a dwelling exists, whether occupied or vacant, shall be responsible for the payment of all garbage user fees, as described in Schedule A of this bylaw (*as amended by Bylaw 739*), whether the service is actually used or not.

Any charges authorized by this bylaw, which remain unpaid on December 31st, in the year in which they were imposed, shall be transferred to property taxes in the following year, unless sooner paid.

3. Each Residential Dwelling or Commercial Premise shall be permitted, on Designated Garbage Collection Days, to place out for collection up to two Standard Garbage Containers of Allowable Garbage. Extra containers of garbage will not be collected unless they are accompanied by a Garbage Tag.
4. Each Apartment Unit or B&B Unit shall be permitted, on Designated Garbage Collection Days, to place out for collection up to one Standard Garbage Container of Allowable Garbage. Extra containers of garbage will not be collected unless they are accompanied by a Garbage Tag.
5. No prohibited waste or oversized waste will be collected.
6. The owner of a Commercial Premise or an Apartment Building may change the garbage collection service from a two container weekly limit to one or more three yard bins, at the annual rental and tipping costs described in Schedule A of this bylaw, by making a written request to the RDMW. The cost of tipping the bins will be billed on a monthly basis. The bins will be emptied at a minimum frequency of once a month or more frequently if

- requested by the owner. Changes to garbage collection methods and accounts will be enacted on a semi- annual basis.
7. Property owners using bins which contain materials that attract wildlife may be ordered to tip the contents of the bins on a more frequent basis than the owner has requested. The cost of tipping the bins will charged to the property owner.
 8. All garbage containers shall be accessible within 1 meter (3 feet) of the curb or curb line on a public or designated private road site, between the time of 6:00 a.m. and 5:00 p.m., on Designated Collection Days. Such days shall be designated by the Garbage Collector, and approved by the Regional District.
 9. No person shall leave garbage of any kind accessible to wildlife or domestic animals. It is the responsibility of property owners to clean-up litter or pollution originating from garbage on or from their property.
 10. Property owners served by commercial bins may elect to purchase a Standard Commercial Bin, rather than rent the bin from the RDMW. Written notice of intent to provide a privately owned bin for garbage collection must be submitted to the RDMW at least 60 days in advance of any change to the service. Changes to garbage collection methods and accounts will be enacted on a semi- annual basis.
 11. It shall be the duty of the Garbage Collector:
 - a) to collect all Allowable Garbage;
 - b) to report any infraction of this bylaw;
 - c) to clean up garbage spilled or scattered in the operation of collection;
 - d) to answer all complaints courteously and promptly;
 - e) not to trespass needlessly on private property, but to follow pedestrian walks and not cross from one property to another;
 - f) to have garbage trucks washed and cleaned and disinfected to such a degree, and at such intervals as will meet the requirements of the Public Health Inspector and the Regional District;
 - g) to have all garbage collection equipment accessible to the Public Health Inspector at all times;
 - h) to maintain a list of users who fail to meet the requirements set forth in this bylaw.

Severability

12. If any section, subsection, sentence, clause or phrase of the Bylaw is, for any reason, held to be invalid by a decision of any court or competent jurisdiction, the decision shall not affect the validity of the remaining portions of the Bylaw.

This bylaw may be cited as the "Regional District of Mount Waddington Coal Harbour Garbage Collection Service Rates and Regulations Bylaw No. 732, 2006".

CITATION

13. This bylaw may be cited for all purposes as the “Regional District of Mount Waddington Coal Harbour Garbage Collection Rates and Regulation Bylaw No. 732”.

READ A FIRST TIME THIS 18TH DAY OF APRIL, 2006

READ A SECOND TIME THIS 20TH DAY OF JUNE, 2006

READ A THIRD TIME THIS 20TH DAY OF JUNE, 2006

RECONSIDERED AND ADOPTED THIS 20TH DAY OF JUNE, 2006

“Original Signed by:

G. Fletcher

B. Swanson “

SECRETARY

CHAIR



**REGIONAL DISTRICT OF MOUNT WADDINGTON
 BYLAW NO. 739 (July, 2006 replaced original schedule)
 SCHEDULE "A"
 COAL HARBOUR GARBAGE PICKUP FEES**

<u>TYPE OF SERVICE</u>	<u>CONDITIONS OF SERVICE</u>	<u>RATES</u>
<p><u>Household Garbage Collection</u></p> <ul style="list-style-type: none"> ○ SINGLE FAMILY HOMES ○ ½ DUPLEXES PER SIDE ○ MOBILE HOMES 	<p>MAXIMUM 2 CANS PER WEEK</p> <p>MAXIMUM SIZE: 100 LITRE</p> <p>MAXIMUM WEIGHT: 22.7 KG</p>	<p>\$105/YEAR</p> <p>BILLED ANNUALLY</p>
<p><u>Apartment Collection</u></p> <p><u>BASE RATE</u></p>	<p>MAXIMUM 1 CAN PER WEEK</p> <p>MAXIMUM SIZE: 100 LITRE</p> <p>MAXIMUM WEIGHT: 22.7 KG</p>	<p>\$52.50/year PER APARTMENT UNIT</p> <p>BILLED ANNUALLY</p>
<p><u>Apartment Collection</u></p> <p><u>UPGRADE TO 3 YD BIN(S)</u></p>	<p>CHANGE FROM 1 CAN LIMIT TO 3 YARD BIN OR FROM 3 YARD BIN TO 1 CAN LIMIT MUST BE REQUESTED IN WRITING AND WILL BE ENACTED SEMI-ANNUALLY</p>	<p>\$250/year RENT PER 3YD BIN</p> <p>\$16.00/TIP</p>
<p><u>Commercial Collection</u></p> <p><u>BASE RATE</u></p>	<p>MAXIMUM 2 CANS PER WEEK</p> <p>MAXIMUM SIZE: 100 LITRE</p> <p>MAXIMUM WEIGHT: 22.7 KG</p>	<p>\$105/YEAR</p> <p>BILLED ANNUALLY</p>
<p><u>Commercial Collection</u></p> <p><u>UPGRADE TO 3 YD BIN(S)</u></p>	<p>CHANGE FROM 2 CAN LIMIT TO 3 YARD BIN OR FROM 3 YARD BIN TO 2 CAN LIMIT MUST BE REQUESTED IN WRITING AND WILL BE ENACTED SEMI-ANNUALLY</p>	<p>\$250/year RENT PER 3YD BIN</p> <p>\$16.00/TIP</p>
<p><u>Extra bags/cans</u></p>	<p>EACH EXTRA GARBAGE CONTAINER TO BE ACCOMPANIED BY AN EXTRA BAG TAG</p> <p>MAXIMUM SIZE: 100 LITRE</p> <p>MAXIMUM WEIGHT: 22.7 KG</p>	<p>EXTRA BAG TAG: \$2/EACH</p> <p>AVAILABLE FROM THE RDMW</p>