



BYLAW 3466

Waste Collection Bylaw

This bylaw is consolidated under section 139 of the *Community Charter*
and is printed by authority of the corporate officer.

Pursuant to section 139 (3) of the *Community Charter*, "a printed document purporting (a) to be a copy of a bylaw consolidated under this section, and (b) to be printed by authority of the corporate officer is proof, in the absence of evidence to the contrary, of the original bylaw, of all bylaws amending it and of the fact of adoption of the original and all amending bylaws."

Amendment Bylaw

Effective Date

3537 (replaces "recyclables" definition..... APR 2, 2014

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The council of The Corporation of the District of North Cowichan enacts as follows:

Definitions

1 In this bylaw:

"dwelling" means a single-family dwelling residence or one half of a two-family dwelling residence, with frontage on a municipal road, and for certainty, excludes a multi-family complex;

"garbage" means residential waste, rubbish, and noxious, offensive, unwholesome, or discarded matter, double bagged pet excrement or litter, but excludes kitchen organics, yard and garden waste, recyclables, styrofoam, human excrement, explosive materials, commercial and industrial waste, objects too large to enclose in garbage containers, and dangerous goods as defined in the *Transportation of Dangerous Goods Act* (S.C. 1992, C.34);

“multi-family complex” means a

- (a) hotel, motel, guest house or other living unit operated for transient occupancy, or
- (b) townhouse, condominium, mobile home park, apartment or strata-titled residential development containing more than two strata-titled units;

“kitchen organics” means kitchen waste that is compostable and includes food scraps, egg shells, fish, seafood, nuts, shells, bones, tea bags, coffee grounds, paper filters, dairy products, fruits, vegetables, breads, cereals, pasta, cakes, biscuits, paper towels, napkins, paper plates, paper cups, pizza boxes and other food soiled cardboard, gable top milk and wax coated ice cream containers, houseplants, and for certainty, excludes yard and garden waste and non-compostable bags;

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“recyclables” means packaging and printed paper accepted for collection under agreement with Multi-Material BC Society, as updated from time to time;

“yard and garden waste” means organic materials, other than kitchen organics, including grass, lawn and hedge clippings, sod , earth, flowers, weeds, leaves, shrubs, and branches.

Collection

- 2**
- (1) The Director of Engineering and Operations must designate days and routes for collection of garbage, kitchen organics and recyclables.
 - (2) North Cowichan may collect residential garbage from at most one garbage container per dwelling on the days designated for collection of garbage.
 - (3) Despite the previous subsection, an owner or occupier of a dwelling may leave for collection up to two additional garbage containers, provided each additional container has an extra garbage container tag attached to it.
 - (4) The extra garbage container tag referred to in the previous subsection may be purchased from North Cowichan for the fee prescribed in the Fees Bylaw.
 - (5) There is no limit to the number of recyclables containers that may be put out for collection from each dwelling on the days designated for collection of recyclables.
 - (6) An owner or occupier of a dwelling may leave for collection at most one kitchen organics container per dwelling on the days designated for collection of kitchen organics.
 - (7) An owner or occupier of a dwelling must dispose of their own garbage, recyclables and kitchen organics if service is interrupted.
 - (8) An owner or occupier of a premise other than a dwelling must arrange for private

disposal of garbage, recyclables and kitchen organics.

Containers

- 3** (1) A garbage container must
- (a) be cylindrical or rectangular,
 - (b) be made of galvanized steel, aluminum, hard plastic, or rubber,
 - (c) be not more than 46 cm in diameter, 61 cm in height, or 77 L in volume,
 - (d) have a maximum weight of 16 kg when full,
 - (e) have a watertight cover, and
 - (f) have strong handles affixed to allow it to be easily lifted.
- (2) A kitchen organics container must be an Orbis green bin with a
- (a) maximum volume of 46 L,
 - (b) maximum weight of 16 kg when full, and
 - (c) tight seal for pest and odour control.
- (3) If a liner is used in a kitchen organics container, the liner must be compostable.
- (4) A recyclables container must be clearly marked to indicate that it contains recyclables.
- (5) A recycling bag may be bought from North Cowichan for the fee prescribed in the Fees Bylaw.
- (6) No person may place recyclables or kitchen organics in a garbage container.
- (7) All syringes, sharp objects, dusty material and liquids left for collection must be put in durable sealed containers before being put in a garbage or recyclables containers.
- (8) No person may place explosive substances in a garbage, recyclables or kitchen organics container.

Duties of owners and occupiers

- 4** Every owner or occupier of a dwelling must do the following:
- (a) drain and bag all wet garbage before depositing in a garbage container;
 - (b) leave for collection all garbage, recyclables and kitchen organics containers, before 8:00 a.m. on days designated for collection, in plain view one metre from the edge of the travelled portion of a public roadway or sidewalk serving

the dwelling;

- (c) keep their garbage, recyclables and kitchen organics containers in a sanitary and safe condition;
- (d) at their own expense, replace their garbage, recyclables or kitchen organics container if it becomes
 - (i) lost,
 - (ii) stolen,
 - (iii) misplaced,
 - (iv) broken,
 - (v) dangerous to handle,
 - (vi) no longer waterproof, or
 - (vii) otherwise unsuitable for continued use;
- (e) purchase their own kitchen organics container if not supplied with one by North Cowichan on or before May 1, 2012.

Fees

- 5** An annual collection fee, as prescribed in the Fees Bylaw, is
- (a) imposed on each dwelling capable of being served by the garbage, recyclables and kitchen organics collection and disposal system, and
 - (b) payable in the same manner and by the same date as property taxes.

Violations

- 6**
- (1) North Cowichan may refuse to collect garbage, recyclables and kitchen organics from a dwelling owned or occupied by a person who violates this bylaw.
 - (2) Collection may be interrupted or stopped under section 6(1) until the person complies with this bylaw or satisfies North Cowichan that a violation has been remedied.
 - (3) If North Cowichan refuses to collect garbage, recyclables or kitchen organics under section 6(2), North Cowichan must provide reasons to the dwelling occupant, and must endeavor to provide an opportunity for occupants to thereafter comply with the bylaw.
 - (4) North Cowichan is not obligated to return to a dwelling where waste has been left because of violations of this bylaw.

Repeal

- 7** This bylaw repeals Bylaw 3207, being the “Garbage and Recyclables Collection and Regulation Bylaw 2004” and all amendments to it.

READ a first time on April 18, 2012
READ a second time on April 18, 2012
READ a third time on April 18, 2012
ADOPTED on May 2, 2012

M. O. Ruttan, Corporate Officer

J. W. Lefebure, Mayor