



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**SPECIAL MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON FEBRUARY 17, 2017 at 8:00 AM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

AGENDA

1. **Call to Order**
2. **Approval of Agenda**
3. **Public Participation**
4. **Delegations**
5. **Minutes**
6. **Business Arising from the Minutes**
7. **Unfinished Business**
8. **Reports**
9. **Resolutions**
10. **Bylaws**
 - A. Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017 (Page 3)
THAT the Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017 be read a first, second and third time.
11. **Correspondence**
12. **New Business**
13. **Public Questions & Comments**
14. **Adjournment**

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Type	Request for Decision		
Title	Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017		
Author	Pamela Rooke	Reviewed By:	Peter DeJong
Date	February 16, 2017	Version	
Issued for	February 17, 2017 Special Council Meeting		

RECOMMENDATION

THAT the Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017 be read a first, second and third time.

ATTACHMENTS

1. Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017.
2. Garbage and Recycling Collection Bylaw No. 455, 2013 Draft Consolidation

KEY INFORMATION

At the January 24, 2017 Regular Council Meeting, staff were directed to prepare the solid waste utility user rate bylaw in accordance with the draft budget presented to Council indicating the revenue required for the service.

OPTIONS

1. Approve the recommendation above and give the bylaw three readings;
2. Amend the bylaw and then give it three readings;
3. Refer the bylaw back to staff for revisions.



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FOLLOW UP ACTION

Assuming three readings are given, the bylaw will be brought back to the next regular Council meeting for adoption.



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**Garbage and Recycling Collection Bylaw No.
455, 2013, Amendment Bylaw No. 516, 2017**

Adopted:

PO Box 141, 400 Centre Road, Lions Bay, BC V0N 2E0
Phone: 604-921-9333 Fax: 604-921-6643
Email: office@lionsbay.ca Web: www.lionsbay.ca

Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017

A bylaw to amend Garbage and Recycling Collection Bylaw No. 455, 2013

The Council of the Village of Lions Bay, in open meeting assembled, enacts as follows:

1. This bylaw may be cited for all purposes as “Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017”.
2. Garbage and Recycling Collection Bylaw No. 455, 2013 is hereby amended as follows:
 - a) the title of the bylaw shall match the official citation: Garbage and Recycling Collection Bylaw No. 455, 2013;
 - b) in Section 3, insert the following definition for “green waste” between the definitions for “dangerous wildlife” and “wildlife resistant container”:

“green waste” means organic compostable waste, including garden waste and food waste;
 - c) in Section 14, replace the words “garbage and recycling” with “garbage, recycling and green waste”; and
 - d) add a new paragraph Section 16 which states:

“The rate chargeable under this section in the calendar year in which the collection of garbage, recycling and green waste commences shall be one-twelfth (1/12) of the full rate as set out in Schedule “A” multiplied by the number of full months remaining in the calendar year of service commencement.”

and re-number all subsequent paragraphs.
3. Schedule "A" attached to Garbage and Recycling Collection Bylaw No. 455, 2013, as amended, is hereby deleted and the attached Schedule "A" is substituted therefore.
4. This bylaw shall take effect upon adoption.

READ A FIRST TIME

READ A SECOND TIME

READ A THIRD TIME

ADOPTED

Village of Lions Bay

Garbage and Recycling Collection Bylaw No. 455, 2013, Amendment Bylaw No. 516, 2017

Mayor

Corporate Officer

**Certified a true copy of Garbage and Recycling Collection Bylaw
No. 455, 2013, Amendment Bylaw No. 516, 2017 as adopted.**

Corporate Officer

SCHEDULE "A"**Attached to and forming
part of Bylaw No. 455, 2013, as amended**

	Garbage, Recycling and Green Waste	Annual Charge	Prompt Payment Discount
1	Single Family Residences	Garbage: 154L bi-weekly Recycling/Green Waste: Unlimited weekly	\$335.00 3.5%
2	Strata Condominiums (Crosscreek Road)	Common bins/totes	\$350.00 3.5%
3	Strata Apartments (350 Centre Road)	Garbage Recycling Green Waste	\$64.00 \$161.00 \$100.00 3.5%
4	Store or Business Premise	Garbage Recycling Green Waste	\$109.00 \$480.00 \$136.00 3.5%
5	Marina	Garbage Recycling Green Waste	\$1,089.00 \$2,480.00 \$990.00 3.5%
6	School	Garbage Recycling Green Waste	\$596.00 \$534.00 \$490.00 3.5%
7	Extra Garbage Containers		\$4.00 each can



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Garbage and Recycling Collection Bylaw No. 455, 2013

Draft Consolidation

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Garbage and Recycling Collection Bylaw No. 455, 2013

WHEREAS Council deems it advisable to adopt a Bylaw to regulate the terms and conditions for the collection and disposal of solid waste, recycling, and green yard waste, and the rates payable for these services; and

NOW THEREFORE the Council of the Village of Lions Bay, in open meeting assembled, enacts as follows:

TITLE

1. This Bylaw may be cited as "Garbage and Recycling Collection Bylaw No. 455, 2013".

PAST BYLAWS REPEALED

2. Waste Collection Bylaw No. 440 is hereby repealed.

DEFINITIONS

3. In this Bylaw:

“dangerous wildlife” means wildlife such as a bear, cougar, raccoon, or wolf;

“green waste” means organic compostable waste, including garden waste and food waste;

“wildlife resistant container” means a secure fully enclosed container with a lid and latching device, of sufficient design and strength to deter access by dangerous wildlife;

“wildlife resistant enclosure” means a structure which has four enclosed sides, a roof, doors, and a latching device, of sufficient design and strength to deter access by dangerous wildlife;

SYSTEM ESTABLISHMENT

4. The Village hereby establishes and continues the equipping, maintenance and operation of a system of solid waste, recycling, and green yard waste collection.

OBLIGATION OF RESIDENTS

5. Every owner or resident shall provide and maintain in good order and repair, garbage receptacles, with tight waterproof covers. The amount of garbage shall not exceed 154 litres in total and no receptacle shall contain more than 121 litres. 2 receptacles are allowed per household; tags for additional receptacles may be purchased at the Village Office.
6. The receptacles required under this by-law shall at all times be securely housed to ensure that the contents do not attract wildlife.

The receptacles can shall at no time be kept on or encroach upon or project over any street or lane.

7. Recycling is to be placed in the blue recycling boxes, and in blue or yellow bags, as established by Village waste guidelines. Additional cardboard may be placed roadside, in flattened, neatly tied bundles, to a maximum bundle size of 3 feet by 3 feet (3' x 3').
8. Green waste collection is to be placed in brown kraft green waste bags, biodegradable plastic bags, or in containers that have been clearly marked 'Yard Trimmings'. Branches should not be more than 3" (3 inches) in diameter, and bundles of branches no greater than 3' (3 feet) long.
9. No liquids or free water shall be put or placed in or allowed to run into or accumulate in any garbage receptacle, and all such receptacles shall at all times be covered with a watertight cover.
10. All garbage and recycling receptacles shall be placed by the householder within 10 feet of the road boundary in front of the householder's premises not earlier than 5:00 a.m. on the day the garbage is scheduled for removal.
11. All waste material which is not garbage, rubbish, kitchen waste, recycling, or green waste shall be placed in a safe place convenient for handling and the owner or occupier shall make the necessary arrangements with the garbage contractor for the disposal of such waste material and shall be responsible for all costs in connection with same.
12. Every owner or occupier of land is hereby compelled to make use of the garbage, recycling, and green waste disposal system established and continued hereunder and shall pay for the collection of garbage, rubbish, waste, recycling, and green waste from premises as herein provided.

SERVICE PROVIDED BY VILLAGE

13. Garbage, rubbish, solid waste, recycling, and green waste shall be picked up by the disposal service of the Village regularly each week and the regular pick up schedule may be altered by resolution of Council provided that ten days' notice of the change is given to the householder or business proprietor.

COLLECTION RATES

14. Rates for the collection of ~~garbage and recycling~~ garbage, recycling and green waste as per Schedule "A" attached hereto and forming part of this By-law are hereby imposed on the owners of land or occupiers of premises and are due and payable by the 31st day of March of each year.
15. A prompt payment discount shall be allowed, as set out in Schedule "A" if payment is made by the 31st of March of each year. The period the rates cover is from January 1 to December 31 of each year.
16. The rate chargeable under this section in the calendar year in which the collection of garbage, recycling and green waste commences shall be one-twelfth (1/12) of the full rate as set out in Schedule "A" multiplied by the number of full months remaining in the calendar year of service commencement.
- ~~176.~~ Any rate remaining unpaid on the 31st day of December shall be deemed to be taxes in arrears in respect of the property in respect of which the consumer dwells and shall forthwith be entered on the real property tax roll by the Collector as taxes in arrears.
- ~~187.~~ The rates established hereunder shall commence effective January 1 of each year.

WILDLIFE RESISTANT CONTAINERS AND ENCLOSURES

19. Every outdoor container or receptacle used for depositing or storing food waste or other edible waste that could attract dangerous wildlife shall be a wildlife resistant container, or stored in a place that cannot be accessed by dangerous wildlife.
- This section does not apply to composting or on garbage days.
20. Every commercial, industrial, institutional and tourist accommodation building, and every multiple family residential development having three or more dwelling units, shall be provided with a garbage storage site located inside a building or within a wildlife resistant enclosure.
21. Garbage and recycling containers required for temporary special events, such as weekend sports tournaments, weddings, Fire Department Picnic, Halloween and Canada Day are exempt from this requirement if emptied before 10:00 p.m.
22. Wildlife resistant containers and wildlife resistant enclosures must be kept closed and secure when waste is not being deposited and if damaged, must be repaired in a timely fashion.

DANGEROUS WILDLIFE – SMART PRACTICES

- ~~232.~~ If dangerous wildlife are attracted by any of the following, then these smart practices shall apply:

-
- (a) Feeding dangerous wildlife and depositing or storing any domestic garbage, pet food, food waste, or other edible waste that could attract dangerous wildlife is prohibited.
 - (b) Bird feeders must be suspended on a cable or other device so that they are inaccessible by dangerous wildlife.
 - (c) Bee hives must be protected by an electric fence or otherwise be made inaccessible to dangerous wildlife.
 - (d) Outdoor fridges or freezers must be inaccessible to dangerous wildlife.
 - (e) No meat by-products or waste shall be put in compost piles.

OFFENCE AND PENALTY

234. Every person who contravenes any provision of this Bylaw commits an offence and upon summary conviction is liable to a fine not exceeding \$1000.00 and the cost of prosecution.

SEVERABILITY

245. If any section or lesser portion of this Bylaw is held to be invalid by a Court, the invalid portion shall be severed without affecting the validity of the remaining portions of this Bylaw.

READ A FIRST TIME	February 5, 2013
READ A SECOND TIME	February 5, 2013
READ A THIRD TIME	February 19, 2013
ADOPTED	February 21, 2013

Mayor

Secretary-Treasurer

**Certified a true copy of
Bylaw No. 455, 2013 as adopted.**

Corporate Officer

SCHEDULE "A"

**Attached to and forming
part of Bylaw No. 455, 2013, as amended**

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