

BYLAW NUMBER 69M2014

**BEING A BYLAW OF THE CITY OF CALGARY
TO AMEND BYLAW 20M2001,
THE WASTE AND RECYCLING BYLAW

WHEREAS Council has considered UCS2014-0649 and deems it necessary to amend Bylaw 20M2001, the Waste and Recycling Bylaw;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. Bylaw 20M2001, the Waste and Recycling Bylaw, as amended, is hereby further amended.
2. In section 2, the following is added after subsection 2(ee) as subsection 2(ee.1):

“(ee.1) *“person”* means an individual or a body corporate and includes a partnership, a group of persons acting in concert or an association unless the context explicitly or by necessary implication otherwise requires;”
3. In section 6, the words “, recycling container” are added after the words “waste container”.
4. The following is added after subsection 42.1(2) as subsections 42.1(2.1) and (2.2):

“(2.1) No person shall deposit permitted materials in a receptacle or bin at a community recycling depot except via the openings provided for that purpose.

(2.2) No person shall tamper with, interfere with or damage a receptacle or bin at a community recycling depot.”
5. The following is added after subsection 42.1(3) as subsections 42.1(4) and (5):

“(4) A commercial hauler must not deposit at a community recycling depot:

 - (a) waste; or
 - (b) recyclable materials;

that were collected in the course of the commercial hauler’s business.

(5) In subsection (4), *“commercial hauler”* means a person engaged in the business of collecting waste and recyclable materials from premises for transport to a disposal site or material recovery facility.”
6. In subsection 42.2(1), the words “by the City” are added after the words “provided”.
7. The following is added after section 42.3 as section 42.4:

“RECYCLING AT MULTI-RESIDENTIAL COMPLEXES

- 42.4 (1) In this section, “owner” means:
- (a) the person shown as the owner on a land title for a multi-residential complex;
 - (b) the condominium corporation, in the case of a multi-residential complex registered under the *Condominium Property Act*, R.S.A. 2000, c. C-22; or
 - (c) the housing association, in the case of a multi-residential complex operated by a housing association registered under the *Cooperatives Act*, S.A. 2001, c. C-28.1.
- (2) The owner of a multi-residential complex must ensure adequate containers are available for the storage of recyclable materials generated on-site, separate from other waste.
- (3) For the purposes of subsection (2), “adequate containers” means one or more containers which are:
- (a) maintained in good condition; and
 - (b) provided in:
 - (i) sufficient numbers and locations; and
 - (ii) of sufficient capacity;
 - to contain the volume of recyclable materials generated at the multi-residential complex.
- (4) The residents of a multi-residential complex must deposit recyclable materials generated at their dwelling unit in the containers provided pursuant to subsection (2).
- (5) The owner of a multi-residential complex must ensure that the containers provided pursuant to subsection (2) are emptied as necessary and the recyclable materials are taken to be recycled.”

8. In Schedule “A”, the following is added after section 42.1(2) under the headings indicated.

<u>Section</u>	<u>Amount of Specified Penalty in Dollars</u>
“42.1(2.1) Improperly deposit permitted materials at community recycling depot	\$250.00
42.1(2.2) Tamper with, interfere with or damage receptacle or bin at community recycling depot	\$250.00

42.1(4) Commercial hauler deposit waste or recyclable materials at commercial recycling depot. \$250.00”

9. In Schedule “A”, the following is added after section 42.3(3)(b) under the headings indicated:

<u>Section</u>	<u>Amount of Specified Penalty in Dollars</u>
“42.4(2) Fail to provide adequate containers at a multi-residential complex	\$250.00
42.4(4) Fail to deposit recyclable materials in containers at multi-residential complex	\$250.00
42.4(5) Fail to empty containers at multi-residential complex	\$250.00”

10. In Schedule “C”:

- (a) in item 4, the words “: must be enclosed or contained within a securely tied clear plastic bag” are deleted;
- (b) in item 12, the words “: multiple plastic bags must be deposited and securely tied within a single plastic bag” are deleted; and
- (c) in item 13, the words “Tetra Paks” are deleted and replaced with “Polycoat and aseptic containers (including Tetra Pak®)”.

- 11. (1) This bylaw comes into force on January 1, 2015.
- (2) Despite subsection 1, sections 7 and 9 come into force on February 1, 2016.

READ A FIRST TIME THIS ___ DAY OF _____, 2014.

READ A SECOND TIME THIS ___ DAY OF _____, 2014.

READ A THIRD TIME THIS ___ DAY OF _____, 2014.

MAYOR
SIGNED THIS ___ DAY OF _____, 2014.

CITY CLERK
SIGNED THIS ___ DAY OF _____, 2014.