

Bylaw 2H2024 – To Repeal The Single-Use Items Charter Bylaw (1H2023)

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PURPOSE

This report seeks Council’s direction on Bylaw 2H2024 – to repeal The Single Use Items Charter Bylaw (1H2023).

PREVIOUS COUNCIL DIRECTION

On 2024 January 30, Council directed Administration to:

1. Advertise and bring forward the Bylaw for a public hearing to consider its repeal;
2. Develop a clear evaluation framework for collecting and reporting on the strategy;
3. Develop waste management infrastructure and communication for diversion options:
 - a. Focus of single-use items alternative waste management options – accessibility of blue and green bins in city spaces; and
4. Provide a report to Council no later than March 31, 2024.

RECOMMENDATION(S):

That Council consider giving three readings to Bylaw 2H2024, to repeal The Single-Use Items Charter Bylaw (1H2023).

CHIEF ADMINISTRATIVE OFFICER/GENERAL MANAGER COMMENTS

The General Manager of Operational Services concurs with this report.

HIGHLIGHTS

On 2023 January 17, Council gave three readings to Bylaw 1H2023, the Single-Use Items Charter Bylaw. The bylaw came into effect on 2024 January 16. On 2024 January 30, Council directed Administration to advertise and bring forward a new bylaw for a public hearing to consider the Single-Use Items Charter Bylaw’s repeal.

DISCUSSION

Process to Repeal Bylaw 1H2023

To repeal Bylaw 1H2023, the Single-Use Items Charter Bylaw, the required two consecutive weeks of advertising for the repealing bylaw was completed with the notice of public hearing on 2024 May 07 published twice in both the Calgary Sun and Calgary Herald between 2024 February 13 and 2024 February 22.

Following the last day of advertising a 60-day petition period begins, during which a member of the public may submit a petition for a vote of the electors to determine whether the repealing bylaw be passed.

Additionally, prior to the public hearing, members of the public may submit a letter, public opinion poll or other written communication concerning the merits of the proposed repeal of the bylaw to the City Clerk.

If the repealing bylaw is enacted, the Single-Use Items Charter Bylaw will be repealed.

- If the repealing bylaw is enacted Council could direct Administration to prepare a new bylaw that considers the challenging aspects of the previous Single-Use Items Charter Bylaw and report back, on a timeline to be determined, with a revised bylaw.

If the repealing bylaw is defeated, Bylaw 1H2023, the Single-Use Items Charter Bylaw remains in effect.

- Council could then direct Administration to bring amendments to the current bylaw that offer a better balance of convenience and impact. Amending the current bylaw would then require Administration to undertake the advertisement, 60-day petition period and public hearing process for the amendments.

Additional Information

During Council's discussion in January there was an interest to understand the different components of the bylaw. The bylaw included two groupings of single-use items, shopping bags and foodware accessories, as illustrated in the following table:

Single-use Item	Bylaws	Type of Businesses
 Shopping Bags	Mandatory minimum fee on paper shopping bags and new reusable shopping bags (fee retained by businesses)	Retail stores including Grocery Food Services (restaurants, coffee shops, fast food) <ul style="list-style-type: none"> • Dine-in • Take-out/ pick-up • Drive thru • Delivery • Retail stores with restaurants/food services (e.g. soup/sandwich bar inside a grocery store, mixed retail/food services – for example, Sunterra, Calgary Co-op, Lukes Drug Mart)
 Foodware accessories (utensils, straws, stir sticks, pre-packaged condiments – e.g. ketchup, sugar packets, and napkins)	Customer request required for single-use accessories made from any material	Food Services (restaurants, coffee shops, fast food) <ul style="list-style-type: none"> • Dine-in • Take-out/ pick-up • Drive thru • Delivery • Retail stores with food services (e.g. soup/sandwich bar inside a grocery store, mixed retail/food services)

Operational Services Report to
Public Hearing Meeting of Council
2024 May 07

ISC: UNRESTRICTED
C2024-0365

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As shared in January, Council can make changes to any or all of these components but amendments to the bylaw would be necessary, requiring another advertisement and public petition period.

EXTERNAL ENGAGEMENT AND COMMUNICATION

- | | |
|---|--|
| <input type="checkbox"/> Public engagement was undertaken | <input type="checkbox"/> Dialogue with interested parties was undertaken |
| <input checked="" type="checkbox"/> Public/interested parties were informed | <input type="checkbox"/> Public communication or engagement was not required |

Bylaw 2H2024 was advertised as required. The petition period is currently open for the bylaw repeal. Additional public communication and engagement are not appropriate during this period.

IMPLICATIONS

Social

N/A

Environmental

N/A

Economic

N/A

Service and Financial Implications

No anticipated financial impact

RISK

N/A

ATTACHMENT(S)

None

Department Circulation

General Manager/Director	Department	Approve/Consult/Inform
Doug Morgan	Operational Services	Approve
Julie Radke	Waste & Recycling Services	Approve
Jill Floen	Law	Consult

Author: Melanie Cooke, Waste & Recycling Services