

THE CITY OF ROSSLAND

REQUEST FOR COUNCIL DECISION

DATE : March 8, 2010

TOPIC : Waste Collection Service and Rate Bylaw

PROPOSAL : Consideration of amending the Waste Collection bylaw

PROPOSED BY : Manager of Finance

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SUMMARY: Council is required by the *Community Charter* to establish municipal services and the rates to be charged by bylaw. In 2010, Council approved a spring and fall cleanup with the goal of providing an easy and relatively inexpensive option for residents to dispose of their yard and garden waste in the spring and fall. Due to the overwhelming response from the community in 2010, the service exceeded the budget allocated. Staff has proposed an increase in the rate for 2011 for residential yard and garden waste collection to ensure the service is self-funding. Adoption of this bylaw will satisfy the requirements of the *Community Charter* to establish the increase in service and the rates to be charged for the service.

STAFF RECOMMENDATION:

Council give first, second and third readings to Bylaw 2501 on March 14th, 2011 with adoption of the bylaw proposed for March 28th, 2011.

OPTIONS AND ALTERNATIVES:

Option 1: Three readings of the Proposed Waste Collection Bylaw: This reflects Council's intent to provide a spring and fall yard and garden waste collection service to the residents of Rossland on a self-funded basis.

Option 2: Council Receives the Proposed Waste Collection Bylaw: Council intends to continue to operate under the existing Waste Removal Service bylaw.

Option 3: Discontinue providing Spring & Fall Cleanup and reduce the Waste Collection fees by \$29.25.

BENEFITS DISADVANTAGES AND NEGATIVE IMPACTS:

Option 1: The benefit of providing a spring and fall yard and garden waste collection is to increase the convenience of disposing of yard and garden waste for residents; to reduce the number of trips that residents need to make to the Trail landfill to dispose of their yard and garden waste and thereby decreasing the community's GHG emissions, and reduce the instances of illegal dumping of yard and garden waste by residents. An increase in service level will result in an increase in user fees. Residents may be resistant to an increase in user fees at this time.

Option 2: User fees will not increase in 2011 and yard and garden waste collection will be scaled back to stay within budget.

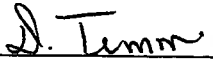
Option 3: Residents will experience a savings of \$29.25 in Waste Collection fees but will have to dispose of their yard and garden waste.

COSTS AND BUDGET IMPACT - REVENUE GENERATION:


The proposed increase would generate approximately \$23,100 in additional revenue to fund the service provided.

LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:

The legislative authority for the establishment of a municipal service for waste collection is section 64 of the *Community Charter*. Other applicable sections are 8(3)(h) and 194.



Manager of Finance



Reviewed by City Manager

THE CORPORATION OF THE CITY OF ROSSLAND

BYLAW #2501

A BYLAW TO ESTABLISH SOLID WASTE COLLECTION SERVICE AND RATES

WHEREAS section 64 of the *Community Charter* (RS Chapter 26) authorizes the Council of the City of Rossland to require persons to use a solid waste disposal service provided by or on behalf of the municipality,

NOW THEREFORE the Council of the City of Rossland, in open meeting assembled, ENACTS AS FOLLOWS:

SHORT TITLE

1. (1) This Bylaw may be cited as the "**WASTE COLLECTION SERVICE AND RATE BYLAW (2011)**"

DEFINITIONS

2. (1) For the purposes of this bylaw and the schedules attached hereto, unless the context otherwise requires, the following definitions apply:

"Manager of Operations" means the person appointed as such by the Council of the City of Rossland and any person delegated to assist him in carrying out his duties under this bylaw;

"Special Waste" includes hazardous waste, pathological waste, explosives, radioactive material, all waste resulting from any industrial or manufacturing operations, the construction or demolition of buildings and structures, abandoned vehicles and parts thereof, dead animals and all animal parts and agricultural waste and other prescribed substances under any contaminated sites legislation of the Province of British Columbia or the Government of Canada.

WASTE COLLECTION SERVICE

3. (1) Waste collection, by the City, from properties, unless otherwise provided in this Bylaw, shall be limited to waste placed on the curb for pick-up by the City or its contractor, provided such waste is securely contained in a plastic bag designated by the City for garbage service (a "Contractor Garbage Bag").
- (2) The City shall not pick up any waste not contained in a "Contractor Garbage Bag".

4. (1) Lawful disposal of solid waste that is not contained in a “Contractor Garbage Bag” shall be the responsibility of the owner of the waste.

WASTE COLLECTION USER FEES

5. (1) The user fees for solid waste collection and disposal shall be those established in Schedule “A” attached to and forming part of this Bylaw.

RESIDENTIAL YARD AND GARDEN WASTE COLLECTION SERVICE

6. (1) During the Residential Yard and Garden Waste Collection Program, owners or occupiers receiving solid waste removal curbside collection service shall be permitted to place at the curb for pick-up, unlimited quantities of yard and garden waste including but not limited to grass, leaves, pine needles and cones and tree prunings up to 10 cm in diameter and 3 meters in length.
7. (1) Tree trimmings must be bundled and under 10 cm in diameter and 3 meters in length.
 - (2) Yard and garden waste (leaves, grass clippings, weeds) must be placed in clear, plastic bags that allow the collector to clearly identify that only yard and garden waste has been placed in the bag.
 - (3) Yard and garden waste shall not include:
 - (a) Liquids;
 - (b) Fats, meat and bones, food waste and kitchen waste, peels, coffee grounds, tea bags;
 - (c) Loose soil and rocks;
 - (d) Garbage;
 - (e) Wood or tree limbs over 10 cm in diameter or 3 meters in length;
 - (f) Human or animal excrement;
 - (g) Contaminated soil or other special waste;
 - (h) Other materials such as determined from time by time by the Manager of Operations.

RESIDENTIAL YARD AND GARDEN WASTE USER FEES

8. (1) The user fees for residential yard and garden collection shall be those established in Schedule “A” attached to and forming part of this Bylaw.

ENACTMENT

9. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) Bylaw #2475 and amendments thereto are hereby repealed.
- (3) This Bylaw shall come into full force and effect upon the adoption thereof.

READ A FIRST TIME	this	day of	, 2011
READ A SECOND TIME	this	day of	, 2011
READ A THIRD TIME	this	day of	, 2011
RECONSIDERED AND FINALLY ADOPTED	this	day of	, 2011

Mayor

City Clerk

THE CORPORATION OF THE CITY OF ROSSLAND

BYLAW #2501

SCHEDULE "A"

WASTE COLLECTION SERVICE RATES

1. The City of Rossland shall charge a flat rate service fee of \$55.00 per dwelling unit to fund solid waste collection and disposal services in Rossland. In addition to the flat rate service fee, users wishing to utilize curbside pickup service, shall purchase "Contractor Garbage Bags".
2. The City of Rossland shall charge a flat rate service fee of \$29.25 per dwelling unit to fund the yard and garden waste collection and disposal service in Rossland.
3. A garbage service account balance, which remains unpaid on December 31 in any year, shall be transferred to the tax account of the property being serviced by such garbage service.
4. Payment of the flat rate service fee is compulsory.
5. Service fees invoiced and paid shall not be refunded.