

CONSOLIDATED TO INCLUDE BYLAWS 1798,1847,1895,1937,1945,1798-A1

**THE CORPORATION OF THE CITY OF GRAND FORKS**

**BYLAW NO. 1798**

**A BYLAW TO REGULATE THE RATES, CONDITIONS AND TERMS FOR THE COLLECTION OF RESIDENTIAL GARBAGE**

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**WHEREAS** in accordance with the Community Charter, Council may, by bylaw, make provisions for regulating the rates, conditions and terms under or upon which garbage collection services may be supplied to and used by the residents of Grand Forks;

**NOW THEREFORE** the Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

**Title:**

1. This bylaw may be cited as the **“Residential Garbage Collection Regulation Bylaw No. 1798, 2006”**.

**Repeal of Existing Bylaw:**

2. “Garbage Collection Regulations and Rates Bylaw No. 1600, 2000” and all amendments thereto is hereby repealed.

**Definitions:**

3. In this bylaw, unless the context otherwise requires:

1847                    **“Bi-monthly”**                    means every two-month period.

**“City”**                                    means the City of Grand Forks.

1798-A1                    **“Fees and Charges Bylaw”**                    means the most current “Corporation of the City of Grand Forks Fees and Charges Bylaw”.

1937                    **“Food Waste Recycling”**                    means food scraps and other materials resulting from a plant or an animal and which includes the following:

- Baked goods, breads, cookies
- Eggs & Egg shells
- Cheese rinds & moldy cheese

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- seafood shells
- Leftover candy and snacks
- fruit pits, seeds, etc.
- Muffin/cupcake papers
- seed/nut shells
- Coffee, including filters
- facial tissue
- Tea bags or loose tea
- paper towels
- Fish bones, skins, guts
- soiled, waxed, oily
- Meat, bones, skin, fat
- Rotten fruits & vegetables
- biodegradable paper
- clamshells, clamshells, containers, pizza boxes
- Rinds and Peelings
- Wet Newspapers
- Leftover rice & pasta
- houseplants, including soil
- disposable diapers, (contained in a paper bag)
- kitty litter, (contained in a paper bag)
- animal waste (contained in a paper bag)
- Hamster & bird cage liner waste (contained in a paper bag)

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**“Food Waste Recycling Collection”**

means the collection of food waste contained in the green bin provided by the City”

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**“Garbage”**

means household waste generated by operations incidental to the premises, and excludes food waste recycling, recyclables and yard waste.

**“Garbage Collection Area”**

means the area within the boundaries of the City.

**“Garbage Collector”**

means any person or company who collects garbage within the City.

**“Garbage Collection”**

means the collection of residential garbage.

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**“Landfill Site”** means the solid waste sanitary landfill site operated by the Regional District of Kootenay Boundary to service the City.

**“Mixed Use Premises”** means residential dwelling and commercial use within the same premises.

**“Property Owner”** means the registered owner of residential property within the garbage collection area and shall, where applicable, include the executor or administrator of an estate.

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**“Residential Dwelling”** means

- Single Family Dwellings
- Duplexes
- Triplexes
- Rowhouses, Townhouses, Gated Communities and Manufactured Home Parks

**“Recyclables”** means glass food containers, non-refundable glass beverage containers, metal food containers, aluminum foil and non-refundable aluminum and tin cans; HDPE No. 2 un-coloured plastic, newspapers, corrugated cardboard, mixed waste paper and any other material which may be designated recyclable by the Regional District of Kootenay Boundary.

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**“Waiver of Service”** would include:

- Rowhouses
- Townhouses
- Gated Communities
- Manufactured Home Parks

that can provide proof that they have existing garbage contracts in place prior to the date that Bylaw 1937, a bylaw to amend the City of Grand Forks Garbage Collection Regulation Bylaw No.1798, 2006 was adopted.

Upon expiration of any existing Garbage Collection contract, as mentioned above, the Garbage

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Regulations and Rates Amended Bylaw No. 1937, 2012, will come into effect for those properties.

**“Yard Waste”** means grass, lawn and hedge clippings, grass sod, flowers, weeds, leaves, vegetables, stalks, shrubs and tree branches less than three inches in diameter.

**General Provisions:**

- 4. All garbage generated from residential premises, as defined in this bylaw, within the garbage collection area, must be disposed of in accordance with the terms of this bylaw.
- 5. Garbage for pick-up shall not be placed with the garbage of others.

**Provision of Service:**

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- 6. Every owner of a Residential Dwelling Premise within the collection area shall use the Garbage, Yard Waste and Mandatory Residential Recycling Materials collection systems established by the City of Grand Forks, pursuant to this bylaw and shall pay the rates and fees set out in the Fees and Charges Bylaw except those who have been granted a “waiver of service” by Management Staff.
- 7. Notwithstanding Section 6, residential dwelling units, consisting of 3 units or less, that are part of a mixed-use premise, shall arrange for their own garbage collection service.

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- 8. “Food Waste Recycling” will be collected by the Garbage Collector, on a weekly basis, on the day specified by the Garbage Collector. Garbage will be collected by the Garbage Collector on a bi-weekly basis, on a day specified by the Garbage Collector. Yard Waste will be collected on the dates specified each year by the Garbage Collector.

**Container Requirements:**

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- 9. Every owner of a residential dwelling unit, as defined in this bylaw, shall provide and maintain in sanitary condition and in good repair, a container to contain garbage. The Garbage Collector will pick up one container of garbage weighing a maximum of 22kg, every two weeks. Owners or occupiers of residential dwelling units, as defined in this bylaw may purchase “tag-a-bag” tags for all containers of garbage in excess of the one bag limit and the Garbage Collector will pick up the extra tagged garbage on garbage collection days only.

Food Waste Recycling will be collected by the Garbage Collector in the container (Green Bin) provided by the City on a weekly basis. Yard waste will be collected by the Garbage Collector nine times per year, on the dates specified by the Garbage Collector.

Yard waste may be in a can without a lid weighing a maximum of 22 kg, in compostable paper bags weighing a maximum of 22 kg, or in bundles, weighing a maximum of 22kg, to a maximum of three such containers, bags or bundles. Each bundle of tree pruning's must be three inches in diameter or less and three feet long tied in bundles not exceeding the equivalent of a garbage can.

10. The City or the Garbage Collector, designated by the City, shall not be responsible for the replacement of any containers or lids, damaged or lost, for any reason whatsoever.
11. Containers must be accessible to the Garbage Collector's pick-up route between the hours of 7:00 a.m. and 7:00 p.m. on the appropriate day of collection. The route may be changed at the discretion of the City.
12. The City may suspend collection service from properties where containers or location or design of pick-up facilities are unacceptable to the Superintendent of Public Works, but such suspension shall not waive any requirement or abate or waive any charges or rates under the provisions of this bylaw.

**Prohibited Materials:**

13. The Garbage Collector shall not pick up any explosive, volatile, corrosive materials, dangerous chemicals or any other material which may be dangerous to the health and/or safety of the garbage collection personnel or other members of the public, including, but not limited to, paint, batteries or solvents. The Garbage Collector is not obliged to pick up oil, fuel, equipment lubricants, controlled waste or refundable beverage containers. The Garbage Collector is not obliged to pick up recyclables.

The Property Owner is responsible for the disposal of these prohibited materials, which can be disposed of at the following locations:

**Section Waste**

**Disposal Location**

Paint

Paint Recycling Depot

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Lead/Acid Batteries	Designated area at the Landfill
Oil, Fuel, Equipment Lubricants	Place of purchase will have information of where to dispose

**Recyclables**

Refundable Beverage Containers	Return to place of purchase for refund or return to the Bottle Depot
Recyclables	Recycling Depot or pickup at such times As designated by the Regional District of Kootenay Boundary

14. The City reserves the right to refuse or to remove all prohibited material which is not garbage.

**Rates and Charges:**

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15. Property owners shall be responsible for all rates for garbage services for properties owned by them with the exception to those properties with existing garbage contracts in place as described in the Waiver of Service as per Section 3 of the definitions section of the bylaw.

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16. The user rates and charges specified in the Fees and Charges Bylaw are imposed and levied for residential garbage services supplied by the City. All such rates shall be due and payable on or before the date shown as the DUE DATE on the bi-monthly billing rendered by the City. These rates may also be paid on the City's Tax/Utility Preauthorized Pre-Payment Plan

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17. User rates not paid by the DUE DATE shall be subject to a late payment charge of 2% on the working day after the DUE DATE and monthly thereafter.

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18. Residential garbage user rates shall be invoiced on a bi-monthly basis.

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19. For any residential garbage service started during a bi-monthly billing period, full user rates for the period will apply.

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20. Due to the fact that the City must maintain the service to all residential properties, the fee for residential garbage collection service, including the collection of food waste recycling and yard waste, shall be collected for properties which may become vacant for a period of time during the billing year.

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21. All rates and charges remaining unpaid on the 31<sup>st</sup> day of December in each year shall be added to and form part of the taxes payable in respect of the land and improvements therein and shall be entered on the Collector's Roll as taxes in arrears.

**Enforcement:**

22. Any person who violates any provision of the bylaw commits an offence and is liable, on conviction, to a fine of not more than \$2,000.00.

Read a **FIRST** time this 9<sup>th</sup> day of January 2006.

Read a **SECOND** time this 9<sup>th</sup> day of January, 2006.

Read a **THIRD** time this 9<sup>th</sup> day of January, 2006.

**FINALLY ADOPTED** this 23<sup>rd</sup> day of January, 2006.

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Mayor Neil Krog

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Lynne Burch, City Clerk

**CERTIFICATE**

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1798 cited as "Garbage Regulations and Rates Bylaw No. 1798, 1006".

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Clerk of the Municipal Council  
of the City of Grand Forks

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**SCHEDULE “A” of Bylaw No. 1798**

*Deleted by Bylaw 1798-A1*

**BYLAW AMENDMENT HISTORY**

Bylaw 1798	Original	Adopted January 23, 2006
Bylaw 1847	Amendment	Adopted February 4, 2008
Bylaw 1895	Amendment	Adopted March 22, 2010
Bylaw 1937	Amendment	Adopted September 4, 2012
Bylaw 1945	Amendment	Adopted January 28, 2013
Bylaw 1798-A1	Amendment	Adopted April 10, 2017