



City of Port Moody

Report/Recommendation to Council

Date: April 6, 2021
Submitted by: Engineering and Operations Department – Solid Waste, Fleet, and Shared Services Division
Subject: A Bylaw to Regulate Single-Use Plastic and Foam Items – Third Reading

Purpose

To present for third reading Bylaws to regulate Single-Use Plastic and Foam Items; to reduce waste created from single-use items and the associated municipal costs; to better steward municipal property, including sewers, street, park, beaches, and waterways; and to promote responsible and sustainable environmental practices that are consistent with community values.

Recommended Resolution(s)

THAT City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301 be read a third time as recommended in the report dated April 6, 2021 from the Engineering and Operations Department – Solid Waste, Fleet, and Shared Services Division regarding A Bylaw to Ban Single-Use Plastic and Foam Items – Third Reading;

AND THAT staff be directed to submit City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301 for approval to the Minister of Environment following third reading of the Bylaw;

AND THAT staff be directed to draft and send a letter to the Minister of Environment on behalf of the City of Port Moody, in support of Ministerial Approval for City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301;

AND THAT City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 3, 2021, No. 3302 be read a third time.

Background

On March 23, 2021 Council passed the following resolution:

RC21/160

THAT City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301 be read a first and second time as recommended in the report dated February 3, 2021 from the Engineering and Operations Department – Solid Waste, Fleet, and Shared Services Division regarding Bylaw to Ban Single-Use Plastic and Foam Items;

AND THAT staff be directed to present City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301 for consideration of third reading on April 27, 2021;

AND THAT City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 3, 2021, No. 3302 be read a first and second time;

AND THAT the budget of \$10,000 for an information campaign be referred to the Finance Committee for identification of a funding source.

The full report considered at the Regular Council Meeting of March 23, 2021 is included as **Attachment 1**.

The draft bylaw is included as **Attachment 2** and is now ready for third reading.

Discussion

Following a B.C. Court of Appeal decision on July 11, 2019, which determined that a city bylaw to regulate plastic was invalid on the basis that it is a law intended to protect the environment rather than one concerned with the regulation of business, the Government of BC announced that it will consider and approve municipal bylaws as they are submitted. The Province has stated that while it will introduce new legislation to allow cities to move ahead without seeking provincial approval in advance, this new legislation is not expected until the summer of 2021.

City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 3, 2021, No. 3302 establishes the fines that can be imposed for violation of the Single-Use Plastic Bylaw (**Attachment 3**). The recommended fines are for offenses consistent with other Metro Vancouver jurisdictions and are in amounts consistent with other Port Moody fines.

Other Option(s)

THAT Council direct staff to report back with further information or modifications to the draft bylaw prior to consideration.

Financial Implications

As indicated in the previous report to council, in order to increase compliance with the new bylaw, staff recommend an information campaign to advise impacted stakeholder businesses. The bulk of the work will take place in 2022. A budget of up to \$10,000 was approved by Council on March 23, 2021 to support this campaign.

Communications and Civic Engagement Initiatives

As indicated in the previous report to council, public consultation for this bylaw took place in March and April, 2019. Feedback was sought from Port Moody business licence holders through a survey, and Port Moody business owners were sent a targeted direct mail out along with some individual outreach, particularly to food and beverage businesses.

During the development of the Bylaw, input was received and included from the following City departments:

- Economic Development;
- Building, Business Licensing, and Bylaw;
- Environment; and
- Operations – Solid Waste.

Following adoption of the Bylaws, staff will inform impacted stakeholder businesses about the Bylaw, including information about fines for violations.

Council Strategic Plan Objectives

The Bylaw to ban certain single-use plastic items will support Council's Strategic priority of Environmental Leadership – specifically by achieving the goal of reducing the City's impact on the planet.

Attachment(s)

1. Report Considered at the Regular Council Meeting of March 23, 2021.
2. City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301.
3. City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 3, No. 3302.

Report Author

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Report Approval Details

Document Title:	A Bylaw to Regulate Single-Use Plastic and Foam Items - Third Reading.docx
Attachments:	<ul style="list-style-type: none">- Attachment 1 - Report Considered at the Regular Council Meeting of March 23, 2021.pdf- Attachment 2 - City of Port Moody Single-Use Plastic Bylaw, 2021, No. 3301.pdf- Attachment 3 - City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 3, No. 3302.pdf
Final Approval Date:	Apr 13, 2021

This report and all of its attachments were approved and signed as outlined below:

Paul LeBlanc, Manager of Solid Waste, Fleet, and Shared Services - Apr 8, 2021 - 3:46 PM

Jeff Moi, General Manager of Engineering and Operations - Apr 8, 2021 - 5:00 PM

Dorothy Shermer, Corporate Officer - Apr 9, 2021 - 4:23 PM

Rosemary Lodge, Manager of Communications and Engagement - Apr 12, 2021 - 1:54 PM

Paul Rockwood, General Manager of Finance and Technology - Apr 12, 2021 - 3:13 PM

Tim Savoie, City Manager - Apr 13, 2021 - 9:16 AM