



City of Port Moody

Bylaw No. 3329

A Bylaw to amend City of Port Moody Solid Waste Bylaw, 2016, No. 3058 to include increased storage requirements for Solid Waste collection carts.

The Council of the City of Port Moody enacts as follows:

1. Citation

- 1.1 This Bylaw may be cited as “City of Port Moody Solid Waste Bylaw, 2016, No. 3058, Amendment Bylaw No. 1, 2022, No. 3329 (Enclosures)”.

2. Amendments

- 2.1 City of Port Moody Solid Waste Bylaw, 2016, No. 3058 is amended by replacing the following definitions in section 3.1:

“Bulk Container” means a container that has a capacity of 2.3 cubic metres or greater, which may be stored in a shelter, can be moved and emptied mechanically by Solid Waste collection vehicles, and is equipped with a water-resistant cover.

“General Manager” means the official appointed by the City as General Manager of the Engineering and Public Works Department or a person designated to act in the place of the General Manager.”

with the following definitions:

“Bulk Container” means a container that has a capacity of 2.3m³ or greater, which may be stored in a shelter, can be moved and emptied mechanically by Solid Waste collection vehicles, is made of metal and equipped with a lockable, water-resistant cover.

“General Manager” means the official appointed by the City as General Manager of Engineering and Operations or their designate.”.

- 2.2 Bylaw No. 3058 is further amended by adding the following definitions to section 3.1:

“Wildlife Attractant” means any substance or material, with or without an odour, which attracts or is likely to attract animals; and without limitation, includes: Solid Waste, food, or other edible products intended for humans, animals, or birds; grease, oil, antifreeze, paint, petroleum products, barbecues, and compost other than grass clippings, leaves, or branches.

“Wildlife Resistant Container” means a container or Collection Cart that is sufficient to accommodate refuse materials generated by normal use of the property, is designed to discourage and prevent access by Wildlife, and: (a) has a sturdy cover capable of being completely closed and secured with a latching device; and (b) if intended for use other than residential, is made of metal, and has a closable and lockable lid.

“Wildlife Resistant Enclosure” means a fully-enclosed structure of sufficient strength and design so as to prevent access to refuse containers and or collection carts by wildlife, including a garage, building or accessory building, fenced structure, or otherwise approved by the General Manager.”.

2.3 Bylaw No. 3058 is further amended by replacing section 6.1 e) with the following:

“Take steps to secure Collection Carts against theft or damage. If a Collection Cart is stolen or damaged due to the neglect of an Owner or Occupier (including, for certainty, where the Owner or Occupier fails to comply with any section of this Bylaw), the Owner or Occupier will reimburse the City for its costs in replacing or repairing the cart or bin within 30 days of receiving an invoice;”.

2.4 Bylaw No. 3058 is further amended by replacing section 6.2 in its entirety with the following section 6.2:

“The General Manager may issue notice to an Owner or Occupier of a Parcel or Area to store specified waste collection carts in an acceptable Wildlife Resistant Enclosure to prevent Wildlife from further accessing and becoming conditioned to or dependent on human food sources and shall do or cause to be done, the following:

- a) ensure that waste collection carts are stored within the Wildlife Resistant Enclosures at all times, except for when in use and when set out for collection as provided by this Bylaw;
- b) maintain the Wildlife Resistant Enclosures in a clean and sanitary condition and in a good, workable condition;
- c) notify the General Manager if a Wildlife Resistant Enclosure is damaged and cannot be repaired within 30 days. In circumstances of adverse weather or delivery conditions, strikes, material or labour shortages, or similar hardship beyond the control of the Owner or Occupier, the 30-day period may be extended by the General Manager in writing and in accordance with any specified time limits, conditions, or requirements that the General Manager may determine to be appropriate and necessary in the circumstances.”.

2.5 Bylaw No. 3058 is further amended by deleting the following from section 6:

“6.3 Every Owner and Occupier must ensure that all backyard composters are maintained properly and in a manner as not to attract rats, vermin, and Wildlife.

The City need not collect all or any Solid Waste from a Parcel if it appears that an Owner or Occupier has not complied with provisions of this Bylaw.”.

2.6 Bylaw No. 3058 is further amended by adding the following to section 6:

“6.3 Every Owner and Occupier of a Parcel or I.C.I. Premise that receives private Solid Waste services shall do, or cause to be done, the following:

- a) keep Collection Carts or Bulk Containers supplied to the Parcel within a garage, Wildlife Resistant Enclosure, or accessory building where possible, and where not possible, at the rear or side yard with the lid securely closed and locked, except to deposit waste or allow for collection;
- b) ensure that all locks are unlocked by no earlier than 5:30am on collection days, and re-locked as soon after collection as possible, and by no later than 8:00pm on collection days;
- c) clean up spillage originating from Collection Carts, bins, Wildlife Resistant Enclosures, or Bulk Containers;
- d) ensure that all Garbage or other Solid Waste containing attractants intended for collection are stored in Wildlife Resistant Enclosures or containers when required or as directed by the General Manager as described in section 6.2;
- e) maintain all Solid Waste containers or Wildlife Resistant Enclosures in a clean and sanitary condition at all times;

6.4 Every Owner and Occupier must ensure that all backyard composters are maintained properly and in a manner that does not attract rats, vermin, and/or Wildlife;

6.5 The City need not collect all or any Solid Waste from a Parcel if it appears that an Owner or Occupier has not complied with the provisions of this Bylaw.

2.7 Bylaw No. 3058 is further amended by replacing section 8.1 c) with the following:

“Shall remove all Collection Carts and Glass Bins from the street or lane immediately following collection, or by no later than 8:00pm on collection days. All Garbage and Green Waste Collection Carts must be locked and stored with all other Collection Carts and Glass Bins within a garage, accessory building, or Wildlife Resistant Enclosure where possible; where no garage, accessory building, or Wildlife Resistant Enclosure is possible, at the side or rear yard of the front building as established in the City of Port Moody Zoning Bylaw as amended from time to time. Under no circumstances may a Collection Cart be stored at or in a front yard unless deemed necessary and authorized in writing by the General Manager.”.

3. Severability

3.1 If a portion of this Bylaw is found invalid by a court, it will be severed, and the remainder of the Bylaw will remain in effect.

Read a first time this ___ day of _____, 2022.

Read a second time this ___ day of _____, 2022.

Read a third time this ___ day of _____, 2022.

Adopted this ___ day of _____, 2022.

R. Vagramov
Mayor

D. Shermer
Corporate Officer

I hereby certify that the above is a true copy of Bylaw No. 3329 of the City of Port Moody.

D. Shermer
Corporate Officer