



# Solid Waste and Recycling Collection Bylaw No. 455, 2013

## Office Consolidation

This document is an office consolidation of Solid waste and Recycling Collection Bylaw No. 455, 2013 with subsequent amendments adopted by the Village of Lions Bay.

All persons making use of this consolidation are reminded that it has no Council sanction, that amendments have been incorporated only for convenience of reference, and that for all purposes of interpretation and application, the original bylaws should be consulted. The Village of Lions Bay will, in no event, be liable or responsible for damages of any kind arising out of the use of this consolidation.

This is not the official version of Solid waste and Recycling Collection Bylaw No. 455, 2013, as amended, nor is it admissible in a court of law. For such purposes, official certified copies of the original bylaws can be obtained from the Village Office or by contacting us at: [office@lionsbay.ca](mailto:office@lionsbay.ca)

### List of Amending Bylaws

Bylaw No.	Section	Description	Adopted
468	Sch. A	Schedule A replaced	February 18, 2014
483	Sch. A	Schedule A replaced	February 17, 2015
500	Sch. A	Schedule A replaced	February 16, 2016
516	3, 14, 16, Sch. A	Various amendments to text, Schedule A replaced	February 21, 2017
540	Sch. A	Replaces Schedule A	February 20, 2018
559	Sch. A	Replaces Schedule A	February 19, 2019

570	2(a)&(b)	Amends payment due date in s.14 to Dec.31 and amends amount payable in Schedule A	Feb.18, 2020
579	4(a)&(b)	Amends sections 14 and 15, extending the discount period for 2020	April 21, 2020
589	Sch. A	Replaces Schedule A	February 16, 2021
616	Various	Amends numbering and various sections	April 5, 2022
625	Various	Amends numbering and various sections	March 21, 2023
628	s.16 Sch. A	Amendments to s.16 Payment discount to May 31, Schedule A	May 2, 2023
637	Sched A	Replaces Schedule A	April 23, 2024
644	Sched A	Replaces Schedule A	May 6, 2025
652	Various	Amends numbering of various sections, approved containers, collection schedule and fines.	February 3, 2026
657	Sched A	Replaces Schedule A	February 3, 2026

# Solid Waste and Recycling Collection Bylaw No. 455, 2013

**WHEREAS** Council deems it advisable to adopt a Bylaw to regulate the terms and conditions for the collection and disposal of solid waste, recycling, and green yard waste, and the rates payable for these services; and

**NOW THEREFORE** the Council of the Village of Lions Bay, in open meeting assembled, enacts as follows:

**TITLE**

- 1. This Bylaw may be cited as "Solid Waste and Recycling Collection Bylaw No. 455, 2013".

**PAST BYLAWS REPEALED**

- 2. Waste Collection Bylaw No. 440 is hereby repealed.

**DEFINITIONS**

- 3. In this Bylaw:

“compostable solid waste” means organic compostable kitchen waste or excess food products;  
[Amended by Bylaw No. 625, 2023]

“garden waste” means organic compostable yard trimmings;  
[Amended by Bylaw No. 625, 2023]

“compostable solid waste” means organic compostable waste, including garden waste and compostable solid waste;  
[Amended by Bylaw No. 516, 2017]

“solid waste” means waste that does not meet the criteria of compostable solid waste or the recycling program;  
[Amended by Bylaw No. 625, 2023]

“wildlife resistant container” means a secure fully enclosed container with a lid and latching device, of sufficient design and strength to prohibit access by wildlife;

“wildlife resistant enclosure” means a structure which has four enclosed sides, a roof, doors, and a latching device, of sufficient design and strength to prevent access by wildlife;

“wildlife attractant” means any substance that could reasonably be expected to attract wildlife;

[Amended by Bylaw No. 625, 2023]

“wildlife proof container” means a fully enclosed container, of sufficient design and strength to prevent access by Wildlife, that is securely affixed to the ground or to an immovable object or fixture;

[Amended by Bylaw No. 625, 2023]

"wildlife proof enclosure” means a structure which has enclosed sides, a roof, doors and a latching mechanism of sufficient design and strength to prevent access by Wildlife;

[Amended by Bylaw No. 625, 2023]

**SYSTEM ESTABLISHMENT**

- 4. The Village hereby establishes and continues the equipping, maintenance and operation of a system of solid waste, recycling, and green yard waste collection.

**COLLECTION OF SOLID WASTE**

- 5. Every owner or occupier of land or dwelling unit shall provide and maintain in good order and repair, solid waste containers, with tight waterproof covers. All solid waste containers shall at all times be kept clean and in a sanitary condition, and of sufficient strength and design to prevent access to, or disturbance of, the contents by animals. Containers as called for in Section 8.b.i shall be approved and supplied by the municipality, in colours and branding as specified by the municipality.

[Amended by Bylaw No. 616, 2022]

[Amended by Bylaw No. 652, 2026]

- 6. No liquids or free water shall be put or placed in or allowed to run into or accumulate in any solid waste container.
- 7. Containers required pursuant to this bylaw shall, at all times, be stored in a manner that ensures the contents do not attract and are not accessible to wildlife.

[Amended by Bylaw No. 616, 2022]

[Amended by Bylaw No. 625, 2023]

[Amended by Bylaw No. 652, 2026]

- 8. All solid waste containers shall be placed for collection:
  - a. Not more than 3 m) from the roadway at the front property line of the premises; at no time shall containers be placed on or encroach upon or project over any highway (which includes streets, lanes, and boulevards) or other public place, nor impede, affect or endanger vehicle or pedestrian traffic;
  - b. No earlier than 30 minutes prior to the time prescribed by the current area collection schedule as issued by the municipality and removed no later than 8 p.m. the same day, except that:

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- i. Placement of wildlife-attractant solid waste is permitted after 7:00 a.m. in a clipped municipality-supplied container.
      - ii. Placement of non-attractant recyclable consumer-source hard plastic, metal and glass containers, and paper/card is permitted after 5:00 a.m. in designated recycling boxes and bags, as specified by municipal waste guidelines from time to time. Cardboard may also be placed in tied bundles with a maximum dimension of 1 m.
      - iii. Placement of non-attractant garden waste in compostable kraft or plastic bags, or in containers clearly marked 'Yard Trimmings' or in tied bundles no greater than 1 m long and comprising branches no more than 6 cm in diameter, is permitted after 5:00 a.m.
    - c. In the case of solid waste destined for landfill, be placed in operator-pickable bags inside the container. The amount of such solid waste shall not exceed 240 L in total. Two containers are permitted per household; tags for occasional additional containers may be purchased at the municipal office.
    - d. Compostable kitchen waste and food scraps shall be placed in approved compostable bags inside a separate plastic or metal solid waste container of 50 L maximum.

[Amended by Bylaw No. 625, 2023]  
[Amended by Bylaw No. 652, 2026]
  9. Every owner or resident shall be responsible for the lawful disposal of any materials not considered solid waste due to its nature, size or weight by the limitations established in this Bylaw.

[Amended by Bylaw No. 652, 2026]
  10. No liquids or free water shall be put or placed in or allowed to run into or accumulate in any solid waste receptacle, and all such receptacles shall at all times be covered with a watertight cover.
  11. No owner or occupier shall place for collection any prohibited solid waste as set out in Schedule B attached to and forming a part of this bylaw.

[Amended by Bylaw No. 616, 2022]
  12. All waste material which is not solid waste, recycling, or compostable solid waste shall be disposed of directly by the owner or occupier at a regional or other appropriate handling facility.

[Amended by Bylaw No. 616, 2022]
  13. Every owner or occupier of land is hereby compelled to make use of the solid waste, recycling, and compostable solid waste disposal system established and continued hereunder and shall pay for the collection of solid waste, recycling, and compostable solid waste from premises as herein provided.

[Amended by Bylaw No. 616, 2022]

**SERVICE PROVIDED BY MUNICIPALITY**

- 14. Landfill waste shall be collected bi-weekly. Recycling, and compostable waste shall be collected weekly (or as may be amended from time to time) by the municipality’s contractors. A drop-off service for wildlife attractant solid waste only may be provided at the Public Works Yard. Further, collection of non-curbside recyclable materials, including but not limited to soft plastics, e-waste, Styrofoam, batteries and other materials, may be provided at a location and at times designated by the Director of Operations.
- 15. The Director of Operations may establish and alter the frequency that collections are made or drop-off facilities are open.
- 16. Once containers for solid waste are placed out to be emptied by the waste management service, those contents that comply with this Bylaw are the property of the municipality upon collection.

[Amended by Bylaw No. 616, 2022]

[Amended by Bylaw No. 652, 2026]

**COLLECTION RATES**

- 17. Rates for the collection of solid waste, recycling and compostable solid waste as per Schedule "A" attached hereto and forming part of this By-law are hereby imposed on the owners of land or occupiers of premises and are due and payable by the 31st day of December of each year.

[Amended by Bylaw No. 516, 2017]

[Amended by Bylaw No. 570, 2020]

[Amended by Bylaw No. 579, 2020]

- 18. A prompt payment discount shall be allowed, as set out in Schedule "A" if payment is made by the 31st of May of each year, other than the year 2020, when a prompt payment discount shall be allowed, as set out in Schedule “A” if payment is made on or before the 1<sup>st</sup> day of June. The period the rates cover is from January 1 to December 31 of each year.

[Amended by Bylaw No. 579, 2020]

[Amended by Bylaw No. 628, 2023]

- 19. The rate chargeable under this section in the calendar year in which the collection of solid waste, recycling and compostable solid waste commences shall be one-twelfth (1/12) of the full rate as set out in Schedule “A” multiplied by the number of full months remaining in the calendar year of service commencement.

[Amended by Bylaw No. 516, 2017]

- 20. Any rate remaining unpaid on the 31st day of December shall be deemed to be taxes in arrears in respect of the property in respect of which the consumer dwells and shall forthwith be entered on the real property tax roll by the Collector as taxes in arrears.

- 21. The rates established hereunder shall commence effective January 1 of each year.

**WILDLIFE RESISTANT CONTAINERS AND ENCLOSURES**

22. Every outdoor container or receptacle used by a single family dwelling for depositing or storing compostable solid waste or other edible waste, or waste contaminated recycling that could attract wildlife shall be a wildlife resistant container, or be stored in a place that cannot be accessed by wildlife. This section does not apply to composting or placement of waste at curbside on collection days.
23. Every commercial, industrial, institutional and tourist accommodation building, and every multiple family residential development having three or more dwelling units, shall provide for a waste storage site located inside a building or within a wildlife resistant enclosure.
24. Solid waste and recycling containers required for temporary special events, such as weekend sports tournaments, weddings, Fire Department Picnic, Halloween, and Canada Day are exempt from this requirement if emptied before 10:00 p.m.
25. Wildlife resistant containers and wildlife proof enclosures:
- must be kept closed and secure when waste is not being deposited, and
  - if damaged, must not be used until repaired.

[Amended by Bylaw No. 616, 2022]  
[Amended by Bylaw No. 625, 2023]

**DANGEROUS WILDLIFE**

26. Feeding wildlife and depositing or storing any domestic solid waste, pet food, compostable solid waste, or other edible waste that could attract wildlife is prohibited.
27. Bird feeders must have a seed catch tray and be suspended on a cable or other device so that they are 10 ft above the ground and from any other access point.
28. Beehives must be protected by an electric fence or otherwise be made inaccessible to wildlife.
29. Outdoor fridges or freezers must be inaccessible to wildlife and stored in wildlife resistant enclosure.
30. Halloween pumpkins and jack-o-lanterns shall be placed at curbside no earlier than 4 p.m. on the night of Halloween and moved to appropriate wildlife proof storage by 11 p.m.
31. No meat by-products shall be put in compost piles.

[Amended by Bylaw No. 616, 2022]

[Amended by Bylaw No. 616, 2022]  
[Amended by Bylaw No. 625, 2023]

[Amended by Bylaw No. 616, 2022]  
[Amended by Bylaw No. 625, 2023]

[Amended by Bylaw No. 625, 2023]

[Amended by Bylaw No. 625, 2023]

[Amended by Bylaw No. 616, 2022]

32. Fruit and nut trees must be managed in such a way that they do not attract wildlife.  
[Amended by Bylaw No. 625, 2023]

**OFFENCE AND PENALTY**

33. Every person who contravenes any provision of this Bylaw or who suffers or permits any act or thing to be done in contravention of any of the provisions of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this Bylaw, shall be deemed to be guilty of an infraction of this Bylaw and commits an offence and upon summary conviction is liable to a fine not exceeding \$500.00 plus all costs associated with prosecution. Where enforcement proceeds under Bylaw Notice Enforcement Bylaw No. 385, 2006, as amended, from time to time, contraventions do not constitute an offence and penalties shall be applied in accordance with the provisions of "Schedule A" of Bylaw No. 385.

34. All materials or containers which contravene this Bylaw may not be collected or emptied, and the service provider may leave a tag which explains the nature of the contravention of this Bylaw.

35. Bylaw Enforcement Officers and any other municipal official appointed to administer or enforce the provisions of this Bylaw are hereby authorized to enter at all reasonable times upon any property or premises, to ascertain whether the regulations or directions herein, are being observed.

36. It shall be unlawful for any person to prevent, obstruct or seek to or attempt to prevent or obstruct any aforesaid officials in, or from the carrying out of, any official duties under this Bylaw.

37. The provisions of this Bylaw are severable. If, for any reason, any provision is held to be invalid by the decision of a Court of Competent Jurisdiction, such decisions shall not affect the validity of the remaining provisions of this Bylaw.

38. A "Bylaw Officer" may enforce any regulation in this bylaw by means of a ticket or bylaw notice.

39. Each day that an offence continues is deemed a separate offence.  
[Amended by Bylaw No. 616, 2022]  
[Amended by Bylaw No. 652, 2026]

**SEVERABILITY**

40. If any section or lesser portion of this Bylaw is held to be invalid by a Court, the invalid portion shall be severed without affecting the validity of the remaining portions of this Bylaw.  
[Amended by Bylaw No. 616, 2022]

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<b>READ A FIRST TIME</b>	<b>February 5, 2013</b>
<b>READ A SECOND TIME</b>	<b>February 5, 2013</b>
<b>READ A THIRD TIME</b>	<b>February 19, 2013</b>
<b>ADOPTED</b>	<b>February 21, 2013</b>

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Corporate Officer**

**Certified a true copy of  
Solid waste and Recycling Collection Bylaw No. 455, 2013  
as adopted.**

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**Corporate Officer**

**SCHEDULE "A"**

**Attached to and forming  
part of Bylaw No. 455, 2013, as amended**

	<b>Garbage, Recycling and Green Waste</b>		<b>Annual Charge</b>	<b>Prompt Payment Discount</b>
<b>1</b>	<b>Single Family Residences</b>	<b>Garbage, Recycling and Organics</b>	<b>\$443.66</b>	<b>3.5%</b>
<b>2</b>	<b>Strata Condominiums (Crosscreek Road)</b>	<b>Garbage, Recycling and Organics</b>	<b>\$443.66</b>	<b>3.5%</b>
<b>3</b>	<b>Strata Apartments (350 Centre Road) Recycling Only</b>		<b>\$199.34</b>	<b>3.5%</b>
<b>4</b>	<b>Businesses – Store/Café</b>	<b>Recycling Only</b>	<b>\$1,796.52</b>	<b>3.5%</b>
<b>4</b>	<b>Businesses - Other</b>	<b>Recycling Only</b>	<b>\$199.34</b>	<b>3.5%</b>

[Amended by Bylaw No. 570]  
 [Amended by Bylaw No. 589]  
 [Amended by Bylaw No. 628]  
 [Amended by Bylaw No. 637]  
 [Amended by Bylaw No. 644]  
 [Amended by Bylaw No. 657]