

TO: MAYOR & COUNCIL
FROM: GENERAL MANAGER ENGINEERING
SUBJECT: **SOLID WASTE AND RECYLING BYLAW AMENDMENTS – HOUSING CHOICES PROGRAM**
PURPOSE: To propose changes to Burnaby Solid Waste and Recycling Bylaw to support the Housing Choices Program.

RECOMMENDATION

THAT the City Solicitor be authorized to bring forward a bylaw to amend Burnaby Solid Waste and Recycling Bylaw in accordance with Section 4.0 and Attachment 1 of the report entitled “Solid Waste and Recycling Bylaw Amendments – Housing Choices Program” dated November 20, 2023.

CHIEF ADMINISTRATIVE OFFICER’S COMMENTS

I concur with the recommendation of the General Manager Engineering.

1.0 POLICY SECTION

The proposed bylaw amendments align with the City’s Housing Choices program.

2.0 BACKGROUND

The City’s solid waste and recycling program receptacle size offerings have been established to promote waste diversion by encouraging residents to select the smallest garbage receptacle necessary while maximizing recycling opportunities.

Property owners pay for service through utility fees which are based on the size of the garbage receptacle provided. Properties with secondary suites (or secondary dwelling units) are not permitted a second garbage receptacle. Owners can request to upsize their garbage receptacle as needed to manage increased demand. Garbage is collected fortnightly.

Recycling services are provided to residents without an additional service fee and collected weekly. Properties are issued one 240 litre (L) green bin receptacle for collection of yard waste and food scraps, one blue box for mixed containers, one yellow bag for mixed paper, and one grey bin for glass. There are no limits to the number of additional recycling receptacles which owners can request. Additional green bins can be provided to properties with a large number of trees.

Despite this incentive-based structure, the largest garbage receptacle size offering of 360 L may be insufficient for properties with three (3) or more dwelling units, as permitted by the recently approved Housing Choices Program.

To prevent operating issues resulting from insufficient garbage receptacle capacity, it is proposed that single family and two-family properties with three (3) or more dwelling units (i.e., primary dwelling unit, secondary suites and laneway home) be permitted to have one additional garbage receptacle after upsizing their first receptacle to the largest available size (360 L). Owners may select any receptacle size (currently 120 L, 240 L or 360 L) for the additional garbage receptacle. The charges in the Burnaby Consolidated Fees and Charges Bylaw would apply to each garbage receptacle provided to the property.

The table below illustrates the charges that would apply if a property owner selected a 120 L garbage receptacle as their additional receptacle (based on current rates):

	<u>Quantity</u>	<u>Size</u>	<u>Unit Cost</u>	<u>Total</u>
First	1	360L	\$400.00	\$400.00
Additional	1	120L	\$50.00	\$50.00
				\$450.00

In addition to the annual charges above, property owners who do not have a 360 L receptacle will need to pay the standard one-time fee of \$50 to exchange their receptacle for the larger size. No exchange or delivery fee will be charged for the additional receptacle.

3.0 PROPOSED BYLAW AMENDMENTS

Amendments to the Burnaby Solid Waste and Recycling Bylaw are required to implement the recommended changes in Section 2.0 of this report. The proposed amendments are set out in Attachment 1.

The amendments include:

- revising the definitions of “dwelling”, “row housing property”, “single family property” and “two-family properties” to reference and be consistent with the Burnaby Zoning Bylaw (where these terms originated);
- adding a definition for “primary dwelling unit,” consistent with the Burnaby Zoning Bylaw, to ensure that only each primary dwelling in two-family dwellings is entitled to receive a garbage receptacle;

- amending section 5(2) to clarify that, subject to subsection (2A) and (2B), only one garbage receptacle is permitted per single family property, per primary dwelling unit in a two-family property, and per row house dwelling on a row housing property;
- adding a section 5(2B) to allow single family and two-family properties with three (3) or more dwelling units, as defined in the Zoning Bylaw, to have an additional garbage receptacle, provided their first garbage receptacle is the largest size available (currently 360 L) from the City;
- amending section 9(4) to provide that any additional garbage receptacle requested for a single or two-family property with three (3) or more units will pay the charge set out in the Burnaby Consolidated Fees and Charges Bylaw for the additional receptacle; and

It is recommended that Council authorize the City Solicitor to bring forward an amendment bylaw to implement these changes to the Burnaby Solid Waste and Recycling Bylaw.

4.0 COMMUNICATION AND COMMUNITY ENGAGEMENT

Initial public consultation on the Housing Choices program included information on utility fee adjustments. The public consultation undertaken so far has advised that the City may undertake steps to accommodate the additional waste generation.

Subject to Council approval, the changes to the Burnaby Solid Waste and Recycling Bylaw recommended in this report will be publicized through the City’s public communication materials and solid waste collection calendars following adoption of the amendment bylaw.

5.0 FINANCIAL CONSIDERATIONS

The cost to supply and service these additional receptacles is expected to be offset by the increased revenue provided by the increased fees. No additional fees or budget requests are proposed at this time to support the changes recommended in this report.

Respectfully submitted,

May Phang, P. Eng., Acting General Manager Engineering

ATTACHMENTS

Attachment 1 – Proposed Bylaw Amendments

REPORT CONTRIBUTORS

This report was prepared by Erik Schmidt, Director Public Works and reviewed by May Leung, City Solicitor and Richard Rowley, Director Finance Revenue Service.

PROPOSED BYLAW AMENDMENTS

It is proposed that the following amendments to Burnaby Solid Waste and Recycling Bylaw 2010 be brought forward:

1. **THAT** the definitions of “dwelling”, “row housing property”, “single family property” and “two family property” in section 2 be repealed and replaced with wording the same or similar to the following:

(11) “dwelling unit” has the meaning set out in the Zoning Bylaw;

(34A) “row housing property” means a property on which there are row housing dwellings, as defined in the Burnaby Zoning Bylaw;

(35) “single family property” means a property on which there is a single family dwelling, as defined in the Burnaby Zoning Bylaw;

(37) “two family property” means a property on which there is a two family dwelling, as defined in the Burnaby Zoning Bylaw

2. **THAT** the following definition be added to section 2 with wording the same or similar to the following, in numerical order:

(27A) “primary dwelling unit” has the meaning set out in the Zoning Bylaw;

3. **THAT** section 5(2) be repealed and replaced with wording the same or similar to the following:

(2) Subject to subsection (2A) and (2B):

(a) a single family property shall have one garbage receptacle only;

(b) a two family property shall have one garbage receptacle per primary dwelling unit; and

(c) a row housing property that receives curbside collection service shall have one garbage receptacle for each row housing dwelling;

4. **THAT** wording the same or similar to the following be added as section 5(2B):

(2B) Notwithstanding subsection (2), a single family property or two family property with three (3) or more dwelling units may have one additional garbage receptacle, provided the first garbage receptacle for the single

ATTACHMENT 1

family property or primary dwelling units on the two family property is the largest size of garbage receptacle available from the City.

5. **THAT** section 9(4) be repealed and replaced with wording the same or similar to the following.

- (4) Replacement garbage receptacles and extra or replacement green bin receptacles may be purchased from the City at the price set out in the Burnaby Consolidated Fees and Charges Bylaw. Where the Engineer has approved an additional garbage receptacle pursuant to section 5(2A) of this Bylaw, the additional garbage receptacle shall be provided free of charge to the owner or occupant. Where an owner has requested an additional garbage receptacle pursuant to section 5(2B), the applicable charge set out in the Burnaby Consolidated Fees and Charges Bylaw shall apply to the additional garbage receptacle.