



**REPORT TO ENVIRONMENTAL SERVICES COMMITTEE  
MEETING OF WEDNESDAY, JUNE 16, 2021**

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**SUBJECT**     **Repealing the Capital Regional District Recycling Bylaw (Bylaw No. 2290)**

**ISSUE SUMMARY**

To repeal Bylaw No. 2290, "Capital Regional District Recycling Bylaw No. 2, 1995".

**BACKGROUND**

In March 1995, the Capital Regional District (CRD) Board adopted Bylaw No. 2290, "Capital Regional District Recycling Bylaw No. 2, 1995", for the purpose of preventing scavenging of materials by establishing the CRD as the owner of residential recyclable materials placed out for collection in the curbside blue box program. As of May 2014, the CRD has been providing the curbside blue box program under contract to the stewardship agency Recycle BC. Under this contract, all recyclable materials are owned by Recycle BC, and not the CRD. With this change, Bylaw No. 2290 (Appendix A) became obsolete and remains unused. The repealing Bylaw No. 4432 is provided for information as Appendix B.

As a result of the repealing of Bylaw No. 2290 as outlined above, Bylaw No. 1857, "Capital Regional District Ticket Information Authorization Bylaw, 1990", will need to be amended to reflect this change and is attached as Appendix C.

**ALTERNATIVES**

*Alternative 1*

The Environmental Services Committee recommends to the Capital Regional District Board:

1. That Bylaw No. 4432, "Capital Regional District Recycling Bylaw No. 2, 1995, Repeal Bylaw No. 1, 2021" be introduced and read a first, second time and third time;
2. That Bylaw No. 4432 be adopted.
3. That Bylaw No. 4434 "Capital Regional District Ticket Information Authorization Bylaw 1990, Amendment Bylaw No. 72, 2021" be introduced and read a first, second time and third time;
4. That Bylaw No. 4434 be adopted.

*Alternative 2*

That this report be referred back to staff for more information.

**IMPLICATIONS**

*Legal Implications*

Bylaw No. 2290 has never been utilized. Most individuals engaging in scavenging from curbside bins either lack financial means to pay fines, meaning there is no deterrent to this activity, or do

so in a way that does not attract complaints to CRD bylaw services or local police. In discussions with local police departments, there is no public interest in prosecuting under this bylaw. Most residents concerned with scavenging delay putting out valuable recyclables until near collection time.

As the CRD no longer owns the recyclables, it is appropriate to repeal this bylaw.

**CONCLUSION**

Bylaw No. 2290 was established for the purpose of preventing scavenging of materials from the curbside blue box program. The bylaw has not been used since May 2014, when Recycle BC became responsible for the program and ownership of the recyclable materials. Bylaw No. 2290, and associated reference in the Ticket Information Authorization Bylaw, are now therefore obsolete and should be repealed. Adopting Bylaw No. 4432, Capital Regional District Recycling Bylaw No. 2, 1995, Amendment Bylaw No. 3, 2021” and Bylaw 4434, “Capital Regional District Ticket Information Authorization Bylaw 1990, Amendment Bylaw No. 72, 2021” is recommended.

**RECOMMENDATION**

The Environmental Services Committee recommends to the Capital Regional District Board:

1. That Bylaw No. 4432, “Capital Regional District Recycling Bylaw No. 2, 1995, Repeal Bylaw No. 1, 2021” be introduced and read a first, second time and third time;
2. That Bylaw No. 4432 be adopted.
3. That Bylaw No. 4434 "Capital Regional District Ticket Information Authorization Bylaw 1990, Amendment Bylaw No. 72, 2021" be introduced and read a first, second time and third time;
4. That Bylaw No. 4434 be adopted.

Submitted by:	Russ Smith, Senior Manager, Environmental Resource Management
Concurrence:	Larisa Hutcheson, P. Eng., General Manager, Parks & Environmental Services
Concurrence:	Robert Lapham, MCIP, RPP, Chief Administrative Officer

**ATTACHMENTS**

- Appendix A: Capital Regional District Recycling Bylaw No. 2, 1995 (Bylaw No. 2290)
- Appendix B: Capital Regional District Recycling Bylaw No. 2, 1995 Repeal Bylaw No. 1, 2021 (Bylaw No. 4432)
- Appendix C: Capital Regional District Ticket Information Authorization Bylaw 1990, Amendment Bylaw No. 72, 2021 (Bylaw No. 4434)