

CAPITAL REGIONAL DISTRICT

BYLAW NO. 2290

**A BYLAW FOR THE PURPOSE OF ESTABLISHING REGULATIONS FOR THE USE
 OF RECYCLING CONTAINERS AND THE COLLECTION OF RECYCLABLE MATERIAL
 WITHIN THE CAPITAL REGIONAL DISTRICT**

WHEREAS by Supplementary Letters Patent, dated 4th October, 1973, the Capital Regional District was granted the function of Refuse Disposal under Division X of its Letters Patent;

AND WHEREAS the Capital Regional District by Bylaw 1903 converted the function of solid waste disposal to a local service for all of the Capital Region;

AND WHEREAS the Board of the Capital Regional District has deemed it expedient and in the public interest to institute a system for the recycling of solid waste within the Capital Region and to provide the opportunity for persons within the Capital Region to participate in the voluntary system for the segregation and disposal of recyclable material;

NOW THEREFORE the Board of the Capital Regional District in open meeting assembled, ENACTS AS FOLLOWS:

SECTION 1 - DEFINITIONS

In this bylaw unless the context otherwise requires:

"**BLUE BOX**" means the multi-material recycling container, as more particularly described in Schedule A of this bylaw, provided by or on behalf of the Capital Region for the deposit of Recyclable Material under the recycling program of the Capital Region.

"**CAPITAL REGION**" means the Capital Regional District.

"**COLLECTOR**" means any Person under contract to the Capital Region to collect Recyclable Materials on behalf of the Capital Region.

"**DROP BOX**" means a metal, weather-proof container, as more particularly described in Schedule B of this bylaw, provided by or on behalf of the Capital Region for the deposit of Recyclable Material under the recycling program of the Capital Region.

"**DWELLING UNIT**" means one or more rooms connected together providing facilities for living, cooking and sleeping, and constituting an independent housekeeping unit.

"**MULTI-FAMILY DWELLING**" means each residential Dwelling Unit in complexes of five or more Dwelling Units.

"**PERSON**" means an individual, a body corporate, a firm, partnership, association or any other legal entity or an employee or agent thereof.

"**RECYCLABLE MATERIAL**" means marketable material that includes, but is not necessarily limited to, newspaper, ledger and computer paper, envelopes, magazines, catalogues, glossy paper, telephone directories, corrugated cardboard, boxboard, paper bags, plastic food and beverage containers, ferrous and non-ferrous metals, and glass food and beverage containers.

"**RECYCLING CONTAINER**" means Blue Boxes, Wheeled Containers and Drop Boxes.

"SINGLE FAMILY DWELLING" means each residential Dwelling Unit in complexes of four or less Dwelling Units, Dwelling Units in bare land strata subdivisions, and mobile homes in mobile home parks.

"WHEELED CONTAINER" means wheeled carts or containers, as more particularly described in Schedules C and D of this bylaw, provided by or on behalf of the Capital Region for the deposit of Recyclable Material under the recycling program of the Capital Region.

SECTION 2 - CONDITIONS

(a) RECYCLING CONTAINERS:

- (i) No Person shall use a Blue Box for any purpose other than the deposit and accumulation of Recyclable Materials as part of the Capital Region recycling program.
- (ii) An owner or occupier of a Single Family Dwelling, to which a Blue Box has been distributed, shall place the Blue Box at curbside in front of the Single Family Dwelling on the day designated for collection by the Capital Region or the Collector and shall remove the Blue Box when emptied by the Collector no later than noon of the following day.
- (iii) Owners or managers of a Multi-Family Dwelling complex, to which Wheeled Containers have been distributed, shall place and maintain on the premises Wheeled Containers for the deposit of Recyclable Material by the residents of each Dwelling Unit within the complex.
- (iv) The Wheeled Containers shall be placed on the land on which the Multi-Family Dwelling complex is situated in a location which is accessible to the residents for the purpose of depositing Recyclable Material and which is accessible for the purpose of collection by the Collector.
- (v) No Person shall use a Recycling Container for any purpose other than the deposit of Recyclable Material.

(b) RECYCLABLE MATERIAL

- (i) The Capital Region shall be deemed to be the owner of all Recyclable Material placed:
 - (A) in a Drop Box or Wheeled Container; or
 - (B) in a Blue Box which has been set out for collection under paragraph (a) (ii).
- (ii) No Person, except a resident of the Dwelling Unit to which the Blue Box was distributed, shall remove any Recyclable Material from or adjacent to any Blue Box prior to its collection by the Collector.
- (iii) No Person shall remove any Recyclable Material from or adjacent to any Wheeled Container or Drop Box prior to its collection by the Collector.

SECTION 3 - VIOLATIONS AND PENALTIES

- (a) No Person shall do any act or suffer or permit any act or thing to be done in contravention of this bylaw.
- (b) Every Person who contravenes this bylaw, by doing any act which the bylaw forbids or omits to do any act which the bylaw requires to be done, is guilty of an offence and is liable, upon conviction, to a fine of not less than One Hundred (\$100.00) Dollars.
- (c) The penalties imposed under subsection (b) shall be in addition to and not in substitution for any other penalty or remedy imposed by this bylaw or any other enactment.
- (d) In the case of a continuing offence, a separate offence shall be deemed to be committed upon each day during and in which the contravention occurs or continues.

SECTION 4 - SEVERANCE

If a section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a Court in competent jurisdiction, such decision shall not affect the validity of the remaining portions of this bylaw.

SECTION 5 - SCHEDULES

Schedules A, B C and D inclusive of the bylaw which are attached to this bylaw form part of this bylaw.

SECTION 6 - RECYCLING CONTAINERS

Nothing in this bylaw shall be interpreted as transferring ownership of any Recycling Container from the Capital Regional District to any other person.

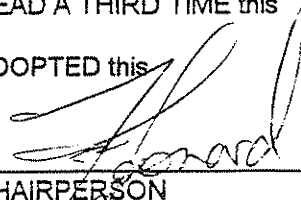
SECTION 7 - REPEAL

Bylaw No. 1713 is hereby repealed except insofar as it repeals any other bylaw.

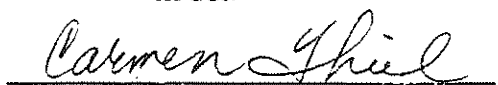
SECTION 8 - TITLE

This bylaw may be cited as "Capital Regional District Recycling Bylaw No. 2, 1995".

READ A FIRST TIME this	8th	day of	March	1995
READ A SECOND TIME this	8th	day of	March	1995
READ A THIRD TIME this	8th	day of	March	1995
ADOPTED this	8th	day of	March	1995



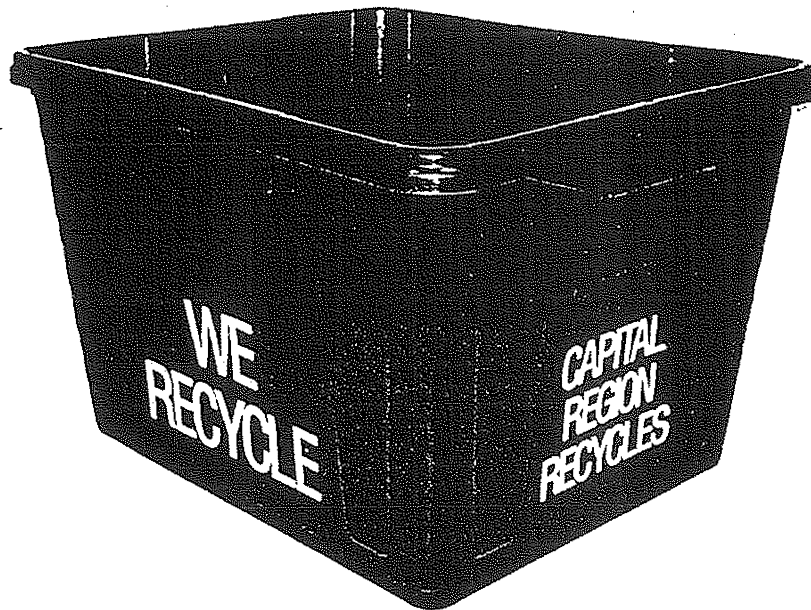
 CHAIRPERSON



 SECRETARY

SCHEDULE A

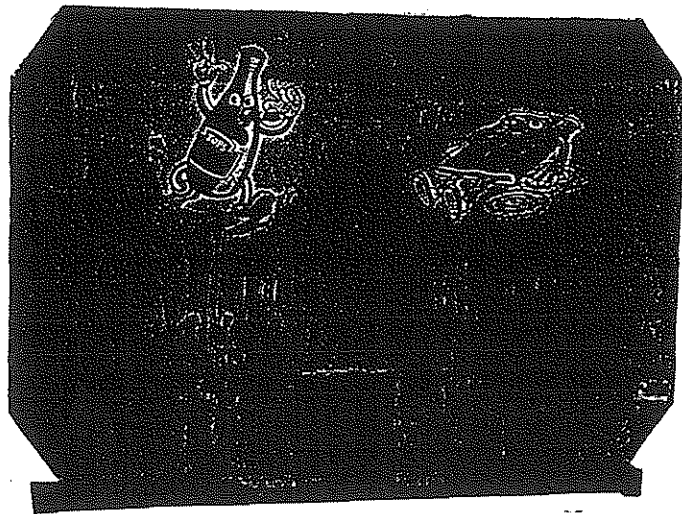
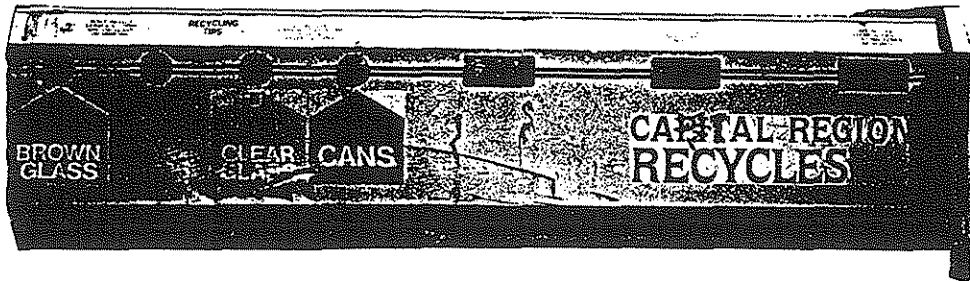
CAPITAL REGIONAL DISTRICT OWNED BLUE BOXES



- Model Type:** A-1 Products Corporation Model No. 9732
- Dimensions:** 484 mm X 403 mm X 313 mm (19^{1/16}" X 15^{7/8}" X 12^{5/16}")
(L X W X H)
- Colour:** dark (royal) blue with white lettering
- Weight:** 1.8 kg (4 lbs)
- Features:**
- anti-slide bottom pattern to resist wind blow away
 - enclosed handles for safety and cleanliness

SCHEDULE B

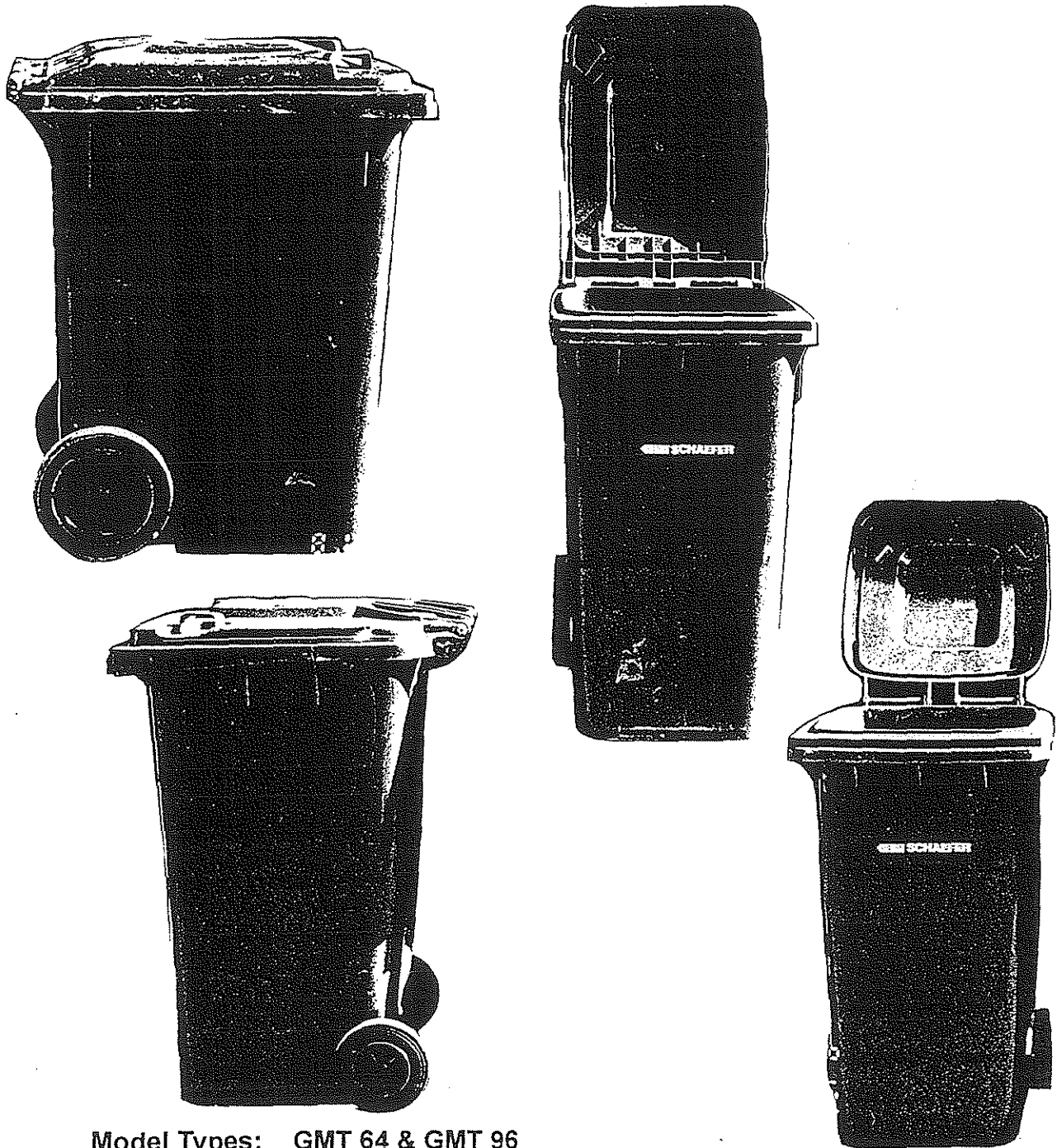
CAPITAL REGIONAL DISTRICT OWNED DROP BOXES



- Model Type:** C.R.D. 89982
- Dimensions:** 6.1m X 2.07m X 1.02m (20' X 6' 9 1/2" X 3' 4")
(L X W X H)
- Colour:** white with decals
- Weight:** N/A
- Features:** 4.58 m³ (6 cubic yards) non compacting multi-material storage bin

SCHEDULE C

CAPITAL REGIONAL DISTRICT OWNED RECYCLING CONTAINERS



Model Types: GMT 64 & GMT 96

Dimensions: GMT 64- 736mm X 584mm X 1066mm (29" X 23" X 42")
(D X W X H) GMT 96- 889mm X 610mm X 1092mm (35" X 24" X 43")

Colours: GMT 64- light blue GMT 96- dark blue

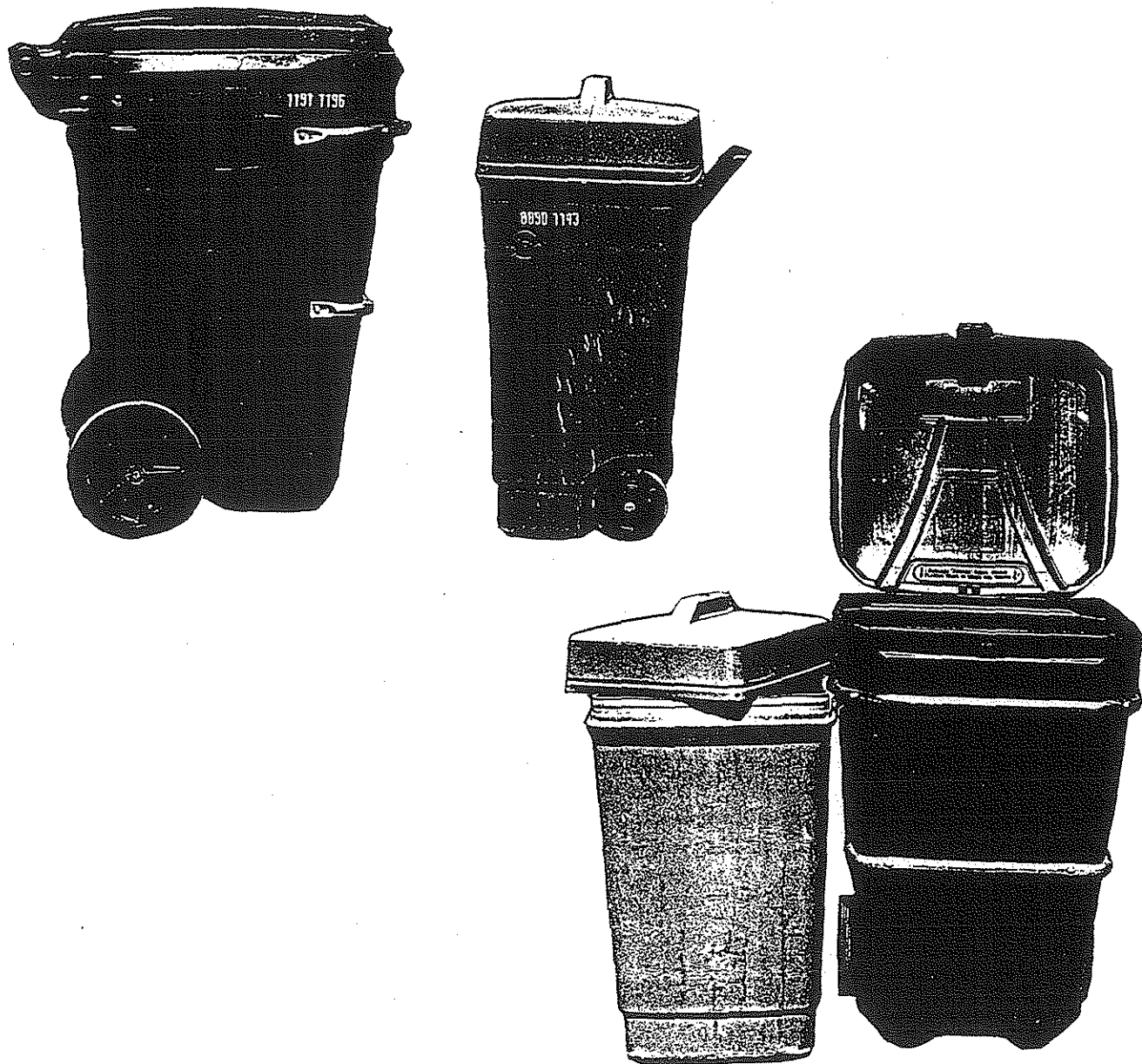
Weights: GMT 64- 15.9 kg (35 lbs) GMT 96- 23.13 kg (51 lbs)

Features: injection moulded H.D.P.E wheeled recycling containers

Make: Schaeffer

SCHEDULE D

CAPITAL REGIONAL DISTRICT OWNED RECYCLING CONTAINERS



Model Types: 3365 (65 gallons) & 3390 (90 gallons)
Dimensions: 3365- 857mm X 746mm X 990mm (33³/₄" X 29³/₈" X 39")
(D X W X H) 3390- 857mm X 746 mm X 1194mm (33³/₄" X 29³/₈" X 47")
Colours: 3365- light blue 3390- dark blue
Weights: 3365- 15.42 kg (34 lbs) 3390- 17.24 kg (38 lbs)
Features: blow moulded, H.D.P.E. wheeled recycling containers
Make: Zarn