

BYLAW NO. 2023-54

THE WASTE MANAGEMENT AMENDMENT BYLAW, 2023

THE COUNCIL OF THE CITY OF REGINA ENACTS AS FOLLOWS:

1 The purpose of this Bylaw is to regulate the collection and processing of food and yard waste.

2 The authority for this Bylaw is section 8 of *The Cities Act*.

3 Bylaw No. 2012-63, being *The Waste Management Bylaw, 2012*, is amended in the manner set forth in this Bylaw.

4 Section 1 is repealed and the following substituted:

“1 The purpose of this Bylaw is to regulate the collection and disposal of waste and to levy landfill fees and curbside waste services fees.”

5 Subsection 3(e) is repealed.

6 Section 3 is amended by adding the following subsection after subsection 3(f):

“3(f.1) “**bin**” means a receptacle for storing garbage, recyclable material or food and yard waste material;”

7 Section 3 is amended by adding the following subsection after subsection 3(g):

“3(g.1) “**BPI Certified**” means plastic liners certified by the Biodegradable Products Institute and which have the official certification mark;”

8 Subsection 3(k) is amended by adding “,food and yard waste carts,” after “recycling carts,”.

9 Subsection 3(m) is amended by adding by adding “food and yard waste service” after “recycling service,”.

10 Subsection 3(t) is repealed.

11 Section 3 is amended by adding the following subsection after subsection 3(t):

“3(t.1) “**curbside waste services fee**” means the fees set out in Schedule “D” to this Bylaw for city waste service based on the size of the primary customer or co-

Approved as to form this 6th day of
July, 2023.
City Solicitor

applicant's selected garbage cart size and includes the cost of the recycling service and food and yard waste service;"

12 Subsection 3(x) is amended by adding by adding “, food and yard waste service processing site,” after “facility,”.

13 Subsection 3(z) is repealed and the following substituted:

“3(z) **“dwelling unit”** means dwelling unit as defined in Bylaw No. 2019-19 being, *The Regina Zoning Bylaw, 2019*;

14 Section 3 is amended by adding the following after subsection 3(z):

“(z.1) **“food and yard waste cart”** means the cart that is provided by the City to designated properties for the storage of food and yard waste materials;

(z.2) **“food and yard waste material”** means the materials listed in Schedule “A” to this Bylaw;

(z.3) **“food and yard waste processing site”** means a facility capable of processing food and yard waste material into compost that adheres to Canadian Council of Minister of the Environment guidelines, as may be amended from time to time. For greater certainty, a food and yard waste processing site does not include a landfill;

(z.4) **“food and yard waste service”** means the city waste service for collection of food and yard waste material from designated properties for transportation to a food and yard waste processing site;”

15 Subsection 3(bb) is amended by adding “, food and yard waste material, household hazardous waste,” after “recyclable material”.

16 Subsection 3(hh) is repealed and the following substituted:

“3(hh) **“household hazardous waste”** means the materials listed in Schedule “A” to this Bylaw;”

17 Subsection 3(ll) is repealed.

18 Subsection 3(mm) is amended by adding “, and for greater certainty material recovery facility does not include any landfill” after “marketing”.

19 Subsection 3(qq) is repealed and the following substituted:

“3(qq) **“person”** means person as defined in the *The Legislation Act, (Saskatchewan)*.”

20 Subsection 3(tt) is amended by striking out “designated” and substituting “listed”.

21 Section 3 is amended by adding the following subsection after subsection 3(vv):

“3(vv.1) **“refundable”** means any container in Saskatchewan that a refundable deposit is charged at the time of check-out and refunded when returned to SARCAN Recycling;”

22 Subsection 3(ccc) is repealed.

23 Subsection 4(c) is amended by striking out “and bags”.

24 Section 4 is amended:

- (a) by striking out “and” after subsection (m);
- (b) by striking out “.” after subsection (n) and substituting “;”;
- (c) by striking out “.” after subsection (o) and substituting “; and”; and
- (d) by adding the following subsection after subsection “o”:

“4(p) to establish the terms and conditions of the Waste Utility Rebate Program for households with low-incomes that include a senior citizen or person living with disability, including establishing any policies, procedures and application forms required to administer the Waste Utility Rebate Program that the City Manager, in their sole discretion conclusively determines compliance with eligibility criteria for the Waste Utility Rebate Program.”

25 Section 10 is repealed.

26 Section 12 is repealed.

27 Heading before section 13 is amended by striking out “**Containers**” and substituting “**Carts**”.

28 Subsection 13(a) is amended by striking out “container” and substituting “cart”.

29 Section 13.1 is amended by adding “and disposed of in a bin, commercial bin or designated facility as permissible under this Bylaw.” after “removed”.

30 Section 14 is amended by striking out “containers” and substituting “carts”.

31 Subsection 15(a) is repealed and the following substituted:

“15(a) are the property of the City and are not the property of the owner or occupant of the designated property; and”

32 Section 16 is amended by striking out “container,” and substituting “cart, bin,”.

33 Section 18 is amended by striking out “container” and substituting “cart, bin,” wherever it appears.

34 Subsection 19(a) is amended by striking out “container” and substituting “garbage cart”.

35 Subsection 19(b) is amended by striking out “container” and substituting “recycling cart”.

36 Section 19 is amended by adding the following subsection after subsection 19(b):

“19(b.1) all food and yard waste material may be unbagged in the food and yard waste cart, but if bagged then it shall be bagged in BPI Certified compostable bags within the food and yard waste cart;”

37 Subsection 19(d) is repealed.

38 Section 20 is repealed.

39 Subsection 21(b) is repealed.

40 Subsection 21(c) is amended by striking out “including” and substituting “containing”.

41 Section 22 is amended by striking out “container” and substituting “cart”.

42 Section 23 is amended by adding “in the cart” after “set it out”.

43 Section 24 is amended by striking out “container” and substituting “cart”.

44 Section 25 is amended by striking out “containers” and substituting “a cart”.

45 Section 28 is repealed.

46 Subsection 30(a) is amended by striking out “container” and substituting “cart”.

47 Subsection 30(b) is amended by striking out “container” and substituting “cart”.

48 Clause 30(b)(iv) is amended by striking out “container” and substituting “cart”.

- 49 Subsection 30(c) is amended by striking out “container” and substituting "cart".
- 50 Clause 30(c)(iv) is amended by striking out “container” and substituting "cart"
- 51 Subsection 30(d) is amended by striking out “container” and substituting "cart" wherever is appears.
- 52 Section 31 is amended by adding the following subsection after subsection 31(a):
- “31(a.1) household hazardous waste;”
- 53 Section 32 is amended by striking out “the container” and substituting “the garbage cart.”
- 54 Subsection 32.1 is repealed the following substituted:
- “32.1 1) Up to and including December 31, 2023, a primary customer or co-applicant of a designated property may request, form the City Manager, additional garbage service in the form of an additional garbage cart.”
- 2) The City Manager may approve a request made pursuant to subsection 32.1(1) of this Bylaw.
- 3) Beginning on January 1, 2024, a primary customer or co-applicant of a designated property may request, from the City Manager, one additional cart of either a recycling cart, food and yard waste cart or garbage cart.
- 4) The City Manager may approve a request made pursuant to subsection 32.1(3) of this Bylaw.
- 5) No person shall be permitted to have more than one additional cart per property.”
- 55 Section 33 is amended by striking out “container” and substituting "recycling cart".
- 56 The following are added after section 33:
- “PART IV.1 FOOD AND YARD WASTE SERVICE**
- 33.1 No person shall set out, cause to be set out or permit to be placed in the food and yard waste cart and set out for food and yard waste service any material for disposal other than the food and yard waste material as identified in this Bylaw.

PART IV.2 HOUSEHOLD HAZARDOUS WASTE

33.2 No person shall set out, cause to be set out or permit to be placed in the garbage cart, recycling cart or food and yard waste cart any household hazardous waste for collection or disposal.”

57 Section 34 is amended by adding “and commercial bins” after “facilities”.

58 Subsection 34(c) is repealed and the following substituted:

“34(c) separate commercial bins for each of garbage, recyclable material, and food and yard waste material; and”

59 Section 35 is amended by adding “, at minimum;” after “include”.

60 Subsection 35(b) is repealed and the following substituted:

“35(b) separate waste storage facilities and commercial bins for garbage, recyclable material and food and yard waste material;”

61 Subsection 35(c) is repealed and the following substituted:

“35(c) an arrangement for regular removal, transportation and disposal of waste to an appropriate disposal or processing site as follows:

- (i) an arrangement for garbage to be transported to a landfill or disposal site as may be permitted by law;
- (ii) an arrangement for recyclable material to be transported to and processed at a materials recovery facility; and
- (iii) an arrangement for food and yard waste material to be processed on site for all food and yard waste materials in Schedule “A” in accordance with applicable law, or transported to and processed at a food and yard waste processing site.”

62 Subsection 35(d) is repealed.

63 The following section is added after section 37.1:

“37.2 Beginning on July 1, 2024, the requirements in sections 34 to 37 shall apply to food and yard waste material, in addition to garbage and recyclable material for non-designated properties that are used for residential use.”

64 Subsection 40(1) is repealed.

65 Subsection 40(3) is repealed and the following substituted:

“40(3) Up to and including December 31, 2023, the City shall charge the rates set out in Schedule “D” for the recycling service and for additional garbage service requested and approved pursuant to section 32.1 of this Bylaw.”

66 Subsection 40(4) is repealed and the following substituted:

“40(4) Beginning on January 1, 2024, the City shall charge the rates set out in Schedule “D” for the curbside waste service and requested additional cart service approved pursuant to section 32.1 (3) if this Bylaw.”

67 Section 40 is amended by adding the following subsections after subsection 40(4):

“40(5) Beginning on January 1, 2024, where an owner or occupant qualifies for a waste rebate under the Waste Utility Rebate Program, the daily rebate rate set out in Schedule “D” of this Bylaw shall be applied to that person’s account based on the terms and conditions of the Waste Utility Rebate Program.

(6) All eligibility decisions made by the City for the Waste Utility Rebate Program are final and cannot be appealed.”

68 The following section is added after section 41:

“41.1 Beginning on January 1, 2024, where an owner or occupant of a designated property has an account with the City for water service pursuant to Bylaw No. 8942 being, *The Regina Water Bylaw*, or sewer service pursuant to Bylaw No. 2016-24 being, *The Wastewater and Storm Water Bylaw, 2016*, the City shall charge the owner or occupant the curbside waste services fee and additional cart fees pursuant to section 32.1, subsections 40(3), 40(4) and 40(5) of this Bylaw, on the same City account that is used for that designated property for water service or sewer service.”

69 Section 42 and 42.1 are repealed and the following substituted”

“42 Up to and including December 31, 2023, all primary customers and co-applicants are required to pay the daily recycling service fee as set out in Schedule “D” of this Bylaw.”

42.1 Up to and including December 31, 2023, all primary customers and co-applicants who are approved for additional garbage service pursuant to section 32.1 of this Bylaw shall pay the daily applicable garbage service fee as set out in Schedule “D” of this Bylaw.”

70 The following section is added after section 42.1:

“42.2 Beginning on January 1, 2024, all primary customers and co-applicants who are required to pay the applicable daily curbside waste services fee based on the selected cart size and those approved for additional cart service pursuant to section 32.1 of this Bylaw shall pay the applicable fees and additional cart fees as set out in Schedule “D” of this Bylaw.”

71 Section 43 and 43.1 are repealed and the following substituted:

“43 Up to and including December 31, 2023, every owner or occupant of a designated property shall pay the daily recycling service fee even where the owner or occupant does not set out any recyclable materials for collection.

43.1 Up to and including December 31, 2023, every owner or occupant of a designated property shall pay the daily garbage service fee pursuant to subsections 40(4) and 42.1 of this Bylaw, even where the owner or occupant does not set out any garbage for collection.”

72 The following section is added after section 43.1:

“43.2 Beginning on January 1, 2024, every owner or occupant of a designated property shall pay daily curbside waste services fee and the additional cart fee, if applicable, as set out in Schedule “D” of this Bylaw even where the owner or occupant does not set out any garbage material, recyclable material or food and yard waste material, for collection.”

73 Section 44 repealed and the following substituted:

“44 Where the owner or occupant of the designated property does not have an account for the provision of water services or sewer services, then the owner or occupant is not required to pay any recycling service fee, curbside waste services fee or any additional cart fees for the designated property.”

74 Section 45 repealed and the following substituted:

“45 The recycling services fee and the curbside waste services fee are fixed daily rates which are not based on volume of material collected or processed or disposed of.”

75 Section 45.1 repealed and the following substituted:

“45.1 The fees for additional cart service arising out of a primary customer or co-applicant’s additional cart service request pursuant to section 32.1 of this

Bylaw are flat rates which are not based on volume of waste in the cart that is collected, processed or disposed of, but based on the size and type of the cart that the primary customer or co-applicant selects for their additional cart.”

- 76 Section 46 is amended by striking out “or garbage service” and substituting “, curbside waste services or additional cart services”.
- 77 Section 55 is amended by adding the following subsections after subsection 55(2):
- “55(3) No person or generator shall deliver or dispose of any household hazardous waste to or at the landfill, except in the household hazard materials site located on the landfill lands.
- (4) No person shall dispose, dump or abandon household hazardous waste other than at a facility designed for household hazardous waste and in accordance with applicable law.”
- 78 Schedule “A” is repealed and the attached Schedule “A” substituted.
- 79 Schedule “D” is repealed and the attached Schedule “D” is substituted.
- 80 Schedule “E” row 14(a) is amended by striking out “container” and substituting “carts”.
- 81 Schedule “E” row 19(a) is amended by striking out “his and her” and substituting “their” and striking out “container” and substituting “garbage cart”.
- 82 Schedule “E” row 22 is amended by striking out “container” and substituting “cart”.
- 83 Schedule “E” row 24 is amended by striking out “container” and substituting “cart”.
- 84 Schedule “F” row 14(a) is amended by striking out “container” and substituting “carts”.
- 85 Schedule “F” row 19(a) is amended by striking out “his and her” and substituting “their” and striking out “container” and substituting “garbage cart”.
- 86 Schedule “F” row 19(c) is amended by striking out “his or her” and substituting “their”.
- 87 Schedule “F” row 22 is amended by striking out “container” and substituting “cart”.
- 88 Schedule “F” row 24 is amended by striking out “container” and substituting “cart”.

89 This Bylaw comes into force on the day of passage.

READ A FIRST TIME THIS 12th DAY OF July 2023.

READ A SECOND TIME THIS 12th DAY OF July 2023.

READ A THIRD TIME AND PASSED THIS 16th DAY OF August 2023.

Mayor

City Clerk

(SEAL)

CERTIFIED A TRUE COPY

City Clerk

Schedule “A”

RECYCLABLE MATERIALS

1. The following items are recyclable materials for the purposes of this Bylaw:
 - (a) **“aluminum containers”** means aluminum foil, pie plates, trays etc.
 - (b) **“aseptic containers** which are any multi-layered beverage box container;
 - (c) **“boxboard”** means a lightweight paperboard used in making packaging boxes or cartons such as for cereals or shoes;
 - (d) **“coloured high density polyethylene”** shall mean opaque plastic containers labelled with the #2 code;
 - (e) **“glass container”** collectively means glass jars, bottles and containers used as food packaging;
 - (f) **“high density polyethylene”** means recyclable plastic, used for items such as milk containers, detergent containers and base cups of plastic soft drink bottles;
 - (g) **“mixed paper”** collectively means recovered paper that is not sorted into specific categories and includes, but is not limited to, newsprint, old corrugated containers, boxboard, aseptic containers;
 - (h) **“natural high density polyethylene”** means translucent plastic containers labelled with the #2 code;
 - (i) **“newsprint”** collectively means newspaper and advertising supplements and other paper grades;

- (j) **“old corrugated containers”** collectively means corrugated containers having liners of either test liner, jute or kraft;
- (k) **“paper”** collectively means paper products such as newsprint, mixed paper, sorted office paper, old corrugated containers and boxboard;
- (l) **“polyethylene terephthalate”** means plastic resin used to make packaging, particularly soft drink bottles; labelled with the #1 code
- (m) **“polycoat containers”** means any paper-based carton packaging for beverage and food products that are made of bleached paperboard and polyethylene and some varieties that have a micro-thin layer of aluminum foil in the middle;
- (n) **“sorted office paper”** means high grade paper such as computer paper, sorted white ledger, copier paper and office stationary;
- (o) **“tin”** collectively means tin-coated steel containers, such as cans for food packaging, used beverage containers, spiral wound containers (ex. Frozen juice cans, and metal lids from bottles and jars; and
- (p) **“used beverage containers”** collectively means beverage, food and non-food cans made of aluminum material.

GARBAGE

- 2 The following items are the types of materials that would be considered garbage for the purposes of this Bylaw:
 - (a) plastics not described in the list of recyclable materials above. Such plastics for garbage would include Styrofoam (egg cartons, packaging, etc.), chip bags, candy wrappers, cellophane, food wrap, plastic film or bags, soiled plastic, clear food containers, dishes, cutlery, bubble wrap, strapping, string, toothpaste tubes, toys, wading pools,

garden hoses, etc.

- (b) paper not described in the list of recyclable materials above, such as coffee cups, disposable diapers, sanitary tissues, pet food bags;
- (c) metal such as foil wrap and clothes hangers;
- (d) repeal;
- (e) repeal;
- (f) repeal;
- (g) items such as clothing, shoes, electronics, floor sweepings, vacuum cleaner bags, kitty litter and cold ashes, pet waste, diapers and compostable plastic products ex. Compostable cup, plate.

FOOD AND YARD WASTE

3 The following items are material that would be considered food and yard waste for the purposes of this Bylaw:

- (a) fruit and vegetable scraps;
- (b) cooked food;
- (c) spoiled food;
- (d) grain products;
- (e) eggs;
- (f) baked goods and pasta;
- (g) dairy products;
- (h) meat;
- (i) bones;
- (j) fats, oils and grease;
- (k) yard waste;
- (l) weeds;
- (m) tree stumps;
- (n) sawdust
- (o) paper towels and napkins;

- (p) greasy pizza boxes;
- (q) soiled newspaper and flyers;
- (r) shredded paper (unbagged);
- (s) tissues, including soiled tissues;
- (t) paper based food containers and packaging;
- (u) cardboard;
- (v) boxboard;
- (w) hunting carcasses;
- (x) dead animals;
- (y) fur pelts; and
- (z) BPI certified compostable liners.

HOUSEHOLD HAZARDOUS WASTE

4 The following types of materials are considered household hazardous waste for the purposes of this Bylaw:

- (a) solid wastes from homes and residences that have properties that make them dangerous or capable of having a harmful effect on human health and the environment;
- (b) corrosives including but not limited to domestic corrosive products in liquid, solid, and aerosol forms;
- (c) flammable liquids including but not limited to gasoline, liquid and aerosol flammables;
- (d) toxic wastes including but not limited to domestic toxic products in liquid and aerosol forms;
- (e) pesticides including but not limited to domestic, non-agricultural pesticides in liquid, solid, and aerosol forms; and
- (f) physically hazardous products including but not limited to non-refillable fuel cylinders with a label that displays both the flammable symbol and explosive symbol.

Schedule "D"
Waste Service Fees

The following fees shall apply up to and including December 31, 2023:

Daily Recycling Fee	\$0.25
Daily Extra Garbage Cart Fee for a 360 litre garbage cart	\$0.43
Daily Extra Garbage Cart Fee for 240 Litre garbage cart	\$0.32

The following fees shall apply beginning on January 1, 2024:

Curbside Waste Services Fee (Daily)

240 Litre Cart Fee \$0.53

360 Litre Cart Fee \$0.78

Additional Cart Fees (Daily)

240 L Garbage Cart \$0.32

360 L Garbage Cart \$0.43

360 L Recycling Cart \$0.27

240 L Food & Yard Waste Cart \$0.27

* Only one additional cart per household is permitted, for a total of 4 carts per household.

The following Waste Utility Rebate Program rebates shall be beginning on January 1, 2024, in accordance with subsection 40(5) of the Bylaw:

Standard Daily Rebate \$(0.15)

Increased Daily Rebate \$(0.30)

ABSTRACT

BYLAW NO. 2023-54

THE WASTE MANAGEMENT AMENDMENT BYLAW, 2023

PURPOSE:	To amend <i>The Waste Management Bylaw, 2012</i> in relation to regulating the collection and processing of food and yard waste from all designated properties and non-designated properties used for residential purposes and to implement a new fee structure.
ABSTRACT:	To amend <i>The Waste Management Bylaw, 2012</i> in relation to regulating the collection and processing of food and yard waste from all designated properties and non-designated properties used for residential purposes and to implement a new fee structure.
STATUTORY AUTHORITY:	Section 8 of <i>The Cities Act</i>
MINISTER'S APPROVAL:	N/A
PUBLIC HEARING:	N/A
PUBLIC NOTICE:	N/A
REFERENCE:	Policy decision to Food and Yard Waste Service: Operations and Community Services Committee, November 17, 2021, OCS21-36; City Council, November 24, 2021, CR21-164, Approval of Curbside Waste Services Funding Policy: Executive Committee, October 19, 2022, EX22-113 and City Council October 26, 2022, CR22-119 and Approval of Organics Program Cart Contents and Operations: June 14, 2023 EX23-55 and City Council June 21, 2023 CR23-82.
AMENDS/REPEALS:	Amends Bylaw 2012-63
CLASSIFICATION:	Regulatory

INITIATING DIVISION:

Citizen Services

INITIATING DEPARTMENT:

Waste, Waste & Environment