

# The Corporation of the City of Guelph

## By-law Number (2022) - 20702

A by-law to amend By-law Number (2019)-20392, as previously amended, being a By-law to provide for the management of waste within the City of Guelph.

WHEREAS the City of Guelph ("City") has adopted By-Law Number (2019) - 20392, being a By-law to provide for the management of waste within the City of Guelph;

AND WHEREAS, the City has amended By-law Number (2019) - 20392 by By-law Nos. (2019) – 20423 and (2021) - 20562;

AND WHEREAS the City intends to amend By-law Number (2019) - 20392 by adding new definitions, amending various sections and schedules and adding new schedules as set out below;

### NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF GUELPH ENACTS AS FOLLOWS:

1. Section 1: Insert the following new definitions in correct alphabetic order:
  - (a) **"Small Mixed-Use Building"** means a building containing six or less units with at least one residential Dwelling Unit and at least one other non-residential use permitted by the Zoning By-law, where the residential portion of the building has an independent entrance from the outside."
  - (b) **"Institutional Property"** means a whole building used for a public or non-profit purpose, including religious, charitable, or welfare, by an organization, foundation or society, and may include but is not limited to such uses as a place of worship or community centre."
  - (c) **"School"** means a whole building used for a public or private purpose with grades ranging from junior kindergarten to grade 12.

#### 1. Section 10:

Delete the following:

"Every Waste Generator on, and Property Owner of, an IC&I Property shall ensure that a Private Waste Collection Service is employed in respect of collecting waste generated on that property, unless such Waste Generator or Property Owner has entered into a City Waste Collection Service Agreement in respect of the property to this By-law."

and replace with:

"Every Waste Generator on, and Property Owner of, a Small Mixed-Use Property or Institutional Property shall ensure that a Private Waste Collection Service is employed in respect of collecting waste generated on that property, unless such Waste Generator or Property Owner has submitted to the Manager a Waste Management Plan and Source Separation Commitment as set out in Schedule "M" and entered into a City Waste Collection Service Agreement – Small Mixed-Use Buildings and Institutional Properties in respect of the property as set out in Schedule "N" to this By-law."

#### 2. Section 14:

Insert the following immediately after (d):

"(e) the Waste Management Plan shall be approved by the Manager prior to building or permission to build being granted."

#### 3. Immediately after the Heading **"WASTE COLLECTION BY THE CITY"**:

Delete subtitle **"Applying for City Waste Collection Services"** and replace with **"Applying for City Waste Collection Service for a Multi-residential Property"**

4. Section 23:

Delete "(a) An application form as set out in Schedule "J" to this By-law" and replace with "(a) Intentionally Deleted".

5. Add the following new subtitle and sections immediately following Section 23:

**"Applying for City Waste Collection Service for Small Mixed-Use Buildings and Institutional Properties"**

23B. If the Manager determines, by inspection, that a property would be compatible with City collection vehicles and methodologies, and so notifies the applicable Waste Generator or Property Owner, and if that Waste Generator or Property Owner wishes to apply for the City Waste Collection Service, then the Waste Generator or Property Owner shall submit to the Manager:

- (a) A Waste Management Plan and Source Separation Commitment as set out in Schedule "M" of this By-law;
- (b) A completed and signed City Waste Collection Service Agreement - Small Mixed-Use Buildings and Institutional Properties as set out in Schedule "N" to this By-law;
- (c) All other applicable required information and material as may be required by the Manager."

6. Add the following new subtitle immediately following Section 23B.(c):

**"Provisions that apply to City Waste Collection Service for Multi-Residential Property, Small Mixed-Use Building and Institutional Properties"**

7. Add the following new section immediately following Section 25:

25B. The Manager is hereby authorized to approve the execution of and to enter into the City Waste Collection Service Agreement set out in Section 23.(c) ("CWCSA") and the City Waste Collection Service Agreement as set out in Section 23B.(b) ("CWCSA-SMUBIP") on behalf of the City. This delegation to approve the execution of and to enter into the CWCSA and the CWCSA-SMUBIP applies equally to amendments, renewals or termination of such agreements.

25C. In addition to the conditions set out in the CWCSA and in the CWCSA-SMUBIP, the Manager may impose such other conditions as part of such CWCSA or CWCSA-SMUBIP or amendment or renewal thereof, as may be reasonably necessary and appropriate in the circumstances to ensure the safe and proper operation of the City's Waste Collection Service.

25D. Any agreement entered into by the City and the Property Owner under section 23.(c) or 23B.(b) shall not relieve any Property Owner from complying with any provision of this By-law, except as specifically stated in any such Agreement."

8. Section 77:

- (a) Delete the following: "Schedule "J" – Request for City Waste Collection Service, Multi residential Property"" and replace with "Schedule "J" – Intentionally Deleted"
- (b) Insert the following new Schedules immediately after Schedule "L" – City Waste Collection Service Standards and Limits:

"Schedule "M" - Waste Management Plan and Source Separation Commitment for Small Mixed-Use Buildings and Institutional Properties"

"Schedule "N" – City Waste Collection Service Agreement - Small Mixed-Use Buildings and Institutional Properties"

9. Schedule "F":

(a) Page 3 - Appendices:

Delete the following:

"B Application for City Waste Collection Service"

and replace with:

"B Intentionally Deleted"

(b) Page 4:

(i) Delete the following:

"A Word version of the sample Waste Management Plan and Source Separation Agreement (**Appendix A**) is available by contacting the City at [waste@guelph.ca](mailto:waste@guelph.ca). An application for City Waste Collection Service, and a sample Waste Collection Service Agreement, are attached in **Appendices B and C.**"

and replace with:

"A Word version of the sample Waste Management Plan and Source Separation Agreement (**Appendix A**) is available by contacting the City at [waste@guelph.ca](mailto:waste@guelph.ca). A Waste Collection Service Agreement is attached in **Appendix C.**"

(ii) Text Box:

Delete the following:

**"These Guidelines should be read in conjunction with Appendices A, B and C of the document so that City requirements are fully understood."**

and replace with:

**"These Guidelines should be read in conjunction with Appendices A and C of the document so that City requirements are fully understood."**

(iii) Insert the following immediately after the last paragraph:

"This is a guideline only. Final approval of a Waste Management Plan is at the discretion of the Manager to encourage effective and sustainable design and may include other requirements. Design of an effective waste management system on the property lies with the Property Owner."

(c) Page 5, Section 3.1 2 - Storage and Collection Point Guidelines:

Delete the following:

"a) Sufficient internal and/or external storage space for household accumulation of waste prior to transporting to a communal storage/collection area;"

and replace with:

"a) Internal and/ or external storage space for a minimum of one week's generation of Waste prior to transporting to and at the communal storage/ collection area and Collection Point;"

(d) Page 7, Section 6. - Application for City Waste Collection Service:

Delete the following:

"The City of Guelph offers City Waste Collection Services to Multi-residential Properties. Templates and documents required to apply for service are included in Appendix B and will help building owners and managers work through the process.

In order to qualify for City Waste Collection Service, new developments and re-developments need to meet the conditions of the City's Waste Management By-law, and the City Waste Collection Service Agreement and the Waste Management Plan and Source Separation Commitment process outlined in Appendix B of this Guideline Application for City Waste Collection Service."

and replace with:

"The City of Guelph offers City Waste Collection Services to Multi-residential Properties. Templates and documents required to apply for service are included in the Appendices and will help Property Owners and managers work through the process.

In order to qualify for City Waste Collection Service, new developments and re-developments need to meet the conditions of the City's Waste Management By-law, and the City Waste Collection Service Agreement and the Waste Management Plan and Source Separation Commitment process outlined in the Appendices of this Guideline."

(e) Page 8

Delete the following:

"Appendix A of the Waste Collection Guidelines for Multi-residential Developments in the City of Guelph appears as Schedule H of this By-law"

and replace with:

"Appendix A of the Waste Collection Guidelines for Multi-residential Developments in the City of Guelph appears as Schedule G of this By-law"

(f) Page 9:

Delete the following:

"Appendix B of the Waste Collection Guidelines for Multi-residential Developments in the City of Guelph appears as Schedule I of this By-law"

and replace with:

"Intentionally Deleted"

(g) Page 10:

Delete the following:

"Appendix C of the Waste Collection Guidelines for Multi-residential Developments in the City of Guelph appears as Schedule J of this By-law"

and replace with:

"Appendix C of the Waste Collection Guidelines for Multi-residential Developments in the City of Guelph appears as Schedule K"

10. Schedule J- Request for City Waste Collection Service:

Delete the following:

"Schedule J – Request for City Waste Collection Service, Multi-residential Property"

and replace with:

"Schedule J – Intentionally Deleted"

11. Schedule L - City Waste Collection Service Standards and Limits:

Insert the following new Tables to Schedule L- City Waste Collection Service Standards and Limits:

Table D – Small Mixed-Use Building (Effective March 1, 2023);

Table E – Institutional Property (Effective March 1, 2023); and

Table F – School (Effective January 1, 2026)

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all as more particularly set out in the attached Schedule "1".

12. That the attached Schedule "2" shall be added to By-law Number (2019)-18855 as a new SCHEDULE M - Waste Management Plan and Source Separation Commitment for Small Mixed-Use Buildings and Institutional Properties.
13. That the attached Schedule "3" shall be added to By-Law Number (2019)-18855 as a new SCHEDULE N - City Waste Collection Service Agreement - Small Mixed-Use Buildings and Institutional Properties.
14. In all other respects By-law Number (2019)-20392, as previously amended, remains unchanged.
15. This By-law shall come into force and take effect on September 14, 2022.

**Passed this Fourteenth day of September, 2022.**

**Schedules:**

Schedule "1": SCHEDULE L – City Waste Collection Service Standards and Limits - Table D – Small Mixed-Use Building (Effective March 1, 2023), Table E – Institutional Property (Effective March 1, 2023) and Table F – School (Effective January 1, 2026) to City of Guelph By-Law Number (2019)-20392

Schedule "2": SCHEDULE M - Waste Management Plan and Source Separation Commitment for Small Mixed-Use Buildings and Institutional Properties to City of Guelph By-Law Number (2019)- 20392

Schedule "3": SCHEDULE N – City Waste Collection Service Agreement - Small Mixed-Use Buildings and Institutional Properties to City of Guelph By-Law Number (2019)-20392

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**Cam Guthrie, Mayor**

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**Stephen O'Brien, City Clerk**