

Authority: Item 1, Public Works Committee
Report 21-015 (PW20066(a))
CM: October 27, 2021
Ward: City Wide

Bill No. 200

**CITY OF HAMILTON
BY-LAW NO. 21-**

**To Amend City of Hamilton By-law No. 20-221,
being a By-law to Provide for and Regulate a Waste Management System for the
City of Hamilton**

WHEREAS Council enacted a by-law to provide for and regulate a waste management system for the City of Hamilton, being City of Hamilton By-law No.20-221;

AND WHEREAS Council wishes to amend By-law No. 20-221;

NOW THEREFORE the Council of the City of Hamilton hereby enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and lettering changes.
2. Section 2.1(jj) of By-law 20-221 is amended by replacing “sub-committee of Council” with “volunteer advisory committee” and by replacing “sub-committee” with “volunteer advisory committee” in all instances.
3. Section 2.2 of By-law 20-221 is amended by replacing the number “374” with number “347”.
4. Section 5.6 including subsections 5.6.1, 5.6.2 and 5.6.3 of By-law 20-221 shall be deleted in its entirety and replaced with the following:
 - 5.6 No owner shall set out organic materials for collection unless organic materials are:
 - 5.6.1 placed in a permitted container either loosely or in a paper bag or a compostable liner bag certified by the Biodegradable Products Institute (BPI) or Bureau de Normalisation du Quebec (BNQ), or, if they are wood ashes, cold and wrapped in newspaper or placed in a

bag described in this Section 5.6.1 and separated from other types of materials; and

5.6.2 absent from plastic wrap, rubber bands and stickers, and all labels are removed.

5. Section 6 of By-law 20-221 is amended by adding the following section 6.1 thereto:

General Prohibition respecting Bulk Waste

6.1 No person shall set out any bulk items for collection without prior authorization.

6. Section 7.4.7 of By-law 20-221 is amended by replacing “unless authorized to do so by the General Manager” with “without authorization”, and by adding “or permit others to place waste” after “place waste”.
7. Section 7.4.9 of By-law 20-221 is amended by adding “or permit others to deposit” after “deposit”.
8. Section 9 of By-law 20-221 is amended by adding the following section 9.30 thereto:

General Prohibition

9.30 Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for by the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

9. Section 1 to and including Section 4 of Schedule A of By-law 20-221 is amended by renumbering such sections to be consistent with Schedule B of By-law 20-221.
10. Section 3.2 to and including Section 3.8 of Schedule F of By-law 20-221 is amended by renumbering such sections consecutively as Section 2.4 to Section 2.10.
11. Section 1.1 of Schedule “D” is amended by replacing “with a maximum volume of 135 litres and maximum weight of 23 kilograms” with “with a maximum volume of 135 litres, maximum weight of 23 kilograms, a maximum height of 91 cm, and a maximum diameter of 61 cm, provided that if any container has a lid, the lid must be readily separable from the container, and any devices used to tie down or secure any lids must be removed by the resident prior to collection”.

12. Section 5.5 of Schedule “D” is amended by replacing “material only” with “and containers material”.
13. Section 8 of Schedule “D” is amended by adding “, or front-end containers with a volume of no more than 1,529 litres” after the word “each”.
14. Section 10.1 of Schedule “D” is amended by replacing “a maximum volume of 135 litres and maximum weight of 23 kilograms each” with “a maximum volume of 135 litres, maximum weight of 23 kilograms, a maximum height of 91 cm, and a maximum diameter of 61 cm, provided that if any container has a lid, the lid must be readily separable from the container, and any devices used to tie down or secure any lids must be removed by the resident prior to collection”.
15. This By-law shall come into effect on the day it is passed.
16. In all other respects, By-law 20-221 is confirmed.

PASSED this 27th day of October, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk