

DISTRICT OF KITIMAT

BYLAW NO. 2036, 2023

A BYLAW TO AMEND THE KITIMAT MUNICIPAL CODE WITH RESPECT TO BUILDING CONSTRUCTION AND DEMOLITION WASTE

WHEREAS the *Community Charter* provides that a municipality may, by bylaw, regulate, prohibit and impose requirements in relation to municipal services;

AND WHEREAS the Council of the District of Kitimat wishes to amend the *Kitimat Municipal Code* with respect to building construction and demolition waste;

AND WHEREAS, the District of Kitimat has a consolidation of regulatory bylaws referred to as the *Kitimat Municipal Code*;

NOW THEREFORE the Council of the District of Kitimat in open meeting assembled ENACTS AS FOLLOWS:

1. This bylaw may be cited as "Building Construction and Demolition Waste Bylaw No. 2036, 2023".
2. That the *Kitimat Municipal Code* is amended by repealing Part 7 – Public Health, Division 2 – Solid Waste Disposal, Subdivision 5 – Building Operations.
3. That the *Kitimat Municipal Code* be amended to add Part 13 – Buildings, Division 8 – Building Construction and Demolition Waste as follows:

Subdivision 1 – Interpretation

13.8.1. Unless otherwise specified, the following will apply to this Division.

District means the District of Kitimat

Division means Part 13, Division 8 of the *Kitimat Municipal Code*

Municipal Engineer means the Director of Engineering Services of the District of Kitimat or their authorized representative

Owner means the owner or occupier of real property

Person has the same meaning as defined in the *Interpretation Act*

Solid Waste means discarded or abandoned materials, substances or objects produced from the construction, renovation and demolition of buildings and other structures

Subdivision 2 – Building Construction and Demolition Operations

13.8.2 1. No Person carrying out building construction or demolition operations shall:

- a. without the written permission of the Municipal Engineer, place or dump the Solid Waste on any lane, street, walkway, sidewalk or any public place in the District, or
- b. accumulate such Solid Waste on the premises where such building construction or demolition operation is being carried out without having obtained from the Municipal Engineer written terms specifying the terms and time frame for disposing of such waste.

4. Part 1 – General Provisions, Division 3 – Municipal Ticket Information Systems, Subdivision 2 – Designation of Offences and Fines be amended by:

Delete the following:

Waste from building or construction operation contrary to Kitimat Municipal Code	7.2.5	\$75
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Add the following:

Place or dump Solid Waste from building construction or demolition waste on a lane, street, walkway, sidewalk or any public place without permission	13.8.2.a	\$75
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Accumulate Solid Waste during building construction or demolition operations without permission	13.8.2.b	\$75
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5. This bylaw shall take effect and be binding upon all persons as from the date of adoption.

READ a first time this	17 th day of	July, 2023
READ a second time this	17 th day of	July, 2023
READ a third time this	17 th day of	July, 2023
FINALLY ADOPTED this	8 th day of	August, 2023

MAYOR

Philip Germuth

CORPORATE OFFICER

Tracy Tavares