

# Demolition Waste and Recyclable Materials Bylaw No. 9516

WHEREAS Part 2, Division 1, Section 8 of the *Community Charter* confers upon the City authority to, by bylaw, regulate, prohibit, and impose requirements in relation to the protection and enhancement of the well-being of its community in relation to refuse, garbage or other material that is noxious, offensive or unwholesome, and in relation to the use of waste disposal and recycling services;

**AND WHEREAS** Part 7, Division 2, Section 194 of the *Community Charter* confers upon the **City** authority to, by bylaw, impose a fee in respect of the exercise of authority to regulate, prohibit or impose requirements;

**AND WHEREAS** the Greater Vancouver Sewerage and Drainage District, Greater Vancouver Regional District, and their respective member municipalities, including the **City**, have set a target in the Integrated Solid Waste and Resource Management Plan of 70% diversion of municipal solid waste from disposal by 2015;

AND WHEREAS it is deemed desirable to regulate, prohibit, and impose requirements with respect to the use of waste disposal and recycling services to ensure that waste and recyclable materials resulting from demolition work are managed in a manner that enhances and protects the well-being of the community and the target diversion rate is achieved,

NOW THEREFORE, the Council of the City of Richmond enacts as follows:

## PART ONE: APPLICATION AND AGREEMENT

- 1.1 No person shall commence or continue, or cause or allow the commencement or continuation of, any work except in accordance with the provisions of this Bylaw.
- 1.2 The **building inspector** may, in cases where this Bylaw would otherwise apply, approve **work**, in writing, and deem it exempt from application of this Bylaw in circumstances where such **work** is required to be carried out in the interests of public health and safety or to be carried out immediately in the case of emergency.
- 1.3 Nothing in this Bylaw precludes or relieves a person from complying with any provision of the Building Bylaw, other bylaws of the City, or any federal, provincial, or local government laws or regulations applicable to work.
- 1.4 Neither the review nor acceptance of a waste disposal and recycling services plan, or compliance report constitutes a representation, warranty, assurance or statement by the

City that the owner has complied with the Building Bylaw, this Bylaw, or any other applicable enactment, law, or regulation respecting safety.

#### PART TWO: MANDATORY RECYCLING

- 2.1 At the time of submitting an application for a building permit for work, a properly completed waste disposal and recycling services plan regarding the management of waste and recyclable material must be signed by the owner or agent and submitted to the building inspector.
- 2.2 No person shall commence or continue, or cause or allow the commencement or continuation of, any work unless the building inspector has approved a waste disposal and recycling services plan for that work.
- 2.3 If recyclable material is removed from a site, the recyclable material must be removed:
  - (a) to a recycling facility; or
  - (b) in accordance with an approved waste disposal and recycling services plan, including reuse by the owner or agent, removal to a recycling facility, or as otherwise set out therein.
- 2.4 If waste, other than recyclable material, is removed from a site, the waste must be removed to a disposal facility.

## PART THREE: COMPLIANCE REPORTING AND RECORD KEEPING

- 3.1 To ensure compliance with this Bylaw, the owner or agent must keep records of the surveying, removal, handling, management, and disposal of waste and recyclable material, including:
  - payment receipts, donation receipts, weigh bills, inspection reports, clearance letters, sampling reports, waste transport manifests, and recycling verification letters from mixed load recycling facilities detailing the percentage of waste recycled, reused or disposed;
  - (b) photographs, if applicable, recording the removal of recyclable material from the site as specified in an approved waste disposal and recycling services plan; and
  - (c) any other records that the **building inspector** specifies, at the time of application for a **building permit** for **work**, must be kept.
- 3.2 Within ninety (90) days after project completion, the owner or agent must submit the following to the building inspector:
  - (a) a properly completed compliance report; and

(b) originals of the records required to be kept under section 3.1 above.

#### PART FOUR: FEES

- 4.1 Every person who performs, or causes or allows the performance of work, must pay the non-refundable application fee and the waste disposal and recycling services fee at the time of submitting the waste disposal and recycling services plan.
- 4.2 The holder of the **building permit** for the **work** is eligible for a **fee refund**, as calculated in accordance with Schedule "B" attached to this Bylaw, if the following have also been completed to the satisfaction of the **building inspector**:
  - (a) a waste disposal and recycling services plan;
  - (b) within ninety (90) days after project completion,
    - (i) a compliance report;
    - (ii) submission of the originals of the records required to be kept under section 3.1 above; and
    - (iii) an application to the building inspector for the fee refund;
  - (e) within seven (7) days of being requested to do so, submission to the building inspector of any of the records required to be kept under this Bylaw, in addition to those submitted under 4.2(b)(ii) above, in order to evaluate eligibility for the fee refund.

# PART FIVE: OFFENCES, PENALTIES AND ENFORCEMENT

- 5.1 (a) A violation of any of the provisions identified in this bylaw shall result in liability for penalties and late payment amounts established in Schedule A of the *Notice of Bylaw Violation Dispute Adjudication Bylaw No. 8122*, as amended and replaced from time to time; and
  - (b) A violation of any of the provisions identified in this bylaw shall be subject to the procedures, restrictions, limits, obligations and rights established in the Notice of Bylaw Violation Dispute Adjudication Bylaw No. 8122, as amended and replaced form time to time, in accordance with the Local Government Bylaw Notice Enforcement Act, SBC 2003, c. 60, as amended and replaced form time to time.
- 5.2 Any person who gives false information required under this Bylaw is deemed to have committed an infraction of, or an offence against, this Bylaw, and is liable on summary conviction to a penalty of not more than \$2,000 in addition to the costs of the

prosecution, and each day that such violation is caused or allowed to continue constitutes a separate offence.

Any person who contravenes or violates any provision of this Bylaw, or any building permit for work issued in connection with this Bylaw, or who suffers or allows any act or thing to be done in contravention or violation of this Bylaw, or any building permit for work issued in connection with this Bylaw, or who fails or neglects to do anything required to be done under this Bylaw, or any building permit for work issued in connection with this Bylaw, commits an offence and upon conviction shall be liable to a fine of not more than Ten Thousand Dollars (\$10,000.00), in addition to the costs of the prosecution, and where the offence is a continuing one, each day that the offence is continued shall constitute a separate offence.

### PART SIX: INTERPRETATION

6.1 In this bylaw, unless the context requires otherwise:

AGENT means a person authorized in writing to act on behalf

of the owner in connection with a building permit,

including a hired tradesman or contractor.

APPLICATION FEE means the fee set-out in the City's Consolidated Fees

Bylaw No. 8636, as amended from time to time.

BUILDING BYLAW means the City's Building Regulation Bylaw No.

7230, as amended or replaced from time to time.

BUILDING INSPECTOR means the Manager, Building Approvals Department

or those positions or persons designated by Council to

act under this bylaw in the place of the manager.

BUILDING PERMIT has the same meaning defined in the Building Bylaw.

CITY means the City of Richmond.

COMMUNITY CHARTER means Community Charter, SBC 2003, c. 26, as

amended or replaced from time to time.

COUNCIL means the Council of the City.

COMPLIANCE REPORT means a report substantially in the form attached to

this Bylaw as Schedule "B", as modified from time to

time by the building inspector.

CORPORATE OFFICER means the person appointed by Council pursuant to

section 148 of the Community Charter as the

Corporate Officer of the City, or his or her designate.

#### DISPOSAL

#### means:

- (a) the abandonment, discard, or destruction of any materials, substances, or objects; and
- (b) the application, release, or incorporation of materials, substances or objects in or to land.

### DISPOSAL FACILITY

## means a facility that:

- (a) has a valid and subsisting permit, licence, or operational certificate issued under GVS&DD's Municipal Solid Waste and Recyclable Material Regulatory Bylaw for the operation of a disposal facility regulated under that bylaw;
- (b) is approved as a disposal facility under the Integrated Solid Waste and Resource Management Plan; or
- (c) destroys or landfills waste in the course of conducting an industry, trade, or business.

#### FACILITY

means any land, building, site, or structure.

#### FEE REFUND

means the refund of a waste disposal and recycling services fee paid in respect of a waste disposal and recycling services plan as calculated in accordance with Schedule "B" attached to this Bylaw.

#### GVS&DD

means the Greater Vancouver Sewerage and Drainage District.

#### HAZARDOUS MATERIALS

means any material, product, or substance regulated as a controlled product or hazardous waste under the B.C. Workers Compensation Act and B.C. Environmental Management Act, respectively, that is present on a site or is produced, originates, or results from work.

INTEGRATED SOLID WASTE AND RESOURCE MANAGEMENT PLAN means GVS&DD's approved Integrated Solid Waste and Resource Management Plan.

MUNICIPAL SOLID WASTE AND RECYCLABLE MATERIAL REGULATORY BYLAW means the **GVS&DD**'s Municipal Solid Waste and Recyclable Material Regulatory Bylaw No. 181, 1996, as amended or replaced from time to time.

#### ONE-FAMILY DWELLING

#### OWNER

has the same meaning defined in the Building Bylaw.

means the registered owner of an estate in fee simple, the registered owner of a leasehold estate and also includes:

- (a) the tenant for life under a registered life estate;
- (b) the registered holder of the last registered agreement for sale;
- (c) an Indian who is an owner under the letters patent of a municipality, incorporated under Section 9 of the Local Government Act;
- (d) a lessee or licensee with authority to build on land;
- (e) an occupier, tenant or holder of an interest in respect of the surface of water;
- (f) the Province or Canada, or a crown corporation or agency of either of them, if the government, corporation or agency applies for a building permit, a gas permit, or a plumbing permit under this bylaw, in respect of parcel in which it holds an interest; and

## (g) an agent.

#### PROJECT COMPLETION

means the date of completion and final approval of work as determined in accordance with the Building Bylaw.

#### RECYCLABLE MATERIAL

means a material, substance, or object that is produced, originates or results from work and satisfies at least one of the following:

- (a) is organic material and is capable of being composted;
- (b) is managed as a marketable commodity with an established market by the owner or operator of a recycling facility;
- (c) is being used in the manufacture of a new product that has an established market or is being

- processed as an intermediate stage of an existing manufacturing process;
- (d) is being reused by the owner, or the agent on or off the site for construction; or
- (e) is a material, product or substance prescribed in Schedule "C" attached to this Bylaw as a recyclable material,

but excluding hazardous materials.

## RECYCLING FACILITY

means a facility or licensed business, other than a disposal facility or an incinerator facility, and that:

- (a) has a valid and subsisting permit, licence, or operational certificate issued under the GVS&DD's Municipal Solid Waste and Recyclable Material Regulatory Bylaw;
- (b) is required to provide information on quantities of received and transferred material to the GVS&DD through the GVS&DD's Municipal Solid Waste and Recyclable Material Regulatory Bylaw;
- (c) is approved as (i) a new organics processing facility; or (ii) a publicly-owned transfer station or landfill, under the Integrated Solid Waste and Resource Management Plan for purposes other than disposal;
- (d) is a drop off depot which is owned or operated by a charitable organization registered under the Income Tax Act (Canada) or a non-profit organization to which section 149 of the Income Tax Act applies;
- (e) is a facility where the owner or operator purchases or otherwise pays valuable consideration for all recyclable material received, cleaned, sorted, baled or packaged at the facility;
- (f) accepts only asphalt and concrete for the purposes of reprocessing, resale and reuse; or

(g) builds products using recycled or reused buildings materials or resells salvaged building materials under a valid business license.

REUSE

means further or repeated use of building materials.

SITE

means any land, building, structure, or improvements where work is or is intended to be performed.

TWO-FAMILY DWELLING

has the same meaning defined in the Building Bylaw.

WASTE

means any discarded or abandoned material, substance, or object that is produced, originates, or results from work, and any other prescribed material, substance or object, but excluding hazardous

materials.

WASTE DISPOSAL AND RECYCLING SERVICES FEE means the fee set-out in the City's Consolidated Fees Bylaw No. 8636, as amended from time to time.

WASTE DISPOSAL AND RECYCLING SERVICES PLAN means the form of plan attached to this Bylaw as Schedule "A".

WORK

means the demolition, deconstruction, or systematic disassembly of a one-family dwelling or a twofamily dwelling, and any accessory buildings on the same site, regulated by the Building Bylaw.

- 6.2 References in this Bylaw to enactments, bylaws of the City, or the bylaws or plans of GVS&DD, include those enactments, bylaws, and plans as they may be amended or replaced from time to time.
- 6.3 Unless otherwise defined herein, all words or expressions used in this Bylaw have the same meaning as the same or like words or expressions used in the Building Bylaw.

#### PART SEVEN: SEVERABILITY AND CITATION

- 7.1 If any section, subsection, paragraph, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.
- This Bylaw is cited as "Demolitions Waste and Recyclable Materials Bylaw No. 9516", 7.2 and is effective April 1, 2016.

# PART EIGHT: FEES BYLAW

8.1 The Consolidated Fees Bylaw No. 8636, as may be amended from time to time, applies to this bylaw.

FIRST READING	FEB 2 2 2016	CITY OF RICHMOND
SECOND READING	FEB 2 2 2016	APPROVED for content by originating
THIRD READING	FEB 2 2 2016	W dept.
ADOPTED	+	APPROVED for legality by Solicitor
MAYOR	CORPORATE OFFICE	:R

# Schedule "A" Waste Disposal and Recycling Services Plan (Single Family/Duplex - Residential)

Demolition Type Residential Buildin	ng Other
Project Floor Space [square feet]  Wain Floor Space [square feet]	tonnes (from Table 1)
Total Floor Space [square feet]	
Estimated Waste and Recyclable Material C	Generation (from Table 1)
Walls and flooring = kg (for com	nplete demolition, or for walls and flooring calculated separately)
Roofing = kg	
Foundations and footings =kg	
Other material =kg	
Fotal = (Walls/Flooring+ Roofing	+ Foundations + Other) ÷ 1000 =tonn
Type of Structure (Wood frame, Concrete, Ste	eel, etc)
Expected Project Completion Date (DD/MM/Y	(YYY) / /
Expected ( Fojest Completion Date (B2/11111)	
Name of Permit Applicant:	(please print)
- mais-21 is summer blue and	(please plift)
Signature of Permit Applicant	Date
Signature of Permit Applicant	Date
Signature of Permit Applicant	Date
Signature of Permit Applicant	Date e other side of the form
Signature of Permit Applicant  NOTE TO APPLICANT: Please complete the CITY STAFF USE ONLY  Building Permit No. (demolition):	Date e other side of the form
Signature of Permit Applicant  NOTE TO APPLICANT: Please complete the CITY STAFF USE ONLY  Building Permit No. (demolition):  Waste Disposal and	
Signature of Permit Applicant	

#### TABLE 1

Planning how you will manage the recyclable materials generated at your site will help you meet the recycling requirements. Please complete the following checklist of the types of recyclable materials that your project is expected to generate and submit as part of Form 1. Use this checklist for discussion with waste collection, recycling and disposal companies. A list of recycling facilities is available from the Permits Department or <a href="http://www.metrovancouver.org/services/permits/Permits/20%20Regulations/ActiveSolidWasteLicenceList.pdf">http://www.metrovancouver.org/services/permits/Permits/20%20Regulations/ActiveSolidWasteLicenceList.pdf</a>

You must keep track of <u>all</u> materials generated over the duration of the project by keeping receipts from all recycling and disposal facilities or signed forms from all salvagers for material re-use (Form 3 –compliance report).

Materials	Will the Work generate this material?	Will this material be reused or used as backfill? If yes, specify how and where.	Estimate of material generated as waste (incl. recyclable material) (kg)	For information
Asphalt				Can be recycled
Cardboard				Can be recycled.
Cement and concrete				Can be recycled
Uncontaminated excavated soil and rocks				Can be reused or recycled
Drywall / Gypsum				All must be recycled.
Green waste (incl. shrubs, lawn, small trees)				Can be reused or composted
Glass				May be recyclable
Metal				Can be recycled
Plastic - rigid buckets, etc (no PVC)				Can be recycled
Plastic - wrapping and bags	-			Can be recycled
Roofing - Asphalt shingles				Can be recycled
Wood - clean				Can be recycled
Wood – roofing		-		Can be recycled
Other recycled/reused materials (Please list)				
i.			1	
Production of the second				
<u>y</u>				
*				
t .				
-	-			4
Estimate of Total Waste (incl. Rec		A LANGE OF THE CONTRACT OF THE		

Note: Do not include **Hazardous Materials** in this Form. All hazardous wastes must be disposed of according to Work Safe BC and BC Ministry of Environment requirements, as well as any additional requirements imposed by the disposal facility.

# Schedule "B"

# Compliance Report

Submit this form following the completion of project and attach documentation (copies of receipts, weigh bills, etc.)

Demolition Type:	Residential Building	Other		
Building Type:	☐Wood frame	☐Concrete	□Other	1
Project Site Addres	ss:			
Building Permit No	. (demolition):	Name	of permit holder:	
Project Floor Space	e [square feet]:	(Main floo	or)	(Total)
Project Start Date (	(DD/MM/YYYY):/_	/ Project	t Completion Date (DD/MM	/YYYY)://
Tonnes recyclable Facility or as approtonnes disposed Total non-hazarde Level of Compliar	and documentation (i.e. e material managed as oved in Waste Disposal (i.e. non-hazardous waste us tonnages of waste nee = (A ÷ Total) x 100 =	authorized (i.e. nor and Recycling Se ste removed to a Dis from demolition = % = "C	rvices Plan Compliance bills) attached h-hazardous material removerices Plan) = = sposal Facility) = = A+B = Tota " (use for refund calculation ces Fee Refund Calculation 1) \$ = "D" (use	= "A" = "B" al )
Refund calculated	l as follows: ter, then D = Refund = \$			
보다 경우하다 바다 하다 프라니다	%, then (C ÷ 70) x (D) =			
CITY STAFF USE	ONLY			
Compliance Repor			ing Services Fee paid (For	m 1) = \$
Compliance with V Recycling Services	Vaste Disposal and requirements	☐ Yes	☐ Partial	□ No
Signature	of Permit Holder	<del></del>	Signature of Compliance	Report Reviewer

# **Diversion Form Example**

Project Site Address			Building Permit No. (demolition)		
Calculate your achieved recycling rathe information below. Ask your had A volume to weight conversion table	uler, recycler or site	e cleanup vendor to assist yo	nd disposal facili u.	ity receipts to fill ou	
COMPLETE AND RETU	JRN WITH RECEIP	PTS WITHIN 90 DAYS OF PRe and quantity of materials re			
		A		В	
Material Type	Tonnes Reused or taken to Recycling Facility	Reuse or Recycling Facility used for purposes other than Disposal (name, location)	Tonnes taken to Disposal Facility	Disposal Facility Used (name, location)	
Asphalt					
Cardboard					
Cement and concrete			7.16	18	
Uncontaminated excavated soil and rocks			157		
Drywall / Gypsum	Sign	DRAFT			
Green waste (incl. trees/shrubs)		SAMPLE	4		
Glass					
Metal					
Plastic – rigid (no PVC)					
Plastic wrapping and bags					
Roofing – asphalt shingles					
Wood - Clean					
Wood - Roofing					
Other recycled/reused materials					
(Please list)					
				1	
			1 A 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2		
	16				
Mixed materials (excluding hazardous materials)	2.61				
TOTAL non-hazardous MATERIALS	A =		B=		

<sup>\*</sup> The building inspector will compare the total quantity of materials from columns A and B with the amount of waste expected from the project, based on estimates in Table 1 of Schedule C.

TABLE 1 - ESTIMATING WASTE GENERATION

Material type	Quantity	Lbs	Kg
Demolition			
Wood - floor (without conc. topping)	1 sq ft	10	4.5
Wood - floor (with conc. topping)	1 sq ft	20	9
Wood - wall (exterior)	1 lin ft	25	11.4
Wood – wall (interior)	1 lin ft	20	9
Wood – roof	1 sq ft	5	2.2
Concrete slab (4" thick)	1 sq ft	50	22.7
Asphalt	1 sq ft	50	22.7
Brick/masonry	1 sq ft	50	22.7
Spread footing (20" wide)	1 lin ft	265	120.5

TABLE 2 - VOLUME TO WEIGHT CONVERSION

Mixed C&D	Quantity	Lbs	Kg
Mixed C&D (structural)	1 cu yd	500	227.3
Mixed inerts (concrete, brick, dirt, asphalt)	1 cu yd	2000	909.1
Separated inerts	1 cu yd	2000	909.1
Wood	1 cu yd	375	170.5
Metals	1 cu yd	906	411.8
Roofing Materials	34		
Asphalt shingles/Composition	1 cu yd	419	190.5
Asphalt shingles/Composition	1 sq ft	3	1.4
Asphalt Tar Roofing	1 cu yd	2919	1326.8
Wood Shake/Shingle Roofing	1 cu yd	435	197.7
Wood Shake/Shingle Roofing	1 sq ft	2	0.9
Tiles (concrete roofing)	1 cu yd	10	4.5
Tiles (concrete roofing)	1 sq ft	2900	1318.2
Yard Waste			
Green waste (shrubs, turf, etc.)	1 cu yd	500	227.3
Yard trimmings	1 cu yd	108	49.1

Source: City of Santa Monica and Foster City Building Inspection Division (CA)

## Schedule "C"

# Recyclable Material

## Recyclable Material List:

- 1. Appliances
- Architectural detail elements (decorative trim, finials, railings, etc.) Asphalt
- 3. Asphalt roofing shingles
- 4. Bricks, clocks, ceramic tile
- 5. Cabinetry
- 6. Cardboard
- 7. Concrete
- 8. Doors
- 9. Drywall
- 10. Fixtures and hardware (lighting, plumbing, bathtubs, sinks, doorknobs, etc.)
- 11. Glass
- 12. Glass windows in frames
- 13. Green waste (shrubs, trees, sod, etc.)
- 14. Metal (steel, aluminum, coppers, brass, etc.)
- 15. Metal cable and wiring
- 16. Metal window frames
- 17. Paper
- 18. Plastic ridged (buckets, pails, etc.)
- 19. Plastic soft (wrapping, bags, etc.)
- 20. Wood structural (including pallets)
- 21. Wood plywood, particle board, OSB, etc.
- 22. Wood shingles/siding (shakes, etc.)
- 23. Wood flooring