



Subject: Lot Maintenance By-Law Amendment – Garbage and Recycling Pick-Up

Report Number: OPD 24-038

Department: Operations and Development Department

Submitted by: Geno Vanhaelewyn, Chief Building Official

Meeting Type: Council Meeting

Meeting Date: Monday, June 24, 2024

RECOMMENDATION

- A. THAT report OPD 24-038 titled Lot Maintenance By-Law Amendment – Garbage and Recycling Pick-Up be received as information; and
- B. THAT a By-Law to amend By-Law 2023-036, being a by-law to regulate yard maintenance standards within the Town of Tillsonburg, be presented to Council for consideration.

BACKGROUND

The Town’s current Lot Maintenance By-Law 2023-036 regulates yard maintenance standards within Town limits and was last reviewed and adopted by Town of Tillsonburg Council on March 27, 2023.

The following resolution was passed at the May 13, 2024 Town of Tillsonburg Council Meeting:

Resolution # 2024-239

Moved By: Councillor Rosehart

Seconded By: Councillor Spencer

WHEREAS, Oxford County is responsible for the collection of garbage and recycling in the Town of Tillsonburg; and

WHEREAS, Oxford County requires garbage and recycling to be set out by 7:00 a.m. on the morning of collection; and

WHEREAS, Section 2.9.1 of Town of Tillsonburg By-Law 2023-036, the Lot Maintenance By-Law, requires property owners to put their garbage out no earlier than 7:00 a.m.;

BE IT THEREFORE RESOLVED

THAT Council directs staff to bring back a staff report that reviews Section 2.9.1 of By-Law 2023-036 in regards to the garbage and recycling collection pick-up; and

THAT Staff amend By-Law 2023-036 to allow a garbage collection pick-up time that creates a longer window for residents to put out their garbage and recycling.

Carried

DISCUSSION

Staff reviewed the Lot Maintenance By-Law and confirmed that there is conflict with Oxford County garbage collection operations. As a result staff propose to amend the following section as follows:

2.9.1 Refuse –Collection Every Owner shall ensure that all Refuse is placed in a plastic bag or recycling bin for collection at the curb in accordance with the following provisions;

- ~~(a) Must be placed on the curbside no earlier than 7:00 am on collection day;~~
- (a) Must be place on the curbside on the day of collection before 7 am.**

The amended wording will coincide with Oxford County garbage collection operations and will also allow By-Law staff to deal with complaints of garbage that are set out days before collection that tend to cause litter, etc.

In review of this section staff also recommend the amendment of Section 2.9.1 (e) as follows:

2.9.1 Refuse –Collection Every Owner shall ensure that all Refuse is placed in a plastic bag or recycling bin for collection at the curb in accordance with the following provisions;

- ~~(e) Torn garbage bags is the responsibility of the Owner to remove; and~~
- (e) Uncollected garbage or items not picked up is the responsibility of the Owner to remove by the end of collection day; and**

In addition, the *Police Services Act* was repealed on April 1, 2024 and replaced with the *Community Safety and Policing Act*. As a result the following amendment is required as we are completing amendments to this By-law:

DELETE:

~~**AND WHEREAS** the Police Services Act, R.S.O. 1990, Section 15 authorizes the Municipality to appoint persons to enforce the by-laws of a Municipality and that~~

~~Municipal Law Enforcement Officers are Peace Officers for the purpose of enforcing municipal by-laws;~~

ADD:

AND WHEREAS Section 55 of the Community Safety and Policing Act, S.O. 2019, c 1, Sch 1, as amended, municipalities may appoint persons to enforce the by-laws of the municipality, and municipal by-law enforcement officer appointed under this section are peace officers for the purpose of enforcing municipal by-laws.

CONSULTATION

By-Law staff were consulted.

FINANCIAL IMPACT/FUNDING SOURCE

N/A

CORPORATE GOALS

How does this report support the corporate goals identified in the Community Strategic Plan?

- Lifestyle and amenities
- Customer service, communication and engagement
- Business attraction, retention and expansion
- Community growth
- Connectivity and transportation
- Not Applicable

Does this report relate to a specific strategic direction or project identified in the Community Strategic Plan? Please indicate section number and/or any priority projects identified in the plan.

Goal – Within the community, Tillsonburg will strive to offer residents the amenities, services and attractions they require to enjoy balanced lifestyles.

Strategic Direction – Expand community partnerships in the delivery of programs and amenities.

Priority Project – *Short Term* - Property standards review & enforcement plan

ATTACHMENTS

N/A