

CAPITAL REGIONAL DISTRICT

BYLAW NO. 2654

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**A BYLAW TO AMEND BYLAW NO. 1903 “SOLID WASTE DISPOSAL LOCAL SERVICE  
ESTABLISHMENT BYLAW NO. 1, 1991”**  
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**WHEREAS:**

- A. The Board of the Capital Regional District wishes to amend Capital Regional District Bylaw No. 1903, the Solid Waste Disposal Local Service Establishment Bylaw No. 1, 1991, to establish the service of the regulation, storage and management of municipal solid waste and recyclable material, including the regulation of facilities and commercial vehicles used in relation to these matters under section 798 (1)(d);
- B. The Capital Regional District by its Solid Waste Local Service Establishment Bylaw No. 1, 1991 established as a local service the function of waste disposal granted by Letters Patent dated October 4, 1973 in accordance with section 798 (1)(c);
- C. Section 798(5) provides that if the Board adopts a bylaw under section 798(1)(d) the Board must exercise its authority in accordance with the *Waste Management Act* and Regulations under that Act;
- D. Section 798(6) of the *Municipal Act* provides that where the Board establishes services under section 798(1)(c) and (d) they are deemed to be a single service for the purposes of Part 24 of the *Municipal Act*;
- E. The amendment to Capital Regional District Bylaw No. 1903, the Solid Waste Disposal Local Service Establishment Bylaw No. 1, 1991 is necessary to implement the Waste Management Plan and section 18(9) of the *Waste Management Act* provides that this bylaw does not require the Board of the Capital Regional District to provide an opportunity for electors to petition against it, or the assent of the electors, a petition, an initiative plan or consent on behalf of the electors referred to in the *Municipal Act*;
- F. The approval of the Inspector of Municipalities is required and obtained under section 813(9) of the *Municipal Act*.

**NOW THEREFORE** the Board of the Capital Regional District in open meeting assembled enacts as follows:

- 1. Capital Regional District Bylaw No. 1903, cited as “Solid Waste Disposal Local Service Establishment Bylaw No. 1, 1991”, is amended as follows:
  - a. Section 1 is amended by inserting “(1)” after “1.” and by adding the following:
    - “(2) The regulation, storage and management of municipal solid waste and recyclable material including the regulation of facilities and commercial vehicles used in relation to these matters is established as a local service in accordance with section 798(1)(d) of the *Municipal Act*.”
  - b. Section 3, is amended by adding after “Colwood”, the phrase “Highlands, Langford”.
  - c. Section 4 is amended by replacing the references to Section 809, 809.1, 810(1), and 810.1(1) with 822, 823, 824(1), and 825(1) respectively;

- d. Section 5 is amended by deleting “Regional Hospital District” and replacing it with “hospital”;
  - e. Section 6 is amended by replacing “804(1)” with “816(1)”.
2. This Bylaw may be cited as the “Solid Waste Disposal Local Service Establishment Bylaw No. 1, 1991, Amendment Bylaw No. 1, 1999”.

READ A FIRST TIME THIS	27 <sup>th</sup>	day of January	1999
READ A SECOND TIME THIS	27 <sup>th</sup>	day of January	1999
READ A THIRD TIME THIS	27 <sup>th</sup>	day of January	1999
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	2 <sup>nd</sup>	day of March	1999
ADOPTED THIS	10 <sup>th</sup>	day of March	1999

CHAIR

SECRETARY

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS	12 <sup>th</sup>	day of March	1999
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