

## BYLAW 20/014

### **A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO AMEND THE NOISE BYLAW NO. 83/024, AND THE FEES, RATES AND CHARGES BYLAW NO. 19/024.**

**WHEREAS** on Sunday April 26, 2020 the Regional Municipality of Wood Buffalo declared a second concurrent State of Local Emergency (“SOLE”) due to high water levels along the Athabasca River, the Snye and the Clearwater River;

**AND WHEREAS** the risk of flooding resulted in mandatory evacuation orders for the communities of Draper, Waterways, Ptarmigan Court, the Lower Townsite of Fort McMurray and the TaigaNova Industrial Park all in the Regional Municipality of Wood Buffalo (the “Mandatory Evacuation Areas”);

**AND WHEREAS** overland flooding did occur and did significantly and negatively impact many properties in the Mandatory Evacuation Areas;

**AND WHEREAS** the Council of the Regional Municipality of Wood Buffalo wishes to facilitate the efficient and expedient clean-up and reconstruction of properties that have been damaged by the 2020 Flood by temporarily lifting the restrictions on noise created by otherwise compliant remediation activities as regulated by the Noise Bylaw (No. 83/024) and by temporarily waiving certain flood remediation development fees as described in the Fees, Rates and Charges Bylaw (No. 19/024).

**NOW THEREFORE**, the Council of the Regional Municipality of Wood Buffalo, duly assembled, enacts as follows:

#### **Short Title**

1. This Bylaw may be cited as the “**2020 Flood Recovery Response Bylaw**”.

#### **Amendments**

2. Bylaw No. 83/024, the *Noise Bylaw*, is hereby amended:
  - a. The following is added as a new Part 7A immediately following section 7:

#### **“PART 7A - POST-FLOOD RECOVERY NOISE**

7A. In this Part 7A:

- (1) “Flood Recovery Noise” means any noise caused by or arising from any demolition, clean-up or debris removal activity related to the destruction caused by the April 2020 Flood.

- (2) "Mandatory Evacuation Areas" means the communities of Draper, Waterways, Ptarmigan Court, the Lower Townsite of Fort McMurray and the TaigaNova Industrial Park all in the Regional Municipality of Wood Buffalo that were subject to mandatory evacuation orders sometime between Sunday April 26 to Sunday May 3, 2020.
- (3) "Post- Flood Recovery Period" means the period commencing April 26, 2020 and continuing to August 31, 2020.
- (4) Despite any other provision of this Bylaw, a person who causes or allows Flood Recovery Noise during the Post-Flood Recovery Period, at any time of the day, is not otherwise in contravention of this Bylaw.
- (5) Sections 7A (1) through (5) inclusive of this Bylaw, as amended, come into effect when passed and are deemed to be automatically repealed at the conclusion of the Post-Flood Recovery Period."

3. Bylaw No. 19/024, the *Fees, Rates and Charges Bylaw*, is hereby amended by adding these sections immediately following section 9:

"10. The following additional definitions apply to this Bylaw:

- 10.01 "Commercial Waste Hauler(s)" means any commercial enterprise or person hauling waste material to RMWB landfills on a for-profit basis;
- 10.02 "Non-commercial Waste Hauler(s)" means any person hauling waste material to RMWB landfills who is not otherwise a Commercial Waste Hauler;
- 10.03 "Post-Flood Recovery Period (Commercial)" means the period from April 26, 2020 to June 30, 2020; and
- 10.04 "Post-Flood Recovery Period (Non-commercial)" means the period from April 26, 2020 to August 31, 2020.

11. Commercial Waste Haulers are exempt from any or all of the following fees for municipal services for the duration of the Post-Flood Recovery Period (Commercial):

Schedule “L”- Solid Waste – the following specified fees only:

1. Landfill Rates

- (a) Mixed loads of construction and demolition waste (recyclables not fully removed)(per tonne).....\$99.00
- (b) Demolition or commercial waste originating from cleanup of properties damaged or destroyed by wildfire or firefighting activities in May 2016 (per tonne).....\$99.00
- (d) Commercial waste (per tonne) .....\$87.00
- (e) Special handling (per tonne) .....\$188.00
- (k) Large commercial appliances – special handling (per tonne).....\$143.00
- (n) Mobile home disposal (per unit).....\$1,121.00
- (s) Compost – External usage (per tonne).....\$60.00
- (u) Manure (per tonne).....\$12.00
- (v) Peat moss – External usage (per tonne).....\$32.00
- (w) Crushed asphalt (per tonne)
  - (i) External Usage .....\$22.00
  - (ii) Internal Usage .....\$20.00
- (x) Triple Mix .....\$32.00

12. Non-commercial Waste Haulers are exempt from any or all of the following fees for municipal services, for the duration of the Post-Flood Recovery Period (Non-commercial):

Schedule “J”- Planning and Development Services – all fees

Schedule “K”- Safety Codes Permitting – all fees

Schedule “L”- Solid Waste – the following specified fees are waived only with respect to Non-Commercial Waste Haulers:

1. Landfill Rates

- (a) Mixed loads of construction and demolition waste (recyclables not fully removed) (per tonne).....\$99.00

- (b) Demolition or commercial waste originating from cleanup of properties damaged or destroyed by wildfire or firefighting activities in May 2016 (per tonne).....\$99.00
- (g) Household refuse (per tonne).....\$58.00
- (h) Compostable material (per tonne) .....\$3.00
- (i) CFC (chlorofluorocarbons) appliances with gas.....\$46.00
- (l) Soil (clean fill) .....\$3.00
- (o) Scale usage charge (per visit) .....\$35.00
- (p) Minimum charge (flat rate) .....\$10.00
- (q) Mattress disposal (per unit).....\$25.00
- (r) Box spring disposal (per unit).....\$25.00

2. Solid Waste Disposal (Monthly Rates)

- (u) Urban Service Area Single and Multi-Family Residential (per dwelling)
  - (ii) Recycling Depots.....\$1.65
  - (iii) Curbside recyclable collection.....\$14.00
- (v) Rural Services Area- Single and Multi-Family Residential (per dwelling)
  - (ii) Recycling Depots.....\$1.65
  - (iii) Curbside recyclable collection.....\$14.00

13. Sections 10 through 13 inclusive of this Bylaw, as amended, come into effect when passed and are deemed to be automatically repealed at the conclusion of the Post-Flood Recovery Period (Non-commercial).”

READ a first time this \_\_\_\_\_ day of \_\_\_\_\_, 2020

READ a second time this \_\_\_\_\_ day of \_\_\_\_\_, 2020

READ a third and final time this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

SIGNED and PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2020

\_\_\_\_\_  
Don Scott, Mayor

\_\_\_\_\_  
Jade Brown, Chief Legislative Officer