

Bylaw 18092

To Amend Bylaw 14600, the Community Standards Bylaw

Purpose

To make amendments to the *Community Standards Bylaw 14600*.

Readings

Bylaw 18092 is ready for three readings. If Council wishes to give three readings during a single meeting, then prior to moving third reading, Council must unanimously agree "That Bylaw 18092 be considered for third reading."

Position of Administration

Administration supports this Bylaw.

Report Summary

This Bylaw will amend the *Community Standards Bylaw 14600* to increase the effectiveness of graffiti enforcement by addressing graffiti located on structures, vehicles on private property, and objects on streets such as mail boxes. This amendment will also strengthen and consolidate waste enforcement provisions related to community aesthetic concerns.

Previous Council/Committee Action

At the July 6, 2017, Community and Public Services Committee meeting, Bylaw 18092 was forwarded to City Council for the appropriate readings.

Report

Administration reviewed the *Community Standards Bylaw 14600* and *Waste Management Bylaw 17555* to identify opportunities to increase overall compliance levels. The proposed amendments will make it easier for the public to identify and report violations, enhance bylaw efficacy, and address gaps in current legislation. These changes will enable Administration to address a backlog of graffiti concerns and will assist enforcement efforts to address front-street or curbside waste set-out infractions.

Graffiti Amendments

The *Community Standards Bylaw* currently prohibits nuisances on buildings. A nuisance includes graffiti displayed on the building visible from any surrounding property. However, graffiti found on fences, vehicles parked on private property, street furniture, and other types of structures does not meet the definition of a "building." As a result, in 2016, there were 251 graffiti complaints received on these

types of structures. To date, in 2017, there are 260 reported graffiti complaints on these types of structures that are outstanding and require enforcement action to gain compliance.

Administration recommends amending the *Community Standards Bylaw* to include a specific definition for “structure” to allow for enforcement of graffiti on these structures. This will allow Administration to address the graffiti complaints that are outstanding as outlined above. Administration also recommends that the *Community Standards Bylaw* be amended to include that any vehicle displaying graffiti, visible from surrounding property, is an indicator of nuisance on land. These amendments will capture City Council’s original intent to address all incidents of graffiti under the *Community Standards Bylaw*.

Waste Amendments

The *Community Standards Bylaw* establishes property standards related to waste bin locations and waste disposal. Administration recommends that waste related offences that are meant to resolve nuisance and property related conditions be included in the *Community Standards Bylaw*. Therefore, Administration recommends amending the *Community Standards Bylaw* to include offences relating to front-street waste collection time and location and waste container storage.

The amendments will clarify the expectations of the public with respect to waste related property maintenance concerns, including the appropriate location for waste storage, placement requirements, and timelines for setting waste out for collection.

The amendments will also include a new provision that will hold the owner or occupier of land accountable for front-street waste collection offences. This amendment places the onus on the property owner or occupier to ensure that waste and containers are out for collection only during the allowable times.

Attachment 2 provides a complete schedule of the proposed graffiti and waste amendments.

Corporate Outcomes

This report contributes to the corporate outcome, "Edmonton is attractive and compact" as the proposed amendments to this bylaw support a healthy and attractive city, through the effective enforcement of public standards to ensure community cleanliness, upkeep and maintenance.

Metrics, Targets and Outcomes

Metrics	Targets	Outcomes
<u>Graffiti</u> Number of complaints on non-enforceable structures received – 511 (2016/2017)	Complaints on utility boxes, waste bins, fences and other structures are 100% enforceable	All graffiti complaints on utility boxes, waste bins and fences are addressed in a timely manner
<u>Waste</u> Number of complaints for “waste out early” received - 374 (2017 to date)	“Waste out early” complaints are reduced by 50% in 2018	Citizens are putting their waste out at a time and place that minimizes negative impacts on community aesthetics
<u>Waste</u> Percentage of compliance based on general waste complaints – 77% (2017 to date)	Increase compliance on “general waste” to 90% in 2018	Storage of waste is recognized as a priority in the community

Attachments

1. Bylaw 18092
2. Schedule of Proposed Graffiti and Waste Amendments

Others Reviewing this Report

- D. Jones, Deputy City Manager, City Operations
- T. Burge, Chief Financial Officer and Deputy City Manager, Financial and Corporate Services