

Bylaw 18854

An Amendment to the Community Standards Bylaw

Purpose

This report recommends an amendment to the Community Standards Bylaw to address activities that generate excessive odours and emissions.

Readings

Bylaw 18854 is ready for three readings.

A majority vote of City Council on all three readings is required for passage.

If Council wishes to give three readings during a single meeting, then prior to moving third reading, Council must unanimously agree “That Bylaw 18854 be considered for third reading.”

Position of Administration

Administration supports this Bylaw.

Report Summary

Administration is proposing an amendment to the Community Standards Bylaw to address excessive odour or emission generating activities.

Previous Council/Committee Action

At the May 22, 2019, Community and Public Services Committee meeting, Bylaw 18854 was forwarded to City Council for the appropriate readings.

Report

In 2017, Administration presented a report to Community and Public Services Committee on the issues and current enforcement mechanisms available to address residential air quality concerns (November 6, 2017, Citizen Services report CR_5063).

The current Community Standards Bylaw is primarily focused on odours that are caused by poor property maintenance. Administration identified a need for an offence to be added to the bylaw to address excessive odour or emission generating activities that are not tied to property maintenance issues. For example, odours caused by

excessive engine exhaust fumes, cannabis and tobacco smoke, or barbeque/fire pit smoke.

The amendment is aimed at mitigating activities that generate emissions that are reasonably likely to disturb another individual. The criteria to be used to determine if an emission is likely to disturb another person includes:

- a. type, frequency, intensity or duration
- b. time of day and day of the week
- c. proximity to neighbouring properties
- d. weather conditions
- e. nature and use of surrounding area
- f. effects of the emissions

Administration would work with the public in providing education on the new rules and seek to gain voluntary compliance as a first step before enforcement.

Corporate Outcomes and Performance Management

Corporate Outcome(s): Edmonton is a safe city			
Outcome(s)	Measure(s)	Result(s)	Target(s)
Citizens report fewer odour and air quality complaints as a result of greater compliance	Number of odour and air quality complaints reported annually	2019 (YTD) - 21 2018 - 135 2017 - 111 2016 - 95 2015 - 126	Decreasing trend
Nuisance complaints are responded to in a timely manner	Average number of days to respond to complaints	2018 - 2 days	4 days or less

Attachment

1. Bylaw 18854 - Community Standards Bylaw Amendment No. 15

Others Reviewing this Report

- C. Owen, Deputy City Manager, Communications and Engagement
- B. Andriachuk, City Solicitor