

Authority: Executive Committee Item EX2.3, as adopted  
by City of Toronto Council on March 7, 2019

## CITY OF TORONTO

### BY-LAW 520-2019

**To amend City of Toronto Municipal Code Chapter 841, Waste Collection, Commercial Properties and Chapter 844, Waste Collection, Residential Properties, to update solid waste rebates for 2019 and provide for a Single Family Residential Low Income Relief Program.**

Whereas authority is given to Council to adopt by-laws setting fees and charges; and

Whereas Council, through its annual budget process at its meeting of March 7, 2019 has modified solid waste rebates; and

Whereas it is necessary to update Municipal Code Chapter 841, Waste Collection, Commercial Properties and Chapter 844, Waste Collection, Residential Properties, to reflect the changes to rebates and provide for a Single Family Residential Low Income Relief Program, all as approved by Council;

The Council of the City of Toronto enacts:

1. Schedule G to Municipal Code Chapter 841, Waste Collection, Commercial Properties, is removed and replaced with Appendix A attached.
2. Schedule D to Municipal Code Chapter 844, Waste Collection, Residential Properties is removed and replaced with Appendix B attached.
3. Chapter 844 is amended by adding the following new section 844-30.1:

#### **§ 844-30.1. Single Family Residential Low Income Relief Program.**

##### A. Definitions

As used in § 844-30.1, inclusive, the following terms shall have the meanings indicated:

**CONTROLLER** - A person appointed to the management position of Controller in the City's administrative organization and who has also been appointed as a deputy treasurer under section 138 of the City of Toronto Act, 2006.

**ELIGIBLE PERSON** - A low-income person, or the spouse, or widow of such a person, who has a household income of \$50,000 or less.

**ELIGIBLE PROPERTY** - Real property classified as residential property on the assessment roll, or a portion of real property classified as residential property on the assessment roll which:

- (1) Is occupied by the eligible person making the application for the low-income solid waste rebate as their principal residence; and

- (2) (a) Is owned solely by one or more eligible persons for a period of not less than one year immediately preceding August 31 of the year in respect of which the application for the low-income solid waste rebate is made; or
- (b) Is owned solely by the estate of a low-income person, by the widow, or by both.

**HOUSEHOLD INCOME** - The combined gross income of all eligible persons occupying the eligible property in respect of which the application for a low-income solid waste rebate is made.

**LOW-INCOME DISABLED PERSON** - A person who is in receipt of one or more of the following:

- (1) A disability pension under the Canada Pension Plan Act (Canada);
- (2) Income support under the Ontario Disability Support Program Act, 1997;
- (3) Benefits under the Workplace Safety and Insurance Act, 1997;
- (4) Benefits for the interruption of earnings due to a prescribed illness, injury or quarantine under the Employment Insurance Act (Canada); or
- (5) Benefits under a contract of individual or group accident, sickness or disability insurance, or any other disability benefits arising from a contract of insurance, which contracts are consistent with the Ontario Insurance Act or any similar legislation governing contracts of insurance in another Canadian province.
- (6) Such other financial benefits, support(s) or circumstances in respect of a person's disability that, in the opinion of the Controller establish that a person is a low-income disabled person for the purposes of this Article.

**LOW-INCOME PERSON** - A low-income disabled person or a low-income senior.

**LOW-INCOME SOLID WASTE REBATE** - A rebate on Solid Waste Management Services collection rates provided to a low-income person, as further described in § 844-30B.

**LOW-INCOME SENIOR** - A person who is:

- (1) 65 years of age or older; or
- (2) Between 60 and 64 years of age, and:
  - (a) Is in receipt of the Guaranteed Income Supplement Allowance under the Old Age Security Act (Canada); or
  - (b) Is a widowed person receiving the spouse's allowance under the Old Age Security Act (Canada); or
- (3) 50 years of age or older, and:

- (a) Is in receipt of a pension from a pension plan registered under the Income Tax Act (Canada); or
- (b) Is in receipt of a pension annuity resulting from a pension plan registered under the Income Tax Act (Canada); and, any reference in this definition to the age of a person is reference to the age of the person during any part of the year for which the application for the low-income solid waste rebate is made.

SPOUSE - Has the same meaning as in section 29 of the Family Law Act, R.S.O. 1990, c. F.3.

WIDOW - A surviving spouse of a deceased low-income person who is also a low-income person.

B. Low-Income Solid Waste Rebate

The City shall, where an eligible low-income person has made a successful application in relation to an eligible property under this portion of this article relating to the low-income solid waste rebate, provide the Low-Income Solid Waste Rebate to that eligible low-income person set forth in Schedule D of this Chapter 844, in accordance the process set out in § 844-30.

C. Eligibility to receive the Low-Income Solid Waste Rebate.

A person is eligible to receive the low-income solid waste rebate if:

- (1) The person is an eligible low-income disabled person or low-income senior;
- (2) The person occupies the eligible property, which is the subject of the low-income solid waste rebate application, as their principal residence;
- (3) The person has made an application for the low-income solid waste rebate program in accordance with the provisions of § 844-30D;
- (4) The application for a low-income solid waste rebate is in respect of only the utility bill for the year in which the application is made;
- (5) The person agrees to notify the City Controller of any change in circumstances which would alter their status as an eligible person, or the amount of the low-income solid waste rebate to which they are entitled;
- (6) Payment to the City for all taxes payable for all previous years and utility charges payable for the current year related to the eligible property, which is the subject of the low-income solid waste rebate application, have been made in full.

D. Applications for low-income solid waste rebate.

For a calendar year, an application for the low-income solid waste rebate in respect of an eligible property may be made by one eligible person, which application:

- (1) Must be in writing, on a form prepared by the Controller for this purpose.
- (2) Must be received by the Controller as follows:
  - (a) Subject to subsection (2)(b), as may be applicable, on or before August 31 of the year for which the low-income solid waste rebate is sought;
  - (b) Despite Subsection (2)(a), the Controller may, in the Controller's discretion, accept a late application for the low-income solid waste rebate after August 31, but before December 31, of the year for which the low-income solid waste rebate is sought provided that the Controller has not previously, under this subsection, Subsection B(3) or any other applicable provision, accepted any application made in respect of the eligible property after the August 31 deadline in any previous calendar year;
- (3) Must include documentation in support thereof in a form satisfactory to the Controller, to establish that the applicant is an eligible person, that the eligible property with respect to which the application is made is eligible for such low-income solid waste rebate and to establish the amount of low-income solid waste rebate to which the eligible person is entitled.

Enacted and passed on March 28, 2019.

Frances Nunziata,  
Speaker

Ulli S. Watkiss,  
City Clerk

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Appendix A

**Schedule G to Chapter 841, Waste Collection, Commercial Properties**

**RUAC Properties**

<b>Cart Size</b>	<b>City Council Approved Rebates per Property</b>
Small	\$160.04
Medium	\$73.69
Large	\$ 0.00
Extra-large	\$ 0.00
Bag-only	\$ 0.00

Appendix B

**Schedule D to Chapter 841, Waste Collection, Residential Properties**

**Residential Curbside Collection**

<b>Bin Size</b>	<b>City Council Approved Rebates per Property</b>
Small	\$160.04
Medium	\$73.69
Large	\$ 0.00
Extra-large	\$ 0.00
Bag-only	\$ 0.00

**Multi-residential Curbside Property**

City Council Approved Rebate per dwelling unit - \$185.00

**Multi-residential Front-end Collection**

City Council Approved Rebate per dwelling unit - \$185.00

**Low-Income Solid Waste Rebate (as per § 844-30.1)**

<b>Bin Size</b>	<b>City Council Approved Rebates per Property</b>
Small	\$227.01
Medium	\$163.76
Large	\$72.41
Extra-large	\$0.00
Bag-only	\$215.01