

## Relevant Information for Council

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**FILE:** X006529.004 **DATE:** 27 October 2022

**TO:** Lord Mayor and Councillors

**FROM:** Veronica Lee, Director City Services

**THROUGH:** Monica Barone, Chief Executive Officer

**SUBJECT:** Information Relevant to Item 8.4 – Post Exhibition - Managing Waste in Public Places Local Approvals Policy

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### For Noting

This memo is for the information of the Lord Mayor and Councillors.

### Background

At the meeting of the Corporate, Finance, Properties and Tenders Committee on 17 October 2022, further information was sought on the Managing Waste in Public Places Local Approvals Policy.

### **Enforcement action (including fines) the City can take when this Policy is not complied with**

With regard to commercial waste management, where waste and bin presentation issues are ongoing, authorised City officers may commence enforcement action under the Local Government Act 1993, Roads Act 1993, Protection of Environment Operations Act 1997 or Environmental Planning and Assessment Act 1979. The most common offence is 'Expose article' under the Local Government Act 1993 which is \$330 per offence.

The City prioritises an education approach over enforcement when it comes to managing residential bin issues.

Complaints about the timing of commercial waste collections can only be investigated in relation to any offensive noise under the Protection of the Environment and Operations Act 1997.

## Information about the City's waste management education

Residents' responsibilities for managing waste is primarily communicated through the waste and recycling pages on the City's website. Specifically the ['find my bin collection day'](#) page includes instructions for residents on how to present bins for collection and that bins should be brought back in following collection. To educate the community on specific issues, specific campaigns are implemented through a mix of communication channels including content articles, digital, print and outdoor advertising.

To educate residents on bin storage issues, staff log and map all reports of bins stored on the street, then analyse the data for patterns and identify hotspot locations. Staff then inspect hotspots, communicate directly with residents and properties to address the issue and conduct follow-up inspections as required.

## Information about commercial waste collection by contractors, and the instruments available to the City to manage/enforce timing of collections

Waste collection is considered an essential service and there is an exemption placed on the regulation of waste trucks transporting waste in the Sydney Metropolitan area within the Local Government (General) Regulation 2021 (section48). This means the City cannot regulate the movement of commercial waste trucks and collection of waste.

The City of Sydney has developed best practice waste collection time zones that consider waste collection requirements, traffic volumes (especially on main or arterial roads) and the safety and amenity of city streets for our communities. Where commercial waste collection causes offensive noise, the matter can be investigated under the Protection of the Environment and Operations Act 1997.

## Bin collection requirements

The policy requires that residents do not leave their bins in a public place longer than the calendar day of the bin's collection. There is no requirement for residential bins to be collected within a two-hour time period.

The policy requires that **commercial** waste bins that are collected between 6am and 7pm be removed no later than 8am and bins that are collected between 6am and 7pm be removed no later than two hours after collection. This is to ensure that bins collected during the day are brought in from the street to avoid illegal dumping.

## Memo from Veronica Lee, Director City Services

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Approved



**MONICA BARONE**

Chief Executive Officer