

BY-LAW NO. _____

A By-law to amend License By-law No. 4450
regarding polystyrene foam

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This By-law amends the indicated provisions of the License By-law.
2. Council adds the following definitions to section 2 of the By-law in correct alphabetical order:

“Expanded Polystyrene Foam” means blown polystyrene and expanded and extruded foams that are thermoplastic petrochemical materials containing a styrene monomer and processed by any technique including, but not limited to, fusion of polymer spheres (expandable bead foam), injection molding, foam molding, and extrusion-blown molding (extruded foam polystyrene), but does not include rigid polystyrene.”;

“Food Service Ware” means products used for serving or transporting prepared food or beverages including, but not limited to, plates, cups, bowls, trays, cartons and hinged or lidded containers.”; and

“Prepared Food” means any food or beverage prepared for consumption on or off a holder of a license’s premises, using any cooking or food preparation technique. Prepared food does not include any raw uncooked food, including meat, poultry, fish, seafood, eggs or vegetables unless provided for consumption without further food preparation.”.

3. Council inserts a new section 15.5 to this By-law as follows:
“FOOD VENDOR OR PROVIDER

15.5 (1) No holder of a license issued under this By-law may sell or otherwise provide prepared food in any food service ware that contains expanded polystyrene foam.

(2) Section 15.5 (1) shall not apply to:

- (i) a hospital or any facility licensed as a community care facility under the *Community Care and Assisted Living Act*; and
- (ii) prepared food containers that have been filled and sealed outside the City of Vancouver prior to arrival at the premises or location where the holder of a license operates.”.

Severability

3. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

Schedule 1

**Table 3
License By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Chief License Inspector	No business license	Section 3(1)	\$1000.00
	Failure to comply with license conditions	Section 30(2)	\$1000.00
	Market without license	Section 25.1(2)	\$1000.00
Chief License Inspector or City Engineer	Food in polystyrene foam	Section 15.5 (1)	\$250.00