

Office Consolidation

CITY OF WHITEHORSE

BYLAW 2018-05

A bylaw to provide for the collection, disposal, storage, and transportation of waste in the City of Whitehorse

WHEREAS section 265(b) of the *Municipal Act* RSY 2002, c.154 provides that council may pass bylaws for municipal purposes respecting municipal utilities, facilities, works, and improvements on private and public land including quarries, and sand and gravel pits; and

WHEREAS section 266(c) of the *Municipal Act* provides that, without restricting section 265, council may by bylaw provide for a system of licenses, inspections, permits, or approvals; and

WHEREAS it is deemed expedient and in the public interest to establish, operate, maintain and control a waste collection and disposal system in the City of Whitehorse.

NOW THEREFORE, the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

SHORT TITLE

1. This bylaw may be cited as the "**Waste Management Bylaw**".

DEFINITIONS

2. In this bylaw, unless the context otherwise requires:

“APPROVED” means approved by the designated officer.

“APPROPRIATE CART” means the garbage or organics cart used to collect and store the corresponding and correct waste.

“APPROPRIATE WASTE FACILITY” means the site for the handling and processing of waste under the direction of a government, a licensed business or not-for-profit organization, and shall include but not be limited to the waste management facility, special waste facilities and recycling and re-use depots.

“BACK-YARD COMPOSTING” means the composting of approved food waste and leaf and yard waste as set out in Schedule “B” of this bylaw, where such waste is generated and composted on the property, and is contained in a home-made or commercial bin designed for aerobic composting.

“BANNED LANDFILL WASTE” means waste that is banned from being landfilled or composted at the waste management facility as set out in Schedule “E” to this bylaw, and must be disposed of at an appropriate waste facility.

“CART” means a wheeled receptacle approved by the designated officer for the purpose of disposing of waste and suitable for service by the city’s waste collection equipment.

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“CHRISTMAS TREES” means natural trees used during the Christmas holiday season which are free from all ornaments, decorations and other apparatus.

"CITY" means the City of Whitehorse.

“CITY MANAGER” means the Chief Administrative Officer or designate of the city.

“CLEAN WOOD WASTE” means solid wood that is unpainted, unstained, unglued and untreated, but may or may not be pierced with nails or other metal fasteners.

“COLLECTION DAY” means the day on which curb-side residual waste and/or organic waste is collected as established by the designated officer.

"COLLECTION ROUTE" means a route established by the designated officer, covering an area within which waste will be collected by the city.

“COMMERCIAL FOOD SERVICE ESTABLISHMENT” means a business or institutional facility that generates food, food items, meals or meal portions to be sold or served in a form that will permit consumption on the premises or elsewhere. For the purposes of this bylaw this includes but is not limited to:

- Commercial accommodation with food services;
- Drive-in businesses with food services;
- Eating and drinking establishments;
- Educational and health care facilities with food services;
- Hotels and motels with food services;
- Institutions providing food services;
- Retail services, convenience, that provide groceries and/or food services;
- Retail services, general, that provide groceries and/or food services;
- Other facilities providing commercial food services.

“COMMERCIAL ORGANICS COLLECTION PROGRAM” means the fee-for-service collection of commercial organic waste by the city.

“COMMERCIAL ORGANICS PRODUCER” means any premises located inside the Urban Containment Boundary considered multiple housing or containing a commercial food service establishment.

COMMUNITY CLEAN-UP” means a litter clean-up program held within the city, and organized by the city or Yukon Government.

“COMPOST” means a stable humus-like product of composting which is used or sold for use as a soil amendment, topsoil or growing medium.

“COMPOSTING” means the natural biological process carried out under controlled conditions which converts organic waste into a stable humus-like product.

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“COMPOSTABLE BAG” means a certified bag approved by the designated officer for the collection and processing of organic waste in the city’s compost facility.

“CONTAMINATE” means the act of mixing waste of a different and incompatible nature with another distinct type of waste or adding different or incompatible waste to a receptacle not intended for such purposes.

"CONTROLLED WASTE" means waste as set out in Schedule “D” to this bylaw that must be disposed of according to procedures specified by the designated officer.

“COUNTRY RESIDENTIAL” means residential properties located outside the urban containment boundary as described in the Zoning Bylaw.

“CURB” means the concrete or asphalt border along the edge of a road.

“CURB-SIDE COLLECTION” means the collection of curb-side waste by the city.

“CURB-SIDE WASTE” means residual waste and organic waste collected by the city.

"COUNCIL" means the elected council of the city.

“DESIGNATED OFFICER” means an employee of the city or an authorised representative as designated by the Director of Operations.

“DIRECTOR OF INFRASTRUCTURE AND OPERATIONS” means an employee of the city so designated by the city manager in accordance with the *Municipal Act*.

"ELECTRONIC WASTE" means controlled waste of an electrical or electronic nature as set out in Schedule “D” to this bylaw.

“ELIGIBLE PREMISE” means an urban residential dwelling, single-family to four-plex, used in accordance with the Zoning Bylaw, located within a collection route and having frontage on an approved city street or lane.

“*ENVIRONMENT ACT*” means the Yukon *Environment Act* RSY 2002, c. 76 as amended from time to time.

“FEES AND CHARGES BYLAW” means the city’s Fees and Charges Bylaw as amended from time to time.

“GARBAGE CARTS” means carts approved by the designated officer for the disposal of residual waste.

“HAULER” means any company, organization, person or persons that transports waste as part of their business or non-profit function.

“LANDFILL” means an approved site to handle and dispose of residual waste.

"LARGE METAL RECOVERY WASTE" means a controlled metal waste collected for subsequent use in the manufacture of new materials as set out in Schedule “D” to this bylaw.

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“MULTIPLE HOUSING” means any physical arrangement of five or more dwelling units including apartment, cottage cluster, courtyard, and townhouse housing types. Additionally, one or more dwelling units located in a mixed use development may also be considered as multiple housing. Multiple housing may consist of modular type construction.

“NON-ELIGIBLE PREMISE” means all property that is not eligible for curb-side waste collection.

“ORGANICS CART” means a cart approved by the designated officer for the disposal of organic waste.

“ORGANIC WASTE” means organic material of plant or animal origin as set out in Schedule “B” to this bylaw, but which does not include personal hygiene products, pet faeces, pet litter or ashes.

“OWNER” means the person or persons, or corporation who has, by law, the management, control or custody of a property.

“PERMIT TO COLLECT WASTE” means a permit issued by the designated officer that allows a hauler to collect waste within city limits.

“PERMIT TO DISPOSE OF WASTE” means a permit issued by the designated officer that allows a hauler to dispose of waste at the waste management facility.

“PERMIT TO TRANSPORT WASTE” means a permit issued by the designated officer that allows a hauler to transport waste within the city.

“PERSON” means an individual, individuals, a business, corporation, non-profit organization or society, or similar entity.

“PRIVATE WASTE COLLECTION” means the collection, transportation and disposal of all waste excluding waste collected as part of the city’s curb-side collection.

“PROPERTY” means a piece of real estate defined by survey lines that is registered in the Yukon Land Titles Office and shall include mobile units such as recreational vehicles.

“PUBLIC WASTE” means solid waste generated in or on public premises where the public is or would normally be responsible for disposing of non-commercial waste generated at such premises, including but not limited to enclosed or exterior shopping centres, malls, food courts, quick service or counter service restaurants, recreation facilities, offices or other commercial premises, retail premises, private or public parks or campgrounds, and public event venues (inside or outside).

“RECYCLABLE WASTE” means waste collected for subsequent use in the manufacture of new materials as set out in Schedule “C” to this bylaw.

“RECYCLING OR RE-USE DEPOT” means an area for the organized collection of recyclable or re-useable waste.

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“RECYCLING RECEPTACLE” means a weather-proof bag, box, or container designed to hold recyclable waste.

"RESIDUAL WASTE" means all waste other than that which can be segregated as organic waste, recyclable waste, controlled waste, and banned landfill waste as set out in Schedules “B”, “C”, “D” and “E” to this bylaw.

“REUSABLE WASTE” means a controlled waste for which there is at least one further use in the same form as set out in Schedule “D” to this bylaw.

“SECURED” means a container or receptacle designed to hold waste materials as outlined in this bylaw that is inaccessible, either by a locking device or an enclosure such as a secured fence or within a building, so that it is only accessible to the owner of the container and the owner’s designated employees, residents, or other persons.

“SELF-HAULER” means a person or persons who transports waste generated from their property or on behalf of another person for no financial gain.

“SLAUGHTER or ABBATOIR WASTE” means all waste occurring from the process of slaughtering animals and includes the waste resulting from the operation of a slaughter house.

“SPECIAL WASTE” means waste material defined by Special Waste Regulations of the *Environment Act*.

“UNSORTED LOAD” means a load in which the waste has not been separated in accordance with the provisions of this bylaw.

“URBAN CONTAINMENT BOUNDARY” means a mapped boundary that outlines the serviced urban areas of the city as described in the Zoning Bylaw.

“WASTE” includes organic waste, recyclable waste, controlled waste, banned landfill waste and residual waste, as set out in Schedules “B”, “C”, “D”, “E” and “F” to this bylaw.

“WASTE BIN PERMIT” means a permit allowing institutional, commercial, or industrial premises that have restricted space to store waste receptacles on approved city property, including but not limited to streets or lanes, in order to be in compliance with this bylaw and the Zoning Bylaw.

"WASTE MANAGEMENT FACILITY" means the city site for the handling and disposal of waste, and includes any land, transfer stations, or buildings associated with the facility and any machinery, equipment, devices, tanks or other works used on the site to process or dispose of the waste, as set out in Schedules “B”, “C”, “D”, “E”, “F” and “G” of this bylaw.

"WASTE RECEPTACLE" means any container used to store waste that will be collected by a hauler or self-hauler, including but not limited to public or private carts, bins, cans, dumpsters or barrels.

“WILDLIFE” means birds and any mammal not normally domesticated, including but not limited to bears, coyotes, cougars, foxes, ravens and wolves.

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“ZONING BYLAW” means the city’s Zoning Bylaw as amended from time to time.

ADMINISTRATION

3. The Director of Infrastructure and Operations shall administer this bylaw.

GOVERNING LAWS

4. No person shall collect, store, transport or dispose of waste in the city except in accordance with this or any other bylaw and relevant territorial and federal legislation and regulations.

GENERAL RULES

5. All new development shall include sufficient space allocation for source-separated waste receptacles as approved by the designated officer to meet the requirements of this bylaw.
6. No person shall set out waste in any manner or condition that:
 - (1) is unsightly to the neighbouring environment;
 - (2) harbours or attracts wildlife; or
 - (3) is a hazard or threat to public health and safety.
7. No person shall allow waste to spill over or accumulate on any street or adjoining public or private property and shall ensure at all times that all waste is kept within the waste receptacle with the lid fully closed.
8. No person shall dispose of waste in or beside any waste receptacle without prior approval from the owner.
9. No person shall dispose of waste in any manner other than:
 - (1) residual waste into approved garbage carts;
 - (2) organic waste into approved organics carts;
 - (3) properly sorted waste in waste receptacles supplied for this purpose; or
 - (4) by transporting waste to an appropriate waste facility.
10. No person shall dispose of waste:
 - (1) at any public or private location or facility unless that facility is duly licensed to receive and dispose of the particular category of waste; and
 - (2) at or near a waste management facility when the facility is closed or when the owner or operator refuses to accept waste at that time or from that person.
11. No person shall operate a vehicle in the city while it is carrying waste unless the waste load is securely covered by a tarpaulin, mesh or other covering, or is otherwise secured. In the event of an offence where the operator cannot be

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- located, the vehicle owner shall be responsible for all associated fines, fees and clean-up costs.
12. The designated officer and every person authorized to collect and remove waste shall have the right to:
 - (1) enter property to the extent necessary to perform their duties in accordance with this bylaw; and
 - (2) inspect waste set out for waste collection to the extent necessary to perform their duties in accordance with this bylaw.
 13. If in the opinion of the designated officer certain waste practices threaten public safety or health, the designated officer may make a decision to limit, restrict, or prohibit the continuation of such waste practices. A decision so made by the designated officer shall not be subject to appeal.
 14. No person other than the owner, the owner's authorized agent or hauler, or a designated officer, shall pick over, remove, disturb, collect or otherwise interfere with waste generated on such owner's property.
 15. No person shall contaminate waste or a waste receptacle.
 16. No person shall dispose of any hot ashes or burning matter in any waste receptacle or at the waste management facility.
 17. Any waste placed for collection that does not meet the specifications of this bylaw shall not be collected by the city, a hauler or self-hauler, and shall remain the responsibility of the owner.

CITY CURB-SIDE WASTE COLLECTION

18. Collection of curb-side waste shall be provided by the city to eligible premises.
19. The owner of non-eligible premises may apply to the designated officer for curb-side collection.
 - (1) The designated officer shall review such applications and decide whether to approve or refuse the application, the approval of which shall deem such premises as eligible premises.
20. The owners of eligible premises are required to provide or seek private waste collection for all controlled waste (Schedule D) and banned waste (Schedule E).
21. The designated officer shall establish collection days, collection routes, and the types of curb-side waste that will be collected on a particular collection day, all of which may be altered from time to time.
22. The designated officer may apply temporary local restrictions for collection days and collection routes in order to accommodate special operational or safety circumstances.

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23. Notwithstanding any other provision of this bylaw, the designated officer may schedule special curb-side collection days such as days scheduled for the collection of Christmas trees.
24. The owner of eligible premises shall dispose of curb-side waste in the appropriate cart in the following manner:
 - (1) residual waste (Schedule F) into garbage carts; and
 - (2) organic waste (Schedule B) into organics carts.
25. On collection day, the owner of eligible premises shall set out curb-side waste by 7:00 a.m., but no earlier than 6:00 p.m. on the evening prior to collection day, by placing the appropriate cart:
 - (1) outside of any structure, fence or other enclosure;
 - (2) at the curb or other location specified by the designated officer;
 - (3) with the handles of such cart facing toward the front of the eligible premises and the front of the cart facing toward the street; and
 - (4) at least one metre away, on all sides, from other carts and obstacles.
26. Waste set out in a manner that is not in accordance with section 25 of this bylaw will not be collected by the city, and the owner of the eligible premises shall be responsible for all costs associated with the proper transport and disposal of the waste at the waste management facility.
27. The owner of eligible premises shall, by 11:00 p.m. on collection day, return the appropriate cart to the owner's property and store it in a secured manner that is in accordance with setback requirements prescribed in the Zoning Bylaw.

CURB-SIDE CARTS

28. The city shall provide and register to the address of eligible premises, one garbage cart and one organics cart, both of which shall be the sole responsibility of the owner of such premises but which shall remain the property of the city.
29. Upon registration of carts to the address of an eligible premise, such carts shall not be moved by any person to a new address, for any purpose, including the sale of the eligible premises.
30. When a garbage or organics cart has been lost, stolen or damaged, the owner of an eligible premise shall report the incident to the designated officer within 24 hours of such occurrence, after which the city may supply the eligible premises with a new cart which shall be registered to the address of the eligible premises.
31. The designated officer may, in the event that loss, theft or damage of a cart occurs repeatedly, is not reported within 24 hours of the incident, occurs when the cart has been left on the street for longer than 24 hours or has been used at another premises, charge the owner the full cost of the repair or replacement of the cart or terminate curb-side waste collection to such eligible premises.

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32. Owners of eligible premises may purchase additional organics carts from the city by paying a fee as prescribed by the Fees and Charges Bylaw, after which the owner of such eligible premises shall own the cart.
33. An owner of eligible premises is not required to bag curb-side waste prior to placing such waste in a cart except as otherwise provided in this bylaw.
34. An owner of eligible premises shall bag and securely close such bag of the following residual waste:
 - (1) pet faeces; and
 - (2) cold ashes.
35. The amount of residual waste that may be collected from an eligible premise on a collection day shall not exceed the manufacturer's maximum cart-weight specifications and shall fit into one garbage cart with the lid fully closed.
36. There is no limit on the number of organics carts or the amount of properly sorted organic waste that may be collected from an eligible premise on collection day save and except that:
 - (1) the lids of such carts shall be fully closed;
 - (2) the organic waste is fully contained in such carts; and
 - (3) all other requirements of this bylaw have been met.
37. Despite any other provision of this bylaw, leaf and yard waste in excess of that which fits in the organics cart with the lid fully closed, shall be managed by the owner of an eligible premise as follows:
 - (1) at least one organics cart shall be set out for collection;
 - (2) compostable bags shall be used to contain the excess leaf and yard waste;
 - (3) each compostable bag shall not exceed a weight of 25 kilograms; and
 - (4) extra compostable bags shall be set together with at least one metre clearance from the organics cart.
38. Organic waste contaminated with any other waste or stored in a receptacle other than an organics cart or approved compostable bag, or in violation of this bylaw, will not be collected and the owner shall, in accordance with this bylaw:
 - (1) ensure the proper sorting of the organic waste from any other waste; and
 - (2) place the organics cart at the curb for collection on the next scheduled organic waste collection day once the receptacle has been properly sorted; or
 - (3) if the contents of the organics cart are unable to be sorted, the owner of the eligible premises shall be responsible for all costs associated with the proper transport and disposal of the waste at the waste management facility.

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39. Residual waste contaminated with controlled waste (Schedule D) or banned landfill waste (Schedule E) or stored in a receptacle other than the garbage cart, or in violation of this bylaw, will not be collected and the owner shall, in accordance with this bylaw:
- (1) ensure the proper sorting of the residual waste from controlled and banned waste; and
 - (2) place the garbage cart at the curb for collection on the next scheduled garbage collection day once the receptacle has been properly sorted; or
 - (3) if the contents of the garbage cart are unable to be sorted, the owner of the eligible premises shall be responsible for all costs associated with the proper transport and disposal of the waste at the waste management facility.
40. The designated officer may issue warnings or rejection notices to owners of eligible premises who do not meet the requirements of this bylaw, including without limitation, when:
- (1) a waste receptacle contains controlled or banned waste;
 - (2) an organics cart contains any waste other than organic waste (Schedule B);
 - (3) a waste cart or compostable bag is loaded in a manner that poses a potential threat to city equipment, operators or wildlife; and
 - (4) waste carts are at the curb outside of the allowable collection period as set out in this bylaw.

BACK-YARD COMPOSTING

41. An owner may back-yard compost on his/her/their property but shall at no time be permitted to compost on public lands such as, but not limited to, greenbelt property.
42. No person shall include meat, fish, pet faeces or other non-compostable waste in back-yard composting.
43. No person shall sell compost generated from back-yard composting.

COUNTRY RESIDENTIAL WASTE DISPOSAL

44. Owners of non-eligible premises located in country residential areas are responsible for complying with the provisions of this bylaw, including but not limited to all costs associated with waste disposal that meet the requirements of this bylaw.

COMMERCIAL ORGANIC WASTE COLLECTION

45. Collection of organic waste shall be provided by the city to commercial organics producers.

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46. The owner of non-eligible premises may apply to the designated officer for registration in the city's commercial organics collection program.
 - (1) The designated officer shall review such applications and decide whether to approve or refuse the application, the approval of which shall deem such premises as commercial organics producers.
47. Commercial organics producers may request in writing to the designated officer to be exempt from the requirements of section 45 of this bylaw.
 - (1) Owners must demonstrate that all organic waste (Schedule B) is being disposed of otherwise in a manner consistent with this bylaw.
 - (2) Exemptions shall be reviewed on a yearly basis by the designated officer.
48. The designated officer shall establish collection days and collection routes, all of which may be altered from time to time.
49. The designated officer may apply temporary local restrictions for collection days and collection routes to accommodate special operational or safety circumstances.
50. On collection day, the owners of commercial organics producers shall set out curb-side waste by 7:00 a.m., but no earlier than 6:00 p.m. on the evening prior to collection day, by placing the cart:
 - (1) outside of any structure, fence or other enclosure;
 - (2) at the curb or other location specified by the designated officer;
 - (3) with the handles of such cart facing toward the building and the front of the cart facing toward the street; and
 - (4) at least one metre away, on all sides, from other carts and obstacles.
51. Waste set out in a manner not in accordance with section 50 of this bylaw will not be collected and the owner of the commercial organics producer will be responsible for all costs associated with the proper transport and disposal of the waste at the waste management facility.
52. The owners of commercial organics producers shall, by 11:00 p.m. on collection day return the appropriate cart to the owner's property and store it in a secured manner that is in accordance with setback requirements as prescribed in the Zoning Bylaw.

COMMERCIAL ORGANICS CONTAINERS

53. The city shall provide and register to the address of commercial organics producers an organics collection cart and/or bin, which shall be the sole responsibility of the owner of such premises but shall remain the property of the city.

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- (1) The designated officer shall determine the number and/or size of organic waste containers required for commercial organics producers as part of the commercial organics collection program.
54. Upon registration of the collection carts and/or bins to the address of commercial organics producers, such carts shall not be moved by any person to a new address for any purpose, including the sale of the premises.
55. When an organics cart or bin has been lost, stolen or damaged, the owner of a commercial organics producer shall report the incident to the designated officer within 24 hours of such occurrence, after which the city may supply the premises with a new cart or bin which shall be registered to the address of the commercial organics producer.
56. Owners of commercial organics producers may register for additional organics carts or bins from the city by paying a fee as prescribed in the Fees and Charges Bylaw. Any such additional carts or bins shall be subject to the provisions of sections 53 to 55 of this bylaw.
57. A commercial organics producer is not required to bag organic waste prior to placing such waste in a cart except as otherwise provided in this bylaw.
58. There is no limit on the number of properly sorted organic waste carts or bins that may be collected on collection day save and except that:
 - (1) the lids of such carts and bins shall be fully closed;
 - (2) the organic waste is fully contained in such carts or bins; and
 - (3) all other requirements of this bylaw have been met.
59. Despite any other provision of this bylaw, leaf and yard waste in excess of that which fits in the organics cart with the lid fully closed shall be managed by the owner of a commercial organics producer as follows:
 - (1) at least one organics cart shall be set out for collection;
 - (2) compostable bags shall be used to contain the leaf and yard waste;
 - (3) each compostable bag shall not exceed a weight of 25 kg; and
 - (4) extra compostable bags shall be set together with one metre clearance from the organics cart.
60. Organic waste contaminated with any other waste or stored in a receptacle other than the city-provided organics carts or bins, or otherwise in violation of this bylaw will not be collected and the owner shall, in accordance with this bylaw:
 - (1) ensure the proper sorting of the organic waste from any other waste; and
 - (2) place the organics carts and/or bins at the curb for collection on the next scheduled commercial organic waste collection day once the receptacle has been properly sorted; or

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- (3) if the contents of organics carts or bins are not able to be sorted, the owner of the commercial organics producer will be responsible for all costs associated with the proper transport and disposal of the waste at the waste management facility.
61. The designated officer may issue warning or rejection notices to owners of commercial organics producers who do not meet the requirements of this bylaw, including but without limitation:
- (1) organics carts and/or bins contain any other waste;
 - (2) an organics cart or bin is loaded in a manner that poses a potential threat to city equipment or operators
 - (3) organics carts or bins are at the curb outside of the allowable collection period as per the bylaw.

PRIVATE WASTE COLLECTION

62. Owners of non-eligible premises are responsible for the supply, installation, maintenance, capital costs and operating costs of private waste collection.
63. The owner of every property with private waste collection shall:
- (1) provide sufficient space to contain sorted waste receptacles to meet the requirements of this bylaw prior to the removal of waste from the property;
 - (2) provide an enclosure or area to contain residual waste prior to its removal from the property;
 - (3) ensure the proper sorting of residual waste from controlled waste (Schedule D);
 - (4) ensure the exclusion of banned landfill waste (Schedule E);
 - (5) provide waste receptacles that meet the requirements of this bylaw;
 - (6) ensure an adequate number of waste receptacles to contain waste generated from the property;
 - (7) ensure that the placement of waste receptacles will not impede access for emergency vehicles to and from any property;
 - (8) ensure that the placement of waste receptacles follows guidelines set out in the *National Fire Code*; and
 - (9) ensure that the contents of such waste receptacles meet the requirements of this bylaw.
64. Where it is physically impossible for the owners of non-eligible premises to comply with the requirements of section 63(1) of this bylaw, the owner may apply for a waste bin permit in accordance with the following:
- (1) Waste bin permits shall be issued at the sole discretion of the city.
 - (2) The city may revoke or change a waste bin permit at any time.

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- (3) A waste bin permit shall include a written description of the location and coordinates for any space allocated.
 - (4) Space allocated under a waste bin permit shall be used only for waste bins including residual waste, organic waste and recyclable waste, and shall not be used for general storage or for other materials or uses.
 - (5) Space allocated for waste bins shall be kept clear of all litter and debris.
 - (6) Waste bin permits will not be authorized for properties that have sufficient outdoor space to store waste bins; such space shall include parking spaces above the number of spaces required by the Zoning Bylaw.
 - (7) Space for waste bins will not be allocated on any sidewalks or pedestrian corridors.
 - (8) Waste bins shall not impede traffic, sight lines, exits or throughways.
 - (9) Waste bins shall not impede emergency vehicles such as fire trucks.
 - (10) Waste bins shall not impede snow removal operations.
 - (11) Waste bins must:
 - (a) allow a minimum of 4.5 metres of accessible space for vehicle passage;
 - (b) have a minimum of 0.6 metres of space between bins at all times;
 - (c) be set away from buildings in accordance with the *National Fire Code*; and
 - (d) have lids and locks.
 - (12) The holder of a waste bin permit shall be responsible for the maintenance of the waste bins and shall ensure the safety and good repair of the bins.
 - (13) The city is not liable for the waste bins and accepts no responsibility arising from the permit holder's negligence.
 - (14) Owners of non-eligible premises shall be responsible for all costs associated with the waste bin permit per the Fees and Charges Bylaw.
 - (15) When there is a change of use for premises that have a waste bin permit, the owner shall be required to apply for a new permit.
 - (16) Buildings constructed after 2017 shall not be eligible for waste bin permits.
 - (17) The city will document and follow up with complaints made regarding access, damage, litter and debris on or around permitted waste bins.
65. Owners of waste receptacles shall ensure that such receptacles:
- (1) are non-combustible;
 - (2) have been approved by the designated officer; and
 - (3) have a tight-fitting solid lid.

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66. The hauler and self-hauler of waste from a waste receptacle shall ensure that the contents of such receptacle meet the requirements of this bylaw.
67. An owner of a waste receptacle shall prominently post on the waste receptacle a sign or sticker supplied by the designated officer prohibiting the use by anyone who is not authorized by the owner, and prohibiting the disposal of any waste other than that for which the receptacle is intended in accordance with this bylaw.
68. The designated officer may condemn a waste receptacle for failure to meet the requirements of this bylaw and, upon 14 days written notice to the owner, may remove and dispose of such receptacle and associated waste, the costs of which shall be borne by the owner in accordance with the Fees and Charges Bylaw.

RECYCLABLE AND REUSEABLE WASTE

69. A person with the appropriate permits to collect, transport and dispose of waste may operate a private recycling or re-use business which may include disposing of recyclable or re-useable waste on behalf of clients.
70. Recyclable waste shall be disposed of in a recycling receptacle specifically identified for such waste.
71. Any waste rejected by a person, including a recycling or re-use depot or hauler, and brought to the waste management facility shall be charged the appropriate tipping fee as prescribed in the Fees and Charges Bylaw consistent with the waste categories in Schedules "B", "C", "D", "E", "F" and "G" attached hereto and forming part of this bylaw.

WASTE DISPOSAL BY BURNING

72. No person shall burn any waste as a method of waste disposal or heat production in a barrel, stove or other device or in the open, except for brush, tree limbs and milled wood that is free from adhesives, coatings and preservatives, and waste oil as authorized under the Special Waste Regulations of the *Environment Act*, unless otherwise permitted in a bylaw or territorial or federal legislation or regulations.

DISPOSAL AT THE WASTE MANAGEMENT FACILITY

73. Persons who enter the waste management facility do so at their own risk.
74. Prior to transporting waste, and upon entering the waste management facility, a person shall:
 - (1) have the necessary valid permits contemplated by bylaw;
 - (2) have all waste segregated and easily identifiable as waste as defined in Schedules "B", "C", "D", "E" and "F" of this bylaw;
 - (3) ensure that the waste is securely covered by a tarpaulin, mesh or other covering, or is otherwise secured, until the vehicle has stopped for the unloading of the waste;

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- (4) stop at the gate house, or automated scale/gate, as directed by signs preceding the gate house;
 - (5) provide identification and valid permits if requested by the designated officer;
 - (6) declare any and all waste by type to the designated officer;
 - (7) use the weigh scale, when and as directed by the designated officer;
 - (8) pay the appropriate fees and charges in accordance with the Fees and Charges Bylaw to the designated officer, deposit such fees and charges into the automated scale/gate, or make a payment on an active account for the payment of fees;
 - (9) follow all directions posted on signs, unless otherwise directed by the designated officer;
 - (10) deposit the waste in the appropriate designated areas and as directed by the designated officer;
 - (11) stay with the vehicle at all times; and
 - (12) stop at the gate house prior to exiting, if directed by the designated officer.
75. Notwithstanding any other provision of the bylaw, all persons shall abide by the following rules and standards of the waste management facility:
- (1) entrance to the facility is prohibited outside of posted hours of operation;
 - (2) snow machines and all-terrain vehicles, as defined in the city's Snowmobile Bylaw and ATV Bylaw respectively, are prohibited;
 - (3) children under 16 shall be supervised by an adult at all times and shall remain inside a vehicle if directed by the designated officer;
 - (4) pets are prohibited unless kept inside a vehicle;
 - (5) smoking is prohibited, both inside and outside a vehicle; and
 - (6) cutting torches and similar devices, and open flames are prohibited.
76. The designated officer may inspect and prohibit disposal of waste at the waste management facility that does not meet the requirements of this bylaw.
77. Every vehicle that disposes of a load at the waste management facility shall be subject to a load inspection by a designated officer of the city.
78. The designated officer will assess the load to determine if it has been sorted in accordance with the provisions of this bylaw. The determination of the designated officer with respect to this matter shall be final.
79. No person other than the designated officer of the waste management facility shall remove or otherwise tamper with waste stored in or around the facility.

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PUBLIC WASTE RECEPTACLES

80. Public waste receptacles may be used by a person to dispose of public waste and at no time shall a person dispose of waste generated from such person's property.
81. No person shall install a public waste receptacle on streets, in parks or highway rest stops without the prior approval of the designated officer.

PERMITS

82. No person shall collect waste from another person, unless a permit to collect waste has been obtained from the designated officer.
83. No person shall transport waste unless a permit to transport waste has been obtained from the designated officer.
84. No person shall dispose of waste unless a permit to dispose of waste has been obtained from the designated officer.
85. Disposal of waste that originates from outside the city boundaries is prohibited at the waste management facility unless a permit to dispose of waste has been issued by the designated officer.
86. No person shall remove or disturb any waste at the waste management facility without approval from the designated officer.
87. No person shall own or operate a landfill unless authorized by the designated officer and in accordance with the appropriate zoning and *Environment Act* requirements.
88. Upon receipt of an application for a permit or renewal thereof, the designated officer shall, within five business days, make one of the following decisions:
 - (1) approve the application and issue a permit; or
 - (2) refuse the application.
89. In the event that the designated officer refuses the application, the city shall provide written reasons of such decision to the applicant by registered letter or by personal service.
90. A person who is issued a permit under this bylaw shall meet all terms and conditions of the permit on a continuous basis, failure of which may result in the cancellation or suspension of the permit by the designated officer.

FEES AND PAYMENTS

91. Curb-side waste collection shall at all times be subject to the following terms and conditions:
 - (1) every owner or occupant of eligible premises shall pay for the service of curb-side collection all amounts set out in the Fees and Charges Bylaw;

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- (2) all accounts, including interim accounts, shall be due and payable when rendered;
 - (3) a separate account shall be rendered in respect of each property serviced or as directed by the designated officer; and
 - (4) all charges for waste services that remain unpaid for a period exceeding 60 days from the billing date shall be subject to a penalty charge of ten percent of the current unpaid account. In addition, if the account still remains unpaid, an additional two percent per month shall be added thereafter.
92. Commercial organics producers shall at all times be subject to the following terms and conditions:
- (1) every owner of premises containing a commercial organics producer shall pay all amounts set out in the Fees and Charges Bylaw for the service of commercial organic waste collection;
 - (2) all accounts, including interim accounts, shall be due and payable when rendered;
 - (3) a separate account shall be rendered in respect of each property serviced or as directed by the designated officer; and
 - (4) all charges for commercial organic waste collection services that remain unpaid for a period exceeding 60 days from the billing date shall be subject to a penalty charge of ten percent of the current unpaid account. In addition, if the account still remains unpaid, an additional two percent per month shall be added thereafter.
93. All haulers who wish to establish an account for payment of fees for using the waste management facility shall;
- (1) supply adequate identifying information and the tare weight for each vehicle as required by the designated officer;
 - (2) provide new tare weights upon request of the designated officer;
 - (3) display the assigned unique identifying code in accordance with the designated officer's instructions;
 - (4) present the assigned identification code to the designated officer upon entering the waste management facility;
 - (5) be responsible for the payment of all accounts within 30 days of the statement date for the waste disposed of under the assigned identification code. The disposal of waste at the waste management facility shall be subject to the amounts set out in the Fees and Charges Bylaw;
 - (6) be subject to a penalty charge of ten percent of the current unpaid account that remains unpaid for a period exceeding 60 days from the due date; and

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- (7) be refused entry to the waste management facility by the designated officer following 14 days written notice being given to any person whose account is in arrears over 60 days. The designated officer shall be notified of all haulers on refused admittance status and will be instructed to deny access to the waste management facility. The designated officer may require the posting of a performance bond or any other security in the event that accounts continue from time to time to be unpaid.
94. The owner shall be liable for all rates, fees and costs chargeable or payable under this bylaw with respect to that property. The city may make the balance of any account in arrears over 60 days, together with a penalty of ten percent of such arrears, a charge against the property to which the collection service was supplied, as a special tax to be recovered in like manner as other taxes on property.
95. The designated officer or the hauler may request a new tare weight before exiting the waste management facility.
96. The designated officer shall set per cubic metre rates payable by the hauler to be used when the weigh scale becomes inoperative, which shall be applied based on the capacity of the vehicle, compaction capabilities of the vehicle, and the designated officer's visual volume estimate of the waste in the vehicle in accordance with the Fees and Charges Bylaw.
97. If the weight reading of the weight scale at the waste management facility is disputed by either the designated officer or any other person, the scale shall be tested by a qualified person retained by the designated officer. If the scale is found to be accurate within 98.5% to 101.5%, the expense of the test shall be borne by the party disputing the reading, in accordance with the Fees and Charges Bylaw. If the scale is found not to be accurate within the specified limits, it shall be repaired or replaced by another scale at the city's expense and all accounts rendered immediately preceding the date of such test shall be corrected in proportion to the inaccuracy found. The person shall then be charged or refunded the difference and upon receipt of payment, or refund, all claims on account of the inaccurate scale shall be deemed settled.
98. Every vehicle that disposes of a load at the waste management facility that exceeds the thresholds of controlled waste and banned landfill waste as set out in Schedule "G" of this bylaw shall be subject to unsorted tipping fees in accordance with the Fees and Charges Bylaw.
99. A resolution of council is required to authorize the waiving of fees and charges as prescribed by the Fees and Charges Bylaw except with respect to programs such as community clean-up, for which the designated officer may waive such fees and charges.

PENALTIES

100. The fine issued for an offence contrary to this bylaw shall double for the second and each subsequent offence.

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101. Any person who commits an offence subsequent to any provisions of this bylaw is liable, upon summary conviction to:
 - (1) a voluntary fine under section 20 of the *Summary Convictions Act* RSY 2002, c.210, issued in respect of an offence specified in Schedule "A" attached hereto and forming part of this bylaw; or
 - (2) a fine not exceeding ten thousand dollars (\$10,000.00) where proceedings are commenced pursuant to the summary conviction provisions of the *Criminal Code of Canada* RSC 1985, c. C-46; or
 - (3) a fine not exceeding five hundred dollars (\$500.00) where proceedings are commenced pursuant to the *Summary Convictions Act* RSY 2002, c.210.
102. Where an offence is committed or continued on more than one day, it shall be deemed to be a separate offence for each day on which the offence is committed or continued.
103. Any person who commits an offence shall be liable in addition to the penalties provided herein, to pay the costs related to the offence, including clean-up, removal, transportation, proper segregation and disposal costs.
104. In the event that the city provides the service of removal and proper disposal, the person responsible and the owner of the waste shall be equally responsible to pay all costs associated with the proper disposal in accordance with the Fees and Charges Bylaw, in addition to any penalties provided herein.
105. The designated officer may terminate curb-side collection or the use of the waste management facility to any person who contravenes any provision of this bylaw. The designated officer shall send the notice of contravention by registered mail and it shall be deemed to have been received by such person on the fifth day after it is mailed. The designated officer may suspend services 14 days after written notice of the contravention has been given to such person. The suspension of service shall not waive any person's responsibilities, or abate or waive any charges or rates under the provision of this bylaw.
106. The offending person may apply for reinstatement of service by a request in writing to the designated officer. The suspension shall remain in place until the contravention has been corrected and all outstanding fees have been paid.
107. Should any person owning or occupying property within the city refuse or neglect to pay any penalties that have been levied pursuant to this bylaw, the designated officer may inform such person in default that if the charges are unpaid on the thirty-first day of December on the same year, they will be added to and form part of the taxes payable in respect of that property as taxes in arrears.

APPEAL OF DESIGNATED OFFICER'S DECISION

108. Where any decision has been made by the designated officer under this bylaw, the person affected by such decision may file a written appeal to the city manager within seven days after the decision was rendered.

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109. The city manager shall make a final decision on the appeal within 14 days.

GENERAL INTERPRETATIONS

110. Wherever the singular or the masculine is used in the bylaw, the same shall be deemed to include the plural or the feminine or the body politic or corporate where the context of the bylaw requires.

111. The invalidity of any section, sentence, or provision of the bylaw shall not affect the validity of any other part of the bylaw which can be given effect without such invalid part or parts.

SCHEDULES

112. Schedules "A", "B", "C", "D", "E", "F" and "G" attached hereto and forming part of this bylaw are enforceable in the same manner as the bylaw.

BYLAW SHALL PREVAIL

113. Where the provisions of this bylaw conflict with the provisions of any other bylaw of the city, the bylaw with the more stringent provisions shall prevail.

REPEAL

114. Bylaw 2012-30, including all amendments thereto, is hereby repealed.

COMING INTO FORCE

115. This bylaw shall come into full force and effect on the final passing thereof.

116. Notwithstanding section 115 of this bylaw, the tipping fees applicable to unsorted loads shall come into force and effect in accordance with the application dates identified in Schedule "G".

117. Notwithstanding section 115 of this bylaw, the tipping fees applicable to any appliance containing Freon, electronic waste, tires, or hazardous waste in a commercial load shall come into force and effect on the first day of April, 2018.

FIRST and SECOND READING: March 12, 2018

THIRD READING and ADOPTION: March 26, 2018

ORIGINAL BYLAW SIGNED BY:

"Dan Curtis"

Dan Curtis, Mayor

"N. L. Felker"

Norma L. Felker, Assistant City Clerk

Office Consolidation of Waste Management Bylaw 2018-05

SCHEDULE "A" VOLUNTARY FINES

<u>Authority (Section)</u>	<u>Ticket Description of Offence</u>	<u>Penalty</u>
4	Store, collect, transport or dispose waste contrary to bylaw	\$200.00
5	Insufficient space allocation for waste receptacles	200.00
6	Waste is unsightly, attracts wildlife or is a hazard or threat	200.00
7	Allow waste spill-over or accumulation	200.00
8	Unauthorized disposal of waste	100.00
9	Improper disposal of waste	300.00
10(1)	Dispose of waste at unlicensed location or facility	300.00
10(2)	Dispose of waste at or near waste facility when closed	300.00
11	Transport unsecured waste	200.00
14	Remove, disturb or interfere with waste	100.00
15	Contaminate waste or waste receptacle	200.00
16	Dispose hot ash or burning matter in receptacle or facility	500.00
25	Set-out carts contrary to bylaw	50.00
27	Fail to remove or store carts in accordance with the bylaw	50.00
29	Fail to maintain carts on registered premises	200.00
34	Fail to properly secure pet faeces or ashes	50.00
38 & 60	Contaminate organic waste with other waste	200.00
39	Contaminate residual waste with controlled or banned waste	200.00
41	Back-yard compost not on property	50.00
42	Back-yard compost contains meat, fish or pet faeces	50.00
43	Sell back-yard compost	50.00
50 & 52	Fail to follow collection day procedures	50.00
54	Fail to maintain carts or bins on registered premises	200.00
63(1)	Insufficient space allocation for source separation	200.00
63(2)	Fail to provide proper waste storage prior to removal	100.00
63(3)	Fail to ensure proper sorting of waste	200.00
63(4)	Fail to exclude banned waste	200.00
64	Fail to comply with regulations for waste bin permits	200.00
66	Hauler collects unsorted waste	200.00

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Office Consolidation of Waste Management Bylaw 2018-05

SCHEDULE "A" – VOLUNTARY FINES (Continued)

<u>Authority (Section)</u>	<u>Ticket Description of Offence</u>	<u>Penalty</u>
70	Contaminate recycling receptacle	\$200.00
72	Burn waste contrary to legislation or regulations	200.00
74(1)	Fail to have valid permits	200.00
74(2)	Fail to have waste sorted and identifiable	200.00
74(3)	Enter waste management facility with unsecured load	200.00
74(4)	Fail to stop at gate house or automated scale or gate	200.00
74(5)	Fail to provide identification or permits	100.00
74(6)	Fail to declare waste types	200.00
74(7)	Fail to use weigh scale as directed	200.00
74(8)	Fail to pay appropriate fees and charges	200.00
74(9)	Fail to follow posted signs or directions of designated officer	500.00
74(10)	Improper disposal of waste at waste management facility	200.00
74(11)	Fail to stay with vehicle	100.00
74(12)	Fail to stop at gate house prior to exit as directed	100.00
75(1)	Enter waste management facility outside hours of operation	200.00
75(2)	Operate prohibited vehicle or machine at facility	300.00
75(5)	Smoking at waste management facility	500.00
75(6)	Use cutting torch or similar device or open flame at facility	500.00
77	Fail to allow load inspection at facility	500.00
79	Remove or tamper with waste stored at facility	200.00
80	Improper use of public waste receptacle	200.00
81	Install public waste receptacle without prior approval	200.00
82, 83, 84	Collect, transport, or dispose of waste without permit	200.00
85	Dispose of waste from outside city boundaries without permit	200.00
86	Remove or disturb waste at facility without approval	200.00
87	Own or operate unauthorized landfill	500.00
90	Fail to meet terms and conditions of permit	200.00

Office Consolidation of Waste Management Bylaw 2018-05

SCHEDULE "B" ORGANIC WASTE

"ORGANIC WASTE" means such waste as defined in this bylaw.

The following items, loose or in compostable bags, shall be deemed to be compostable waste for the purposes of this bylaw:

1. Food-soiled and non-recyclable paper including without limitation:
 - (1) damp and food-soiled newspaper and flyers;
 - (2) napkins, paper towels and fast food wrappers;
 - (3) paper plates and cups;
 - (4) pizza boxes;
 - (5) sugar, flour and potato paper bags;
 - (6) wax paper and parchment baking paper.
2. Food waste including, without limitation:
 - (1) fruit, vegetables, and peelings;
 - (2) meat, poultry and fish, shellfish including skin, shells and bones;
 - (3) dairy products;
 - (4) household cooking oil, grease and fat;
 - (5) baked goods and baking ingredients;
 - (6) bread, grain, rice and pasta;
 - (7) table scraps and sauces;
 - (8) egg shells;
 - (9) coffee grounds and filters, tea leaves and bags.
3. Human hair, pet hair, fur, feathers, chicken manure and compostable bedding.
4. Leaf and yard waste including, without limitation:
 - (1) chipped or ground branches and bushes;
 - (2) grass clippings;
 - (3) leaves, coniferous needles and cones;
 - (4) brush and twigs 1.5 cm in diameter or less;
 - (5) house and garden plants and trimmings;
 - (6) pressed paper plant pots;
 - (7) sawdust and wood shavings from untreated wood.
5. Natural Christmas trees without decorations and stands.
6. Polylactic acid (PLA) fibre, compostable, or corn products including, without limitation:
 - (1) cutlery, plates, bowls and cups;
 - (2) food containers and trays.
7. Any other item identified by the designated officer from time to time.

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SCHEDULE "C"

RECYCLABLE WASTE

"RECYCLABLE WASTE" means such waste as defined in this bylaw.

The following empty and clean items shall be deemed to be recyclable materials for the purposes of this bylaw, and may have additional requirements/instructions as per the appropriate waste facility:

1. Beverage cartons and tetra-paks.
2. Glass food and beverage bottles and jars.
3. Milk cartons.
4. Metal including, without limitation:
 - (1) aluminium foil, plates and trays;
 - (2) aluminium/tin/steel food and beverage cans;
 - (3) metal containers.
5. Paper products including, without limitation:
 - (1) boxboard, such as cereal, shoe, tissue, cracker, cookie and frozen food boxes, core rolls from towels and toilet paper;
 - (2) coloured paper;
 - (3) newspapers, magazines, catalogues, and flyers;
 - (4) telephone books;
 - (5) white paper.
6. Plastic including, without limitation:
 - (1) plastic clam shell containers for eggs, vegetables, fruits, and other products;
 - (2) plastic containers used for beverages, shampoos, lotions, cleaners, windshield washer fluids;
 - (3) plastic food tubs and lids for yogurt, margarine, sour cream, cottage cheese, ice cream;
 - (4) plastic pails, plant trays and pots;
 - (5) rigid plastic bottles, jugs, trays and jars used for food, beverages, antifreeze and other household products;
 - (6) soft plastic bags and wrap;
 - (7) plastic water tanks.
7. Any other item specified in the *Environment Act* Beverage Container Regulations.
8. Any other item identified by the designated officer from time to time.

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SCHEDULE "D" CONTROLLED WASTE

"CONTROLLED WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be controlled waste for the purposes of this bylaw:

1. Bulky items including without limitation:
 - (1) bed springs and mattresses;
 - (2) wooden furniture;
 - (3) wooden fencing.

2. Carcasses and animal parts, excluding slaughter waste, including without limitation:
 - (1) domestic pets (non-euthanized);
 - (2) large game carcasses and hides;
 - (3) road killed animals;
 - (4) commercial fish waste;
 - (5) euthanized animals.

3. Construction and demolition waste generated as a result of construction, renovation, repair, plumbing or demolition activities including without limitation:
 - (1) cupboards and counter tops;
 - (2) carpet and underlay;
 - (3) porcelain sinks and toilets;
 - (4) plastic and fibreglass fixtures;
 - (5) gyproc;
 - (6) planking and siding;
 - (7) polystyrene or fibreglass insulation;
 - (8) treated wood;
 - (9) any other item identified by the designated officer from time to time.

4. Bricks, masonry, concrete.

5. Uncontaminated soil and soil contaminated with other controlled waste.

6. Grubbing material including, without limitation:
 - (1) roots, stumps, embedded logs;
 - (2) branches and bushes greater than 1.5 cm in diameter.

7. Manure, kennel material, excreta and fish processing material, excluding chicken manure and compostable bedding.

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Schedule "D" – Controlled Waste (Continued)

8. Special Waste as defined by the *Environment Act* Special Waste Regulations, including without limitation:
 - (1) asbestos segregated and prepared for disposal in accordance with the Occupational Health Regulations of the *Occupational Health and Safety Act* RSY 2002, c.159;
 - (2) cold incinerator ash verified by laboratory analysis to not be a special waste.

9. Large Metal Recovery Waste, including without limitation;
 - (1) Scrap metal including, without limitation:
 - (a) filing cabinets;
 - (b) hot water tanks;
 - (c) metal roofing;
 - (d) metal fencing including chain-link fencing;
 - (e) metal desks and other metal furniture;
 - (f) metal wiring;
 - (g) propane tanks with valves removed;
 - (h) purged fuel tanks cut in half;
 - (i) cleaned and purged barrels with lids removed;
 - (j) sheet iron;
 - (k) vehicle parts with all fluids removed.
 - (2) Items containing ozone depleting substances, as defined by the *Environment Act* Ozone Depleting Substances Regulation, including without limitation:
 - (a) fridges;
 - (b) freezers;
 - (c) air-conditioning units.
 - (3) White goods including, without limitation:
 - (a) dishwashers;
 - (b) stoves, ranges, and ovens;
 - (c) washing machines and clothes dryers.
 - (4) Any other item identified by the designated officer from time to time;

10. Tires off-rim
 - (1) Rim above 39 inches: subject to tipping fees per the Fees and Charges Bylaw
 - (2) Rim 39 inches or less: as listed in the *Environment Act* Designated Materials Regulation

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Schedule “D” – Controlled Waste (Continued)

11. Clean, uncontaminated corrugated cardboard.
12. Clean wood waste including, without limitation, unpainted pallets and untreated, unstained, unpainted, and unglued dimensional lumber (largely spruce, pine or fir).
13. Compostable waste from commercial organic waste producing establishments.
14. Any other item identified by the designated officer from time to time.

(Schedule “D” amended by Bylaw 2018-29 passed September 24, 2018)

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SCHEDULE "E"

BANNED LANDFILL WASTE

"BANNED LANDFILL WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be banned from the landfill for the purposes of this bylaw:

1. Bio-medical waste, as defined by the Special Waste Regulations of the *Environment Act*, including without limitation:
 - (1) dressings, bandages or other infected material;
 - (2) hypodermic needles.
2. Slaughter waste.
3. Hazardous waste, as defined by the Special Waste Regulations of the *Environment Act*, including without limitation:
 - (1) aerosols and empty aerosol containers;
 - (2) antifreeze and brake fluid;
 - (3) cleaning chemicals;
 - (4) fluorescent light ballasts manufactured prior to 1980;
 - (5) fluorescent light bulbs;
 - (6) gasoline, propane, solvents and waste oil;
 - (7) herbicides and pesticides;
 - (8) pharmaceuticals;
 - (9) rechargeable batteries and non-rechargeable alkaline batteries;
 - (10) vehicle batteries;
 - (11) paint and paint products;
 - (12) other products labelled as corrosive, toxic, reactive, explosive, oxidizing, poisonous, infectious, or flammable.
4. Highly combustible and explosive material, including without limitation:
 - (1) ammunition, dynamite or other explosives;
 - (2) celluloid cuttings and cellulose motion picture film;
 - (3) chemicals, acids or other combustible residues;
 - (4) oil or gasoline soaked rags and containers;
 - (5) empty motor oil containers and filters;
 - (6) propane tanks with the valve on;
 - (7) fuel tanks that have not been purged.
5. Liquid waste, including without limitation:
 - (1) raw sewage or industrial sludge;
 - (2) septic tank pumpings and wash water;
 - (3) sump waste, as defined in the city's Sewer and Water Bylaw.

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Schedule “E” – Banned Landfill Waste (Continued)

6. Electronic Waste as listed in the *Environment Act* Designated Materials Regulation, including without limitation:
- (1) Desktop computers
 - (a) Computer towers
 - (b) Servers
 - (c) All bundled keyboard, mice cables and internal components
 - (2) Portable computers
 - (a) Laptops
 - (b) Netbooks & notebooks
 - (c) Tablets
 - (d) All bundled keyboard, mice cables and internal components
 - (3) Computer accessories / peripherals (wired & wireless devices)
 - (a) Keyboards
 - (b) Mice
 - (c) HDMI Switches
 - (d) Modems and Hubs
 - (e) External storage drives
 - (f) Routers
 - (g) Remote control sold separately
 - (h) Trackballs
 - (4) Desktop printers, fax machines and copiers
 - (a) Desktop scanners
 - (b) Desktop copiers
 - (c) Desktop fax machines
 - (d) Desktop printers
 - (e) Includes multifunction copy, scan, fax and print devices
 - (5) Display including all-in-one computers
 - (a) Televisions
 - (b) Monitors
 - (c) Interactive electronic white boards
 - (d) Cash registers (if monitor is included)

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Office Consolidation of Waste Management Bylaw 2018-05

Schedule "E" – Banned Landfill Waste (Continued)

- (6) Cellular devices and pagers
 - (a) Cellular phone
 - (b) Cellular phones offering camera, video recording and/or audio functions
 - (c) Smart phones (cell-enabled)
 - (d) Cell-enabled PDAs utilizing touchscreen technology
 - (e) Cell-enabled handheld devices
 - (f) Pagers
 - (g) Cell Phone Signal Boosters

- (7) Non-cellular telephones and answering machines
 - (a) VoIP phones
 - (b) VoIP home phone services
 - (c) Satellite phones
 - (d) Telephone amplifiers
 - (e) Telephone recording device
 - (f) VoIP phone adapters
 - (g) Speakers/Conference phones

- (8) Personal or portable image/audio/video systems
 - (a) MP3 player
 - (b) Portable CD players
 - (c) Portable stereos
 - (d) Audio recorders
 - (e) Tape or radio players
 - (f) Docking Stations
 - (g) Microphones
 - (h) Digital Photo Frames
 - (i) Guitar Amplifiers
 - (j) Calculators (non-printing and printing)
 - (k) Printing Label Makers
 - (l) Barcode Scanners
 - (m) Hand-Held GPS devices
 - (n) Projectors
 - (o) Cameras (digital and video)
 - (p) Baby monitors (video and audio)
 - (q) Fish finders
 - (r) Headphones/headsets
 - (s) E-books and E-readers
 - (t) Weather stations
 - (u) Clock radios and portable radios AM and FM

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Office Consolidation of Waste Management Bylaw 2018-05

Schedule "E" – Banned Landfill Waste (Continued)

- (9) Home audio video systems
 - (a) Stereo
 - (b) Speakers
 - (c) DVD player
 - (d) Video Gaming Systems
 - (e) Karaoke machines
 - (f) Satellite TV Systems
 - (g) TV Set-Top Box
 - (h) TV Converters (analogue-to-digital converter)
 - (i) Security Systems (cameras, monitor, DVR, Mouse)
 - (j) Amplifiers
 - (k) Data projector
 - (l) VCR

- (10) Home Theatre in a Box category
 - (a) Disc player
 - (b) Speaker
 - (c) Amplifier

- (11) Aftermarket Vehicle audio/video systems for installation in a vehicle
 - (a) Aftermarket Vehicle Stereos
 - (b) Aftermarket GPS Devices
 - (c) Remote starters
 - (d) Radar Detectors
 - (e) Amplifiers
 - (f) Equalizers
 - (g) Audio video components

- 7. Electrical products as listed in the *Environment Act* Designated Materials Regulation, including without limitation:
 - (1) Kitchen countertop motorized appliances
 - (a) Blenders, mixers, food processors
 - (b) Juice extractors
 - (c) Coffee grinders
 - (d) Food Dehydrators
 - (e) Fondue Fountains
 - (f) Vacuum Sealers

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Schedule "E" – Banned Landfill Waste (Continued)

- (2) Kitchen countertop heating and cooking appliances
 - (a) Toasters, toaster ovens, fryers, hot plates
 - (b) Bread maker
 - (c) Induction cookers
 - (d) Pressure cookers
 - (e) Waffle irons

- (3) Kitchen countertop appliances for making hot beverages
 - (a) Coffee makers
 - (b) Kettles
 - (c) Espresso makers

- (4) Countertop Microwaves ovens

- (5) Time measurement devices
 - (a) Alarm clocks
 - (b) wall clocks
 - (c) Timers

- (6) Weight measurement devices
 - (a) Bathroom scales
 - (b) Food scales
 - (c) Luggage scales

- (7) Garment Care Appliances
 - (a) Shavers for clothes
 - (b) Portable heated towel racks with plug
 - (c) Irons and steamers

- (8) Air Treatment Appliances
 - (a) Portable fans
 - (b) Heaters
 - (c) Aromatherapy Diffusers with a cord
 - (d) Humidifiers

- (9) Personal Care Appliances
 - (a) Tooth care appliances
 - (b) Shavers
 - (c) Hair Cutting and Drying appliances
 - (d) Hair straighteners

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Schedule “E” – Banned Landfill Waste (Continued)

- (10) Full size Floor Cleaning Devices
 - (a) Floor vacuums
 - (b) Carpet cleaners, robotic vacuums
- (11) Small Floor Cleaning Devices
 - (a) Handheld vacuums
 - (b) Stick vacuums
- 8. 45 gallon drums with contents not purged or with lid on.
- 9. Radioactive waste.
- 10. Waste from international air travel.
- 11. Contaminated soil containing a contaminant which is in an amount, concentration, or level in excess of that prescribed by regulation or allowed under a permit.
- 12. Vehicles including all-terrain vehicles and snowmobiles.
- 13. Incinerator ash that is special waste.
- 14. Any other item identified by the designated officer from time to time.

(Schedule “E” amended by Bylaw 2018-29 passed September 24, 2018)

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SCHEDULE "F" RESIDUAL WASTE

"RESIDUAL WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be residual waste for the purposes of this bylaw:

1. Broken bottles, crockery and glassware.
2. Broken toys that are not considered electronic waste.
3. Chewing gum, cigarettes, and cold ashes.
4. Discarded clothing and furnishings.
5. Empty and dry paint cans.
6. Floor sweepings and dryer lint.
7. Incandescent and halogen light bulbs.
8. Latex gloves.
9. Non-recyclable plastic, metal and packaging including without limitation:
 - (1) chocolate bar and candy wrappers and potato chip bags;
 - (2) frozen juice cans;
 - (3) mesh onion bags;
 - (4) soiled aluminium foil and plastic wrap;
 - (5) waxed cardboard;
 - (6) polystyrene foam (Styrofoam).
10. Non-repairable goods, except those qualifying as a controlled waste or banned landfill waste.
11. Pet faeces, including litter box filler (kitty litter).
12. Personal hygiene products including, without limitation:
 - (1) diapers and wipes;
 - (2) feminine sanitary products;
 - (3) incontinence products.
13. Vacuum cleaner bags and contents.
14. Commercial cooking oil.
15. Any other item identified by the designated officer from time to time.

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SCHEDULE "G" UNSORTED LOAD FEES

Unsorted Multi-customer Loads (including but not limited to front-load trucks)

	Tipping Fee	Application Date
Loads containing controlled waste or banned landfill waste that exceed 50% of the total load	Per Fees and Charges Bylaw	April 1, 2017
Loads containing controlled waste or banned landfill waste that exceed 25% of the total load	Per Fees and Charges Bylaw	April 1, 2018
Loads containing controlled waste or banned landfill waste that exceed 10% of the total load	Per Fees and Charges Bylaw	April 1, 2019

Unsorted Loads from Single-source Customers (including but not limited to roll-off trucks)

	Tipping Fee	Application Date
Loads containing controlled waste or banned landfill waste that exceed 10% of the total load	Per Fees and Charges Bylaw	April 1, 2017

Per item tipping fee on all sorted loads (Fee applies to each item in addition to regular tipping fees)

	Tipping Fee	Application Date
Loads containing any appliance with Freon, electronic waste, hazardous waste, or tires	Per Fees and Charges Bylaw	April 1, 2018