

CONSOLIDATED COPY

December 13, 2016

**CITY OF MEADOW LAKE
WASTE COLLECTION BYLAW
BYLAW NO. 12/2016**

with amendments up to and including Bylaw No. 25/2016 passed December 12, 2016.

by City Council.

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NOTE:

All persons making use of this consolidation are reminded that this document has no legal status, that the amendments have been embodied for convenience of reference, and that the original bylaws should be consulted for all purposes of interpretation and application of the law. **Red highlighted entries indicate the amendments to the bylaw.**

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**CITY OF MEADOW LAKE
BYLAW NO. 12/2016
WASTE COLLECTION BYLAW**

A BYLAW OF THE CITY OF MEADOW LAKE PROVIDING FOR THE MANAGEMENT, COLLECTION, TRANSPORTATION, DISPOSAL AND RECYCLING OF SOLID WASTES.

The Council of the City of Meadow Lake in the Province of Saskatchewan enacts as follows:

PART 1 - INTRODUCTION

1. Title:

The Bylaw shall be known and may be cited as the "Waste Collection and Disposal Bylaw" of the City of Meadow Lake.

2. Purpose:

The purpose of this Bylaw is to provide for and regulate the collection and disposal of solid wastes and recyclable materials from residences and commercial and industrial establishments.

PART 2 - DEFINITIONS

3. Whenever in this Bylaw, the following words or terms are used, they shall, unless the context otherwise provides, be held to have the following meanings:

- (a) CITY shall mean the City of Meadow Lake
- (b) CITY MANAGER shall mean the City Manager of Meadow Lake or an employee of the City designated by the City Manager to act on behalf of the City.
- (c) COLLECTOR shall mean the contractor authorized to collect waste within the City for and on behalf of the City through a contractual agreement.
- (d) CONTAINER shall mean the 95 US Gallon waste container or other waste receptacle approved by the City.
- (e) COUNCIL shall mean the Council of the City of Meadow Lake.
- (f) INSTITUTIONAL shall mean hospitals, schools, nursing homes, senior citizen homes and public buildings.
- (g) MULTI-UNIT DWELLING shall mean a building or portion thereof designed or occupied as four or more residences, but does not include:
 - (i) an institutional premises;
 - (ii) condominiums and row houses with separate title to each dwelling unit, where the entire building contains five residences or less; or
 - (iii) secondary suites.
- (h) OWNER means the registered and/or assessed owner or the agent or employee of the owner.
- (i) PREMISES shall mean a building or part of a building used as a place of business or dwelling unit and the lot on which it stands.
- (j) RECEPTACLE shall mean a container in which waste is placed for collection.
- (k) RECYCLABLE MATERIALS means materials designated as permitted under the recycling program by the City, specifically

those listed in Appendix B attached to and forming part of this Bylaw.

- (l) REFUSE, ANIMAL means the carcass or parts thereof of any dead animal including all butchered remains.
- (m) REFUSE, BUILDING means materials used in the construction of buildings including lumber, bricks, stones, etc. which have to be removed from the site as a result of a demolition, fire, renovation or any other reason.
- (n) REFUSE, BULK shall mean large, bulky items including trees, shrubs, scrap metal, oil drums, discarded furniture, equipment, large boxes and crates.
- (o) REFUSE, FARM shall mean manure, spoiled grain, waste animal feed, screening and any other waste matter from farms, feed lots, stockyards and feed plants.
- (p) UNCONTAMINATED means free from food, oils, organic matter, or any other substances which would cause recyclable materials to be rejected from processing streams.
- (q) WASTE, HAZARDOUS shall mean any and or all pollutants and materials that may present an inherent risk of injury to living things and/or destruction to property or the environment.
- (r) WASTE, INDUSTRIAL shall mean wastes, rejected materials and condemned matter from servicing, manufacturing, fabricating and processing plants.
- (s) WASTE, LIQUID means all discarded liquid matter.
- (t) WASTE, SOLID shall mean discarded solid matter and refuse including waste material resulting from domestic, commercial and industrial activities excluding all material mentioned and categorized in 4(k)(l)(m)(n)(p)(q).
- (u) WASTE DISPOSAL GROUNDS or LANDFILL shall mean any area designated by Council for a waste disposal site or the Northwest Regional Waste Management Authority Inc. waste disposal site.

PART 3 - GENERAL REGULATIONS

- 4. No owner or occupant of any land or building shall allow waste of any kind to accumulate in or on the land or building, except as permitted in this Bylaw.
- 5. Unless authorized in writing by the City Manager, no person may dispose of wastes in the City or the Waste Disposal Grounds except in the manner set by a resolution, bylaw or policy of Council or of the Northwest Regional Waste Management Authority Inc.
- 6. During periods when waste collection cannot be carried out in the normal manner, the City Manager shall make alternate arrangements and notify residents affected prior to the change.
- 7. Only discarded waste classified as solid waste will be accepted by the City and all other waste or refuse will be excluded from City collection.
- 8. In the event of any dispute or interpretation of the classifications of waste material and quantities thereof, placement of waste at the landfill site or type or placement of receptacles; the matter shall be referred to Council and its decision shall be final. The collection and disposal service as provided for in this Bylaw shall be rendered at the cost to the owner except as specifically authorized by Council and failure to pay such charges as

may be fixed, shall be deemed to be a breach of this Bylaw.

9. A person who has placed waste contrary to the provisions of this Bylaw shall remove the waste or cause the waste to be removed upon being directed to do so by the owner or occupant of the land, the City Manager or designate, or a peace officer.
10. If the identity of the person who placed waste on the land contrary to the provisions of the Bylaw cannot reasonably be ascertained, the owner or occupant of the land shall remove the waste or cause the waste to be removed upon being directed to do so by the City Manager or designate or a peace officer.
11. Subject to Section 18, no person shall place waste in any waste container or receptacle other than the owner or occupant of a property unless they have a written agreement to share that receptacle with the owner.
12. Combustible waste and refuse may not be disposed of by burning in any incinerator or container in the City without the written permission of the Fire Chief.

PART 4 - COLLECTION OF RESIDENTIAL WASTE & RECYCLING

13. The only receptacles permitted for waste disposal for residential dwelling, except for multi-unit dwellings, are the approved 95 US gallon waste containers. All single family dwelling units, townhouses and multi-unit dwellings up to and including four units are prohibited from utilizing waste collection services other than those provided by the City.
14. The only receptacles permitted for recycling disposal for residential dwellings, except for multi-unit dwellings, are the approved blue 95 US gallon recycling containers. All single family dwelling units, townhouses and multi-unit dwellings up to and including four units are prohibited from utilizing recycling collection services other than those provided by the City.
15. Household waste shall be thoroughly drained of all liquids and securely wrapped in paper, plastic or plastic bags before it is placed in a waste container.
16. Further to Section 7, no flammable substances, motor oil, hazardous materials, automobile parts, major appliances, large furniture, smoldering material, concrete products, tires or any other item over 1.2 meters in length may be placed inside a container for collection.
17. No person shall allow non-recyclable materials to be placed in the blue recycling container that is designated for their specific residence.
18. The residential collection system is solely for the collection of wastes from City residents and property owners. No person shall place commercial waste in a residential container or deposit any waste originating from outside the city limits in a residential container.
19. Receptacles for residential waste and recycling collection must be placed as follows:
 - (a) All residential collection will be front yard pickup, to be placed on the street or avenue corresponding with the residence's official street address or as specified by the collector. The container must be placed the morning of regular pickup or the evening prior to waste collection day on the edge of the street with the lid closed and the wheels along the edge of the curb or edge of the roadway where there is no curb and also to an area on the street that is accessible for pickup by the collector, no later than 7:30 am of the collection day.

- (b) **[Repealed]**

- (c) No person shall allow the residential waste container allocated to their specific residence to be over-filled so that the lid cannot be closed completely, causing litter from the container to be scattered on the street, or allowing vermin to scatter debris on the street.
 - (d) The container must not be left on a public right-of-way for more than 24 hours.
20. The City or Collector may refuse to empty any container that:
- (a) is unclean or unsanitary;
 - (b) is improperly placed;
 - (c) is not accessible to the Collector's waste vehicles or employees;
 - (d) contains improperly prepared or placed waste, or waste that is not permitted under this bylaw;
 - (e) may cause damage to the Collector's equipment; or
 - (f) is not an approved waste container.
21. If the container is lost, stolen, or damaged beyond use or a second container is needed because of higher waste volumes, the owner or occupant of the residence must purchase, if deemed by the City Manager, the additional or replacement containers themselves.
- (a) If the damaged container has been in use for more than fifteen years, the replacement shall be at the cost of the City.

22. No person shall damage or deface any container.

PART 5 - REGULATIONS FOR COMMERCIAL, INDUSTRIAL, INSTITUTIONAL AND MULTI-UNIT DWELLING USERS

23. All waste from commercial, institutional and industrial premises within the City shall be disposed of at a Provincially-approved waste disposal site or recycling centre.
24. For all commercial and industrial properties, owners of businesses, excluding those selling and handling food, shall have the option of using the Collector's waste collection service or their own forces.
25. For all businesses selling and handling food, businesses which elect to use the City waste collection services, institutional properties, and multi-unit dwellings, the following will apply:
- (a) Only metal bin receptacles, approved by the City, that are compatible with and that can be unloaded mechanically by the Collector's waste collection truck shall be used. The receptacles shall be of sufficient design and size to hold all solid wastes originating from the premises for any period up to seven days.
 - (b) Receptacles may be shared by two or more businesses.
 - (c) Solid waste will be collected according to mutual agreement. The onus is on the owner to negotiate the times of waste collection with the Collector and the arrangement will be recorded in the agreement. Pickup shall be after 5:00 a.m.
 - (d) No one shall place wastes in a metal bin or receptacle unless they lease or own that receptacle or have a written agreement to share that receptacle with the owner or lessee of the receptacle.
 - (e) All metal bin receptacles, with the exception of temporary bins

used for construction waste, must have an approved lid, and shall be kept closed at all times except for the collection or deposit of waste therein.

- (f) No person shall place wastes on any public property, except in an approved receptacle.
 - (g) No uncontaminated cardboard shall be placed in commercial waste containers.
- 26. All multi-unit dwellings are required to have a separate City approved waste container for recyclable materials.
 - 27. All commercial, industrial and institutional facilities shall have the option of obtaining a separate container from the Collector for recyclable materials.
 - 28. Should the owner fail to supply sufficient waste receptacles for the storage of solid waste for a property, whether occupied by the owner or by a renter, the City Manager shall have the right to order that additional or larger receptacles be placed on the premises with the cost to be billed directly to the owner. Sufficient means capable of holding all solid waste originating from a premises during any seven day period without the receptacle becoming over filled.
 - 29. User fees shall reflect the cost of service based on the volume of solid waste collected and number of collections made.
 - 30. The Collector shall have the right to empty any and all receptacles when filled to capacity.
 - 31. The City Manager shall have the right to establish a minimum collection frequency for all commercial, industrial, institutional and multi-unit residential premises to ensure that all waste is removed before it becomes unsightly or unsanitary.

PART 6 - WASTE DISPOSAL GROUNDS

- 32. All wastes shall be delivered to the Waste Disposal Grounds and deposited in the area allocated for each class of waste or refuse as designated by the Northwest Regional Waste Management Authority or the City Manager.
- 33. Refuse and waste classified as animal refuse, farm refuse, hazardous waste excepting chemical containers, industrial waste, and liquid waste are prohibited and may not be unloaded and deposited in the Waste Disposal Grounds.
- 34. The hours and days of operation of the regional waste disposal Site may be established by the Northwest Regional Waste Management Authority Inc.
- 35. It shall be an offense for any unauthorized person to discharge a firearm within the boundaries of the Waste Disposal Site.
- 36. It shall be an offense for any person to unload and deposit any wastes or refuse on the roadway into the landfill, at the entrance of the landfill or in a place other than that authorized by this Bylaw.
- 37. It shall be an offense for any person to light or set a fire in the Waste Disposal Grounds without written permission from the City Manager and/or the Northwest Regional Waste Management Authority Inc.
- 38. The Northwest Regional Waste Management Authority Inc. shall own and have sole right to dispose of all wastes and refuse unloaded and deposited at the Regional Waste Disposal Grounds under its control.

PART 7 - TRANSPORTATION

39. It shall be an offence for any person to transport wastes or refuse in any vehicle on any highway, as defined in the current Traffic Bylaw, in the City and into the Waste Disposal Grounds unless the waste or refuse is carried in an enclosed vehicle, is covered with a securely fastened tarpaulin or is secured by being tied to the carrier in such a manner that it could not fall off the vehicle during transport.

PART 8 - COLLECTION FEES

40. Waste collection fees shall be levied in accordance with the rates set out in Appendix A, and shall be billed with the quarterly utility bill.
41. If an owner of land or building to which waste collection services are provided by the City fails to pay the amounts charged for usage or fails to pay any other charges, fees, or amounts levied by the City in relation to the provision of waste collection services, the City Manager or Council may, in addition to other remedies available to it for the non-payment of charges, fees, or amounts levied, discontinue the provision of water and sewer services to the user upon giving reasonable notice of its intention to do so to the user.
42. If any charges, fees, or amounts by an owner of land or a building is in arrears after December 31st, of the year in which it becomes payable, the amount of the rate, charge or rent may, at the discretion of Council, be added to, and thereby form part of the taxes on the land or buildings of the owner with respect to which the waste collection service was provided.

PART 9 - OFFENCES, PENALTIES AND ORDERS

43. Every person commits an offence who:
- (a) places waste that is not permitted under this bylaw in a waste container;
 - (b) fails to take proper measures to prevent waste from escaping from a vehicle used to transport waste, or allows waste to escape from a vehicle used to transport waste;
 - (c) causes damage to a City or Collector owned waste or recycling container;
 - (d) leaves a waste or recycling container on a public right-of-way for more than 24 hours;
 - (e) places waste in a recycling container; or
 - (f) allows a residential waste or recycling container to be over-filled so that the lid cannot be closed completely, causing litter from the container to be scattered on the street, or allowing vermin to scatter debris on the street.
44. (a) Any person who contravenes a provision of Section 43 is guilty of an offence and liable on summary conviction of a penalty of one hundred dollars (\$100.00) for a first offence; two hundred dollars (\$200.00) for a second offence; and three hundred dollars (\$300.00) for a third and subsequent offences.
- (b) Where a person commits or is alleged to have committed an offence for which a fixed penalty is listed, a bylaw enforcement officer designated by the City shall deliver to such person a Bylaw Violation Notice.
- (c) A person to whom a Bylaw Violation Notice has been issued may pay the penalty for the offence indicated on the ticket in accordance with the directions on the Bylaw Violation Notice.

- (d) If payment of the penalty prescribed in Clause 44(a) is made within seven (7) calendar days of the date of the Bylaw Violation Notice, an early payment discount of twenty-five dollars (\$25.00) shall be applied to the penalty.
 - (e) If payment of the penalty is made within 30 calendar days or where the penalty is mailed and postmarked by Canada Post within 30 calendar days of the date of the Notice of Violation, then the individual shall not be liable to prosecution for the violation indicated on the Bylaw Violation Notice.
 - (f) Where a receipt is required, payment of the penalty shall be made to the cashier in City Hall during regular office hours, or alternatively, where no receipt is required, payment may be made by mailing the exact amount of the penalty to City Hall, Box 610, Meadow Lake, SK S9X 1Y5.
 - (g) If payment is not received within 30 calendar days of the date of the offence, an Information may be laid and a Summons issued. Thereafter, voluntary payment may be made before the returnable date of the Summons to the City. The penalty shall be the amount shown in Column A of Appendix B along with an additional penalty of \$60.00 added to the amount if the Summons has been issued. If the payment is received at City Hall prior to the returnable date of the summons, the person charged shall not be subject to further court action.
 - (h) If payment of the amount specified on the Summons is not made on or before the date indicated on the Summons, the person to whom the Summons has been issued shall be liable to prosecution of the alleged contravention of the Bylaw.
 - (i) Nothing in this section shall be construed to prevent any person from exercising his or her right to defend a charge of contravention of any provision of this Bylaw.
45. Any person found guilty of an offence involving a breach of any part of this Bylaw for which no penalty is specified shall be liable on conviction to the penalties prescribed by the General Penalty Bylaw of the City.
46. Notwithstanding sections 43 to 45, where users do not abide by the regulations set out in Parts 4 and 5, the City Manager may, after providing written warning to the user, terminate the service until such time as Council rules on the matter or the user complies with the regulations.

PART 10 - OTHER

47. Nothing in this Bylaw relieves a person from complying with any other law, including any public health legislation, any environmental protection legislation, or any other Bylaw of the City.
48. If any section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the Court shall not affect the validity of the remaining portions of the Bylaw.
49. Bylaws No. 12/2012 and 11/2013 are hereby repealed.
50. This bylaw shall come into force on the day of passage.

Introduced and read a first time this 13th day of June, 2016.

Read a second time this 27th day of June, 2016.

Read a third time this 27th day of June, 2016.

CITY CLERK

MAYOR

**APPENDIX A OF BYLAW NO. 12/2016
COLLECTION FEES**

Residential waste container pickup fee per residential unit	
- Bi-weekly pickup	\$15.50 per month
Fee for additional waste container because of heavy usage or basement suite	
- Bi-weekly pickup	\$15.50 per month
Residential recycling container pickup fee	
- Bi-weekly pickup	\$8.00 per month
Fee for additional recycling container because of heavy usage or basement suite	
- Bi-weekly pickup	\$8.00 per month

Effective January 1, 2017

Residential waste container pickup fee per residential unit	
- Bi-weekly pickup	\$11.80 per month
Fee for additional waste container because of heavy usage or basement suite	
- Bi-weekly pickup	\$11.80 per month

**APPENDIX B OF BYLAW NO. 12/2016
PERMITTED RECYCLABLE MATERIALS**

The following recyclable materials are permitted in residential roll-out carts. All other materials are prohibited under Section 17 of this bylaw.

1. Paper Fibre Materials:
 - a) Flattened corrugated cardboard and paperboard;
 - b) Newspapers, flyers;
 - c) Magazines, catalogues, paperback books, hardcover books with covers and spine removed;
 - d) Telephone books;
 - e) Paper used for copying, writing or any other general use;
 - f) Brown paper bags, tissue roll cores, gift and packing paper, paper egg cartons;
 - g) Envelopes with and without windows; and
 - h) Shredded paper if placed inside a clear plastic bag

2. Clean and Rinsed Containers:
 - a) Aluminum beverage cans;
 - b) Household tin cans;
 - c) Milk cartons and jugs;
 - d) Plastic soft drink and water bottles (caps removed);
 - e) Plastic grocery bags, clean plastic food and clean plastic product wrap, secured inside another clear bag;
 - f) Household plastic containers and bottles numbered 1 through 7 that have contained non-hazardous products; and
 - g) Glass bottles and jars (clear, green or brown)