

TOWN OF KINISTINO
BYLAW NO. 02/20

A BYLAW OF THE TOWN OF KINISTINO TO PROVIDE FOR THE PROPER
COLLECTION AND DISPOSAL OF WASTE AND RECYCLABLES WITHIN THE TOWN,
AND TO ESTABLISH AND REGULATE A WASTE DISPOSAL SITE

The Council of the Town of Kinistino, in the Province of Saskatchewan, hereby enacts as follows:

1. This Bylaw may be cited as "The Waste and Recyclables Collection and Disposal Bylaw".

INTERPRETATION AND APPLICATION

2. In this Bylaw, unless the context otherwise requires:
 - a) "automated collection" means the mechanical collection of waste in carts using vehicles especially designed for collection from such carts;
 - b) "building waste" means all waste produced in the process of constructing, altering or repairing a building, including earth, vegetation and rock displaced during the process of building;
 - c) "carts" means waste and recycling carts
 - d) "collection day" means the day upon which the Town or one of its agents shall provide the Town waste services to a designated property;
 - e) "collector" means a person who collects waste or recycling within the Town for and on behalf of the Town;
 - f) "commercial premises" means premises principally used for the conduct of some profession, business or undertaking and includes for the purpose of this Bylaw any building or premises which is not a dwelling unit or the premises connected therewith, and which is not industrial premises;
 - g) "designated areas" means separate areas within the waste disposal ground that are set aside for the disposal of particular types of waste. These are identified either by signs or by the Town Representative;
 - h) "dwelling unit" means a building of one or more habitable rooms constituting a self-contained independent unit and occupied or intended to be occupied as a permanent home or residence of one family;
 - i) "garbage" means the types of unwanted household waste that is set out for garbage service but does not include recyclable material or other material that is prohibited by this Bylaw;
 - j) "industrial premises" means a building or premises in which any manufacturing, processing, producing or repairing of goods is carried on;
 - k) "industrial waste" means waste generated by commercial or industrial activities that presents health, safety or environmental concerns and includes, but is not limited to, lime, sulfur, asbestos, contaminated soils, empty chemical containers and drums, carbon, acids, caustics, sludge and industrial swamp water, but excludes garbage;
 - l) "landfill" means the municipal waste disposal site located in SW 28-45-21 W2;
 - m) "liquid wastes" means any waste which contains animal, mineral or vegetable matter

- in solution or suspension;
- n) "multi-family dwelling" shall mean a dwelling unit having separate access and egress directly to the outside or to a hallway leading to the outside consisting of four or less self-contained suites or apartments having sleeping, cooking and bathroom facilities;
 - o) "owner" means the registered owner of the property as registered at Information Services Corporation;
 - p) "person" includes a corporation and the heirs, executors, administrators or other legal representatives of a person;
 - q) "receptacle" means a container used for garbage;
 - r) "recyclables" means approved recyclable collection material designated by the Town's contractor or agent;
 - s) "solid waste" means refuse, rubbish and other discarded solid materials, including waste materials resulting from domestic, industrial, commercial or agricultural activities;
 - t) "street" means a public thoroughfare with the Town and includes, where the context so allows, the sidewalk and borders of the street and all parts appearing in the land titles office as set aside for a public thoroughfare. When used in distinction to a lane, it means a public thoroughfare on which the premises in question front;
 - u) "tipping fee" means the fee payable to the Town for the disposal of certain items, which may be paid at the Town Office or the landfill;
 - v) "waste disposal site" means an area maintained by the Town where the public may bring and deposit all permitted types of waste, including the compost collection area.

PROVISIONS FOR DISPOSAL OF WASTE

- 3. The Town shall employ or enter into a contract with a person(s) or contractor as may be deemed necessary for the collection, removal and disposal of waste and recyclables accumulated within the Town limits.

ACCUMULATION OF WASTE PROHIBITED

- 4. Except for waste which is placed:
 - a) In receptacles required by this Bylaw;
 - b) In a manner complying with the provisions of this Bylaw;
 - c) In a location designated or allowed by this Bylaw;

No person who is the owner or occupant of any land or building shall allow waste of any kind to accumulate upon any land or about any building within the Town limits.

- 5. Notwithstanding anything in Section 4., or elsewhere in this Bylaw, no person shall dispose of waste or allow waste to accumulate in any manner which contravenes the provisions of the Public Health Act, the Regulations made thereunder, or a Bylaw of the Town relating to health, sanitation or nuisances.

DEPOSITING WASTE ON PRIVATE PROPERTY

6. Subject to the provisions of Section 5., no person who has waste of any description requiring disposal shall dispose of it other than at a waste disposal site.
7. A person who has disposed of waste on any land contrary to the provisions of Section 6., shall remove the said waste upon being instructed or directed to do so by the owner or occupant of the land or by a representative of the Town, the Medical Health Officer, Public Health Officers or a Police Officer, but such removal shall not prevent him from being prosecuted for a contravention of Section 6.
8. If the person who has placed waste on land contrary to the provisions of Section 6., cannot be ascertained, the owner or occupants of the land shall remove the waste or cause the waste to be removed from the land upon being directed to do so by a representative of the Town, the Medical Health Officer, Public Health Officer, or a Police Officer.

WASTE AND RECYCLABLES FOR PUBLIC COLLECTION

9. The schedule of collection, removal and disposal of wastes by the Town are set out on Schedule "A". In addition, the waste disposal site is available to the residents and businesses of the Town during the hours set out on Schedule "A". Should anyone request access to the waste disposal site outside of the public use hours, they may request entry. However, entry will only be granted during Town Office hours in consultation with and at the discretion of the foreman and the entry fee set out in Schedule "B" must be paid at the Town Office prior to entry.
10. With the exception of the premises listed in Section 15, all other premises will be provided with one brown cart for waste and one blue cart for recyclables. Material will not be collected if placed in any other type of receptacle.
11. Should the owner or occupant require additional waste carts for their premise, a fee set out on Schedule "B" will be charged.
12. The owner or occupant of the premise is responsible for the cart and a replacement fee, detailed on Schedule "B" will be charged for carts replaced due to damage, neglect, vandalism, loss or theft. Regular cart maintenance issues are the responsibility of the Contractor.
13. The blue cart recycling program is for residential properties only. However, the Town will maintain several 6 cubic yard recycling bins throughout the Town for use by commercial businesses.
14. Except as otherwise provided in this Bylaw, no person shall place waste and/or recyclables from a premise elsewhere than in receptacles that comply with the requirements of this Bylaw, in particular the carts as set out in Section 10.
15. The following premises or sites shall not have waste collected by the Town:
 - a) Any site or buildings owned by the Saskatchewan Health Authority;

- b) Any site or buildings owned by Saskatchewan Rivers School Division;
- c) All farm implement dealership or agro/grocery centres.
- d) All restaurants or bars

PLACING OF RECEPTACLES

- 16. Except as otherwise herein provided, no person shall place or keep waste receptacles or recyclables carts or commercial containers upon any portion of the street or lane.
- 17. The owner or occupant of the premises shall place all carts out for collection by 7:00 am on the morning of the collection day (but not before 6:00 pm on the day before collection), and return them to their usual storage place on the day of collection (and not later than 12 noon the following day).
- 18. The owner or occupant of a premise shall place the cart in front of their premises in the following manner:
 - a) place the cart on the street with wheels as close as possible to (but not directly against) the curb, or in front of a snow bank, with the handle facing the house;
 - b) Place a minimum of 3 feet from a parked vehicle, obstacle, snow bank or another cart.

PREPARATION OF WASTE AND RECYCLABLES FOR COLLECTION

- 19. An owner or occupant of a premise from which waste is to be collected shall:
 - a) Place the garbage in a securely tied plastic bag before depositing it in a waste cart;
 - b) All waste must be contained inside the receptacle that will allow for the lid to be properly closed.
 - c) All grass clippings, leaves and garden refuse must be bagged in clear plastic garbage bags which are provided free of charge and are available at the Town Office. Twigs or branches must be cut to a length to properly fit in these clear bags. The bags will be collected separately from regular household waste. Non-compost material and household garbage are not to be placed in these free bags.
- 20. An owner or occupant of a premise from which recyclables are to be collected shall:
 - a) Place the following items loosely into the recyclable cart:
 - i) Paper and cardboard – newspaper, paper and corrugated cardboard, telephone books, paper drinking cups, catalogues and magazines (with plastic wrapping removed) and shredded paper (in a clear plastic bag);
 - ii) Metal – clean metal food cans, metal lids, aluminum foil and containers (all rinsed clean of residue);
 - iii) Plastic – clean plastic containers labelled with the recycling symbol 1-7.
 - b) The following items are prohibited from being placed in the recyclable cart:
 - i) Batteries or electronics, hazardous or toxic product containers, aerosol cans;
 - ii) Glass jars and bottles, light bulbs, drinking glasses and other glassware;

- iii) Styrofoam containers, peanuts or packing, food and wet waste, food contaminated paper waste;
 - iv) Pots and pans, scrap metal, ceramics, metal and plastic hangars;
 - v) Plastics without the recycling symbol label 1-7.
21. No person shall place any explosive or highly flammable waste in any receptacle for collection.
22. No person, other than the owner, a person permitted by the owner, or a waste collector of the Town shall interfere with a waste or recyclables receptacle or with any waste or recyclables placed for collection in a waste receptacle.

RESPONSIBILITY AND ARRANGEMENT FOR REMOVAL OF OTHER WASTE

23. The Town shall not provide collection for any of the following or similar items:
- a) Discarded furniture, discarded automobile parts, including tires and other private vehicles and household equipment;
 - b) Tree limbs, whole shrubs or bushes, portions of hedges, with the exception of twigs or branches detailed above in Section 19(c);
 - c) Fences, gates and other permanent and semi-permanent fixtures on the premises;
 - d) Any discarded household chattel, material or equipment which is improperly prepared for collection;
 - e) Building materials and building wastes;
 - f) Dead animals;
 - g) Hazardous waste;
 - h) Dirt, rocks, cement, bricks, batteries.
24. A person carrying out the construction or alteration of any building or structure shall:
- a) Be responsible for the disposal of all refuse resulting from the construction or alteration;
 - b) Place all refuse and litter into a suitable container or enclosure so as to prevent it from blowing around;
 - c) On completion of the construction or alteration, to clear the grounds on which the construction or alteration was made of any remaining waste.
25. No person shall operate any vehicle transporting domestic waste, refuse or rubbish over any street or lane in the Town unless the load is securely fastened or covered with a tarpaulin in such a manner that it shall be impossible for any part of the load on the said vehicle to escape.

WASTE DISPOSAL SITE

26. The Town shall designate an area as a waste disposal site for refuse generated within the Town. The Town will provide receptacles at the site for disposal of acceptable material.
27. Any person bringing waste materials to the waste disposal site for disposal shall pay the fee set out in Schedule "B" either in advance at the Town Office, or at the disposal site. The fee must be paid before disposal will be permitted.

28. Every person delivering waste to the waste disposal site shall comply with all posted regulations at such site and abide by all directions from Town employees or the landfill attendant performing the duties assigned to them.
29. Hazardous waste not suitable for disposal at the waste disposal site shall not be accepted.
30. No person shall remove any waste, object or material from the waste disposal site.
31. The Town may deny entry to the waste disposal site if
 - a) the person requesting entry has neglected or refused to pay any fees associated with this Bylaw; or
 - b) the person requesting entry has waste that is not accepted at the waste disposal site.
32. No person shall deface, destroy or alter any signs, gates or fencing at the waste disposal site.
33. No burning is allowed at the waste disposal site unless carried out by the Town and approval is received from the appropriate governing authority.

MATERIALS NOT PERMITTED

34. Manure, spoiled grain and other similar agricultural wastes shall not be deposited at the waste disposal site.
35. Petroleum wastes, slaughter house wastes and other comparable wastes, shall not be deposited at the waste disposal site, but shall be disposed of in the manner prescribed by provincial regulations.
36. Other materials not permitted to be disposed of at the waste disposal site include, but not limited to: asbestos, shingles, concrete, used oil, vehicles, tires, hazardous materials such as chemical containers, antifreeze jugs, paint and paint cans, oil filters, batteries, motor oil containers and electronics (TVs, VCRs, Copiers, Printers, Microwaves, etc.).

OFFENCES AND PENALTIES

37. A person contravening any provision of this Bylaw and a person responsible for such contravention, is guilty of an offence, and is liable upon summary conviction to a minimum fine as laid out in the General Penalty & Enforcement Bylaw. A conviction for a contravention of any provision of this Bylaw does not relieve the person convicted from complying with this Bylaw, and the convicting judge or justice may, in addition to the fine imposed, order the person to do any act or work, within a specific time, to comply with the Bylaw.

REPEAL OF EXISTING BYLAW

38. Bylaw No. 04/18 is hereby repealed.

39. This Bylaw shall come into force and take effect November 1, 2020.



J. Maych

Mayor

Rhonda Bacon

Administrator

SCHEDULE "A"
TO BYLAW 02/20
COLLECTION SCHEDULE & HOURS OF OPERATION

Waste Collection Schedule

A waste and recycle collection schedule will be provided by the Contractor on an annual basis and posted to the Town website. Currently, collection will be alternating Tuesdays.

Public Use Landfill Hours of Operation

April 1 to October 31

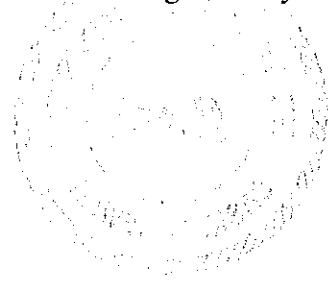
Wednesdays 3:00 to 6:00 pm

Saturdays 8:00 am to 12:00 noon

November 1 to March 31

Wednesdays 4:00 to 6:00 pm

Saturdays 9:00 am to 12:00 noon



SCHEDULE "B"
TO BYLAW 04/18
FEES

<u>Entry Fee</u> For access outside of public-use hours	\$50.00
<u>Additional Cart</u> Per month/per cart invoiced once per calendar year & must be paid in advance	\$15.00
<u>Cart Replacement Fee</u> Due to damage, vandalism, neglect, loss or theft	\$50.00

Waste Disposal Fees

ALL FEES MUST BE PAID PRIOR TO DISPOSAL. ALL MATERIAL MUST BE OFF-LOADED BY HAND INTO PROVIDED ROLL-OFF CONTAINER OR 6 CU YD BIN

Minimum charge \$15.00

Bagged garbage \$5.00/bag after minimum
(example: 1 bag \$15.00; 2 bags \$15; 3 bags \$15; 4 bags \$20; 5 bags \$25, etc.)

Metals \$15.00/item
Fridge/Freezers (free of Freon, doors/lids removed), Stoves,
Washers/Dryers, Bathtubs, Water heaters/Furnaces, BBQs,
Swing sets, Exercise Equipment, Bikes, other metal

Other large items (including but not limited to) \$15.00/item
Toilets, Couch, Love Seat, Bed Spring, Mattress, Fencing,
Gates, Tables, Chairs, Doors

Other Materials
¼ tonne truck \$35.00
½ tonne truck/small utility trailer \$45.00
1 tonne truck/tandem utility trailer \$60.00

Clean Wood, Trees, leaves, weeds, etc. Free

Building demolition materials
Owner/Contractor must make arrangements for own bin