

RURAL MUNICIPALITY OF MILTON NO. 292

BYLAW NO. 2020-01

A bylaw to establish and maintain a system for the collection and disposal of household waste within the limits of Division 7 of the Rural Municipality of Milton No. 292

The council of the Rural Municipality of Milton No. 292 in the Province of Saskatchewan enacts as follows:

1. SHORT TITLE

- 1.1 This Bylaw may be referred to as the Waste Collection and Disposal Bylaw

2. INTERPRETATION

- 2.1. "Administrator": The person appointed as administrator pursuant to section 110 of *The Municipalities Act*;
- 2.2. "Ashes": The powdery residue left after the combustion of any substance and includes partially burnt wood, charcoal or coal;
- 2.3. "Automated Collection" The mechanical collection of waste in carts using vehicles specially designed for collection from such carts;
- 2.4. "Building Material & Waste": All waste produced in the process of constructing, altering or repairing a building, including earth, vegetation, concrete and rock displaced during the process of building;
- 2.5. "Bulky Waste Items" Items that cannot fit into a cart and include but are not limited to items such as mattresses, sofas, fridges, stoves and box springs;
- 2.6. "Collection Day": The day or days during each week on which waste materials are collected from a designated property in Division 7;
- 2.7. "Collection Schedule" The schedule of dates that waste service is to be provided to the designated properties in Division 7;
- 2.8. "Collection Service" The curbside collection of household waste materials, recyclable materials, and acceptable yard waste;
- 2.9. "Collector": A Person employed by the municipality or a Contractor who has entered into an agreement with the municipality to collect waste;
- 2.10. "Commercial Facilities": Includes stores, restaurants and any commercial businesses; and other properties designated as such;

- 2.11. "Container": Designed or used for containing waste awaiting collection and disposal;
- 2.12. "Construction and Demolition Waste" Waste produced in the process of construction, demolition, or repairs to buildings and real property improvements and shall include, but not limited to, earth, vegetation, and rock displaced during the process of construction and demolition;
- 2.13. "Council" The Council of the Rural Municipality of Milton No. 292
- 2.14. "Dangerous Object" An object or material which presents a health or safety risk to a person including sharps waste, general medical waste, broken glass, fluorescent tubes, or sharp edged tin cans;
- 2.15. "Designated Property" A building or buildings, intended for residential use with no more than four dwelling units, on a separately assessed parcel of land;
- 2.16. "Dwelling" A building used or intended for residential occupancy
- 2.17. "Fees and Charges": The Rural Municipality of Milton No. 292 fees and charges set out in the Fee Schedule in Schedule "C";
- 2.18. "General Medical Waste" Non-hazardous medical waste and includes soiled dressings, sponges, surgery drapes, lavage tubes, casts, catheters, disposable pads, disposable gloves, specimen containers, labcoats and aprons, tubings, filters, towels and disposable sheets, but excludes biomedical waste;
- 2.19. "Household": Any owner, occupant, lessee or tenant or any other person in charge of any dwelling;
- 2.20. "Household Hazardous Waste" Solid wastes from homes and residences that have properties that make them dangerous or capable of having a harmful effect on human health and the environment;
- 2.21. "Household Waste" Types of unwanted waste originating from domestic activities at a residence as listed in Schedule "A" of this Bylaw that are set out for household waste service but does not include recyclable material or other material prohibited by this Bylaw;
- 2.22. "Household Waste Cart" The cart provided by the collector to designated properties for the storage and collection of household waste;
- 2.23. "Household Waste Service" The service of collection of household waste from designated properties for transport to a disposal site;
- 2.24. "Municipality": The Rural Municipality of Milton No. 292;
- 2.25. "Occupant": Any lessee, tenant, or any other person in possession of a property;

- 2.26. "Owner": The person having right, title, interest or equity in a property as shown on the records of the land registry office;
- 2.27. "Recyclable Material" Material collected for the purpose of recycling or reuse as designated in Schedule "A"
- 2.28. "Recycling Cart" The cart provided by the collector to designated properties for the storage and collection of recyclable materials;
- 2.29. "Recycling Service" The service of collecting recyclable material from designated properties for transport to a recycling collection point or facility;
- 2.30. "Unacceptable Waste" Waste listed in Schedule "B" of this Bylaw;
- 2.31. "Waste" Any discarded organic or inorganic material, included household waste, recyclable material, household hazardous waste, bulky waste items and unacceptable waste that:
 - 2.31.1. The owner or possessor thereof does not wish to retain;
 - 2.31.2. Must be disposed of due to health reasons or;
 - 2.31.3. Must be disposed or to ensure the amenity of the area in which it exists is not adversely affected;
- 2.32. "Waste Management Facility" The Western Regional Landfill located at SE 04-29-24W3;
- 2.33. "Yard Waste": Leaves, grass clippings, garden waste, house and garden plants, wood shaving, roots, hedge and shrub trimmings, brush cuttings, twigs, branches, stumps, tree trunks, and sod.

3. ADMINISTRATION

- 3.1. The Municipality under the provision of this bylaw provides for the collection and disposal of household waste within Division 7 of the Municipality.
- 3.2. The fees and charges to be charged for collection service and for the disposal shall be as set out from time to time as per Schedule "C" of this bylaw.
- 3.3. Collection Service charges will be billed in accordance with the schedule set out in Schedule "C" of this bylaw.
- 3.4. The Municipality requires that new account requests or changes for waste collection services to be provided by the Municipality, be placed in the name of the owner registered on the property title only.

- 3.5. An account must be opened before collection service by the Municipality will be provided.
- 3.6. A person wishing to close their account must make the request to the Municipality for the stoppage of service.
- 3.7. The Administrator is authorized to:
 - 3.7.1. Determine whether a property is a designated property;
 - 3.7.2. Arrange schedules for the waste collection service;
 - 3.7.3. Take any steps or carry out any actions required to enforce this Bylaw;
 - 3.7.4. Further delegate the administration and enforcement of this Bylaw to a Bylaw Enforcement Officer.

4. COLLECTION AND DISPOSAL OF WASTE

- 4.1. 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;
- 4.2. The Municipality shall provide household waste services to each designated property once every two weeks.
- 4.3. The Municipality shall provide recycling services to each designated property once every two weeks.
- 4.4. Designated properties will be assigned and delivered carts by the collector.
- 4.5. Where an owner of a designated property requests addition household waste carts and/or recycling carts, the owner or occupant may make arrangements with the Administrator. Such additional collection costs will be the responsibility of the owner and billed accordingly.
- 4.6. All waste from commercial facilities within Division 7 shall be disposed of at the Waste Management Facility.
- 4.7. Every owner of a commercial facility shall ensure that there are waste storage facilities on the property that are:
 - 4.7.1. Available to the owner and occupants of the commercial facility;
 - 4.7.2. Sufficient in size to store all the waste generated.
- 4.8. Every owner of a commercial facility shall ensure an arrangement for regular removal and disposal of waste to the Waste Management Facility is implemented.

5. WASTE CONTAINERS

- 5.1. The owner or occupant of a designated property shall ensure that carts assigned to that designated property:
 - 5.1.1. Are stored in a location at the designated property that is under the care and control of the owner or occupant of that designated property;
 - 5.1.2. Are not stored on municipal property;
 - 5.1.3. Are used to set out waste for waste services;
 - 5.1.4. Remain with that designated property and are used for only those purposes permitted in this Bylaw;
 - 5.1.5. Are kept clean and sanitary;
 - 5.1.6. Are maintained in good condition;
 - 5.1.7. Are not damaged or altered in any way, including any alteration of the exterior and
 - 5.1.8. Are available to the Municipality, its contractors or agents, within a reasonable time, for the purposes of inspection, maintenance or repair.
- 5.2. Carts used for household waste services and recycling services:
 - 5.2.1. Are not the property of the owner or occupant of the designated property;
 - 5.2.2. May be removed by the Municipality, its contractors or agents, at the direction of the Administrator.
- 5.3. The owner or occupant of a designated property is responsible for the loss of or damage to the carts assigned to that property and is responsible to advise the collector of such loss or damage. Replacement costs for lost or damaged carts will be charged to the owner of the designated property to which the carts were assigned.
- 5.4. No person shall deposit waste in any cart without the consent of the owner or occupant of the property where such a cart is located or assigned.
- 5.5. Every person receiving waste services shall ensure that the waste is prepared and placed in accordance with this Bylaw.
- 5.6. The owner or occupant of a designated property shall:
 - 5.6.1. Thoroughly drain all household waste and wrap and securely tie in in paper or place it in a securely tied plastic bag;
 - 5.6.2. Ensure all household waste is bagged or bundled before placing in the cart;
 - 5.6.3. Ensure that all sharp or pointed objects are wrapped or contained;
 - 5.6.4. Ensure all general medical waste, animal waste, dust particles, and powdered materials are packaged in a securely tied, plastic waste bag

5.7. Prepare eligible recyclable material in the following manner

- 5.7.1. Empty and flatten and cardboard and paperboard and place loosely in the cart;
- 5.7.2. Placed shredded paper in securely tied clear plastic bags
- 5.7.3. Rinse all aluminum cans and household tin cans;
- 5.7.4. Remove lids and rinse all household beverage containers
- 5.7.5. Empty all plastic containers and remove lids and rinse when required.

5.8. No person shall

- 5.8.1. Pile waste above the top of the cart;
- 5.8.2. Overfill a cart so that waste may fall to the ground;
- 5.8.3. Overfill a cart so that the lid cannot be fully closed;
- 5.8.4. Place waste on the ground near a cart or;
- 5.8.5. Permit or allow waste stored or set out for waste service to create offensive odours or become untidy.

5.9. Waste may not be collected from a designated property if the cart:

- 5.9.1. Is unclean and unsanitary
- 5.9.2. Is improperly placed
- 5.9.3. Is placed at a designated property other than the property to which that container was assigned;
- 5.9.4. Is not placed out at the scheduled time for collection;
- 5.9.5. Is not accessible by the waste collection vehicle for pickup;
- 5.9.6. Contains waste that is not properly prepared or is unacceptable;
- 5.9.7. Is not in an cart provided by the collector

5.10. Every owner or occupant receiving waste services shall place carts:

- 5.10.1. To not obstruct traffic in any way;
- 5.10.2. At the location where the carts were delivered to ensure efficient service of the carts. If this location is on the street, the carts should be placed with wheels against the curb or as close as possible to the edge of the roadway. If the pickup location is in an alleyway, place carts as close to the edge of the alleyway surface as possible;
- 5.10.3. During the winter months, on the street or alley with wheels as close as possible to the edge of the snow/ice windrow;
- 5.10.4. In an upright street level position with the front of the cart pointing towards the street or alley;

- 5.10.5. With a minimum 3 feet of clearance on either side between the carts and any other obstacle or vehicle;
- 5.10.6. No earlier than 6:00 p.m. on the day before the collection day;
- 5.11. Every owner or occupant shall remove the carts from the street no later than 11:59 p.m. the same day as the scheduled collection.
- 5.12. If the Municipality changes the collection day, the Municipality shall provide notice of the change by placing a prominent notice in the local post office notifying residents of the change at least 24 hours prior.

6. OTHER

- 6.1. No person other than the lawful owner, an authorized employee of the Municipality, or the collector, shall handle, interfere with, or in any manner disturb any garbage of any kind put out for collection and removal.
- 6.2. No person or business/commercial entity shall construct a new building or facility without the provision of a commercial bin (at their cost) on site to provide for the storage and removal of new construction waste, including that of building material waste.
- 6.3. No person shall directly or otherwise, dispose of or permit any person to dispose of any explosive, flammable, volatile, noxious, or dangerous device, substance or thing in any waste cart.
- 6.4. No person shall sweep, throw, cast or deposit, permit or cause any other person to sweep, throw, cast or deposit any household waste, non-collectable refuse, or any other waste, onto any street or public property.
- 6.5. No person shall permit or cause the accumulation or storage of household waste or non-collectible refuse so that it becomes a public nuisance or emits offensive odours or is likely to attract pest, vermin or insects.
- 6.6. No person shall permit or cause any container or cart to emit offensive odours or attract pest, vermin or insects.
- 6.7. No person shall allow any animal owned by said person or under the care or control of said person to pick over, interfere with, disturb, remove or scatter any household waste set out for collection.

- 6.8. No owner or occupant shall permit any household waste that has been set out for collection to blow away or otherwise become a nuisance or litter in any manner prior to collection. Where household waste that has been set out for collection has blown away or otherwise escaped in any manner, it is the responsibility of the owner or occupant of the property to clean up the waste.
- 6.9. No person shall dispose of any garbage in any other manner other than what is provided for in this bylaw.
- 6.10. No person shall litter within the Division 7 boundaries at any time.

7. PENALTIES AND NOTICES OF VIOLATION

- 7.1. Any person who contravenes any of the provisions of this Bylaw or fails to comply therewith or with any notice given thereunder is guilty of an offence and is liable to the penalties as hereinafter provided. Said offence and penalties shall be listed on Schedule "D".
- 7.2. Any person who contravenes the provisions of this Bylaw NOT specifically set out in Schedule "D" or fails to comply therewith, or with any notice given thereunder, is guilty of an offence and is liable on summary conviction to a fine in an amount not exceeding that provided for by the Rural Municipality of Milton No. 292 General Penalty Bylaw.

8. PAYMENT OF NOTICES OF VIOLATION

- 8.1. Where any person has committed or is alleged to have committed a breach of any of the provisions of this Bylaw, a ticket, notice, or summons may be served on such person by a Police Officer, Municipal Enforcement Officer, or any person duly authorized by Council. Such person served with a ticket or notice may voluntarily pay same at the Rural Municipality of Milton No. 292 Administration Office between the hours of 8:00 a.m. and 4:00 p.m., excepting Saturdays, Sundays, and public holidays, provided that payment is be made within a period of ten (10) days from the service of the said ticket or notice. If payment is made within such time and accepted, then that person shall not be liable to prosecution for the offense.

8.2. Service of a ticket, notice, or summons pursuant to this Bylaw may be made by:

- 8.2.1. by personally delivering the ticket, notice, or summons to the person committing the breach of the provision of this Bylaw; or
- a. by mailing such ticket, notice, or summons to the last known address of the owner or occupant by registered mail.

8.3. A person to whom a Notice of Violation is being issued pursuant to this Section shall, upon request, provide their name and address. Any person who fails to provide this information is guilty of an offence and liable on summary conviction to be assessed a fine as outlined in the most current Rural Municipality of Milton No. 292 General Penalties Bylaw.

9. REPEAL

10.1 Bylaw No. 2019-04 is hereby repealed.

10. COMING INTO FORCE

11.1 This bylaw shall come into force and take effect on the date of the final passing thereof.



Reeve

Administrator

Read a third time and adopted
this 8 day of January, 2020

Administrator



This is a true copy of original document which has not been altered in any way.

Signed at Marengo, Saskatchewan on January 13, 2020

Name

Signature

Title

Date

SCHEDULE "A" TO BYLAW NO. 2020-01

HOUSEHOLD WASTE

The following items are the types of material that would be considered household waste for the purposes of this Bylaw:

- Plastics not included in the list of recyclable materials
- Paper not described in the list of recyclable materials
- Metal not described in the list of recyclable materials
- Putrescible or food waste, such as table scraps, spoiled food, peels etc.
- Glass such as jars, bottles, vases etc.
- General household items such as clothing, shoes, floor sweepings, sawdust, vacuum cleaner bags, animal waste and cat litter.

RECYCLABLE MATERIALS

The following items are considered recyclable materials for the purposes of this Bylaw:

Paper Fiber Materials

- Newsprint, flyers, junk mail and envelopes
- Letter quality paper, copier paper, computer printouts, NCR paper (no carbon required)
- Shredded paper
- Non-metallic gift wrap and packing paper
- Magazines, catalogues, paperback books, telephone books
- Hardcover books with the cover and spine removed
- Paper egg cartons
- Brown paper bags
- Tissue and paper towel cores
- Flatten cardboard and paperboard boxes

Plastic

- All household plastics labeled with any #1 and #7 symbol.
- Container must have a numbered arrow symbol

Beverage Containers

- Aluminum beverage containers
- Plastic pop/water bottles
- Plastic milk jugs
- Milk cartons, juice boxes and all Tetra-pak containers

Metal

- Aluminum cans, trays, pie plates, and foil
- Household tin cans

SCHEDULE "B" TO BYLAW NO. 2020-01**UNACCEPTABLE WASTES**

The following items are considered recyclable materials for the purposes of this Bylaw:

- Hazardous Waste
- Medical Waste
- Pressure Filled Containers
- Paint
- Used Oil Containers
- Electronics
- Sod, dirt or tree clippings over 2 feet in length
- Ashes of any kind
- Construction or demolition materials including concrete, boards, roofing materials, carpet etc.
- Automotive parts, oil filters, batteries, tires etc.
- Liquids of any kind
- Animals or animal parts

SCHEDULE "C" TO BYLAW NO. 2020-01**1. CURBSIDE WASTE COLLECTION SERVICE FEE (PER MONTH)**

Residential (within area shown on Schedule "D")

Bi-weekly waste collection	\$18.50 per cart per month
Bi-weekly recycling collection	\$ 8.50 per cart per month
Fuel surcharge	\$ 3.00 per month
Total	\$25.00 per month

2. Accounts for garbage collection service shall be billed in conjunction with the billing of the water and sewer accounts. Accounts shall be billed during the second week of April, July, October and January of each year and will reflect the garbage collection service fees for the three months prior.

SCHEDULE "D" TO BYLAW NO. 2020-01
PENALTIES

Offence		Penalty (Fine)	
		Time of Issuance (paid within 10 days)	After 10 days
Contravention of any provision of this Bylaw with exception of provision 6.10	1 st Offence	\$50	\$100
	2 nd Offence	\$100	\$200
	3 rd Offence	\$200	\$300
Contravention of provision 6.10		\$350	\$500