

THE CORPORATION OF THE MUNICIPALITY OF HASTINGS HIGHLANDS

BY-LAW 42-2005

Being a By-law to Regulate

The Disposal of Garbage in the

Municipality of Hastings Highlands

And to Regulate the Operation

Of Waste Disposal Sites.

WHEREAS pursuant to Section 11 (1) of the Municipal Act, 2001 as amended from time to time, Municipalities may pass by-laws respecting Waste Management;

AND WHEREAS pursuant to Section 77 (1) of the Municipal Act, 2001 as amended from time to time, a Municipality may, in a by-law prohibiting or regulating any matter passed under the 'Waste Management' sphere of jurisdiction, provide that a person who contravenes the by-law is guilty of an offence;

AND WHEREAS Council deems it expedient to regulate the disposal of garbage and the operation of Waste Disposal Sites;

NOW THEREFORE THE CORPORATION OF THE MUNICIPALITY OF HASTINGS HIGHLANDS enacts as follows, together with the attached schedules:

1. APPLICATION

This by-law shall apply to all of the owners and occupants of property within the geographic limits of the Municipality of Hastings Highlands.

2. DEFINITIONS

In this by-law,

"Ashes" shall mean the solid residue of any household fuel remaining after burning, including but not limited to ashes, soot, and other chimney deposits.

'Bag' shall mean a polyethylene plastic bag measuring not more than 76 x 94 cm (30 x 38 inches) closed at the top and securely fastened.

'Clerk' shall mean the CAO/Clerk of the Corporation of the Municipality of Hastings Highlands.

'Council' shall mean the Council of the Corporation of the Municipality of Hastings Highlands.

‘Hazardous waste’ shall mean waste and materials as may be defined from time to time by the Ministry of the Environment as hazardous and shall include but not be limited to the following: flammable or incendiary materials or liquids, incinerator ash, explosives, offal, sewage, drugs and medicine, chemical wastes, dry cell or wet cell batteries, pathological waste including syringes, needles, dressings, body parts and fluids, tissues, medical instruments or other such items as may or could reasonable contain pathogenic bacteria or micro-organisms, dead animals, motor oil, propane tanks, radioactive materials and other similar materials that may be hazardous or dangerous to the public health, safety or environment.

‘Household’ shall mean a building occupied or used as a place of abode other than a hotel, restaurant, or commercial boarding house.

‘Landfill Attendant’ shall mean an employee of the Municipality who is responsible for the operation of the Waste Disposal Site.

‘Municipality’ shall mean the Corporation of the Municipality of Hastings Highlands.

‘Person’ shall include individuals, corporations and partnerships.

‘Recycling Depot’ shall mean the area of the waste disposal site where recyclable materials are deposited in appropriate containers.

‘Recyclable Materials’ shall mean such items as the municipality identifies as being suitable for recycling purposes.

‘Resident’ shall mean any person who is the owner, occupant or tenant of any property within the geographic limits of the Municipality of Hastings Highlands.

‘Waste’ shall mean all animal, mineral and vegetable matter in any form or state abandoned, discarded or thrown out by any householder or generated from a residential property or dwelling, and includes non-recyclable household garbage, refuse, and domestic waste.

‘Waste Disposal Card’ shall mean the identification card as provided by the Municipality to Residents from time to time.

‘Waste Disposal Site’ shall mean location as set out in Schedule “A” to this by-law, which is used solely for the purpose of disposing and/or recycling of garbage, refuse and waste’

3. LANDFILL SITE OPERATIONS

i. The Waste Disposal Sites shall be operated in accordance with the provisions of all applicable legislation governing such sites.

ii. The Waste Disposal Sites shall be open to the residents of the Municipality during hours as specified in Schedule “C” attached hereto and forming part of this By-law.

iii. No waste will be accepted by the Landfill Attendants other than from an owner or resident of a property within the geographic limits of the Municipality, who produces a Waste Disposal Card as identification.

iv. No waste will be accepted by the Landfill Attendant from a commercial waste collector unless said collector is contracted or authorized by the Municipality.

v. All waste and recyclable materials shall be deposited under the direction of the Landfill Attendant.

4. GARBAGE AND RECYCLABLE MATERIALS PICKUP

i. The Municipality may enter into contracts with any person or persons for household pickup, removal, transfer, processing, storage, reduction, reuse, recycling and/or disposal of waste.

ii. Household waste and recyclable materials shall be picked up by the Municipality or its contractor at residences on a schedule as set out in Schedule "E" attached hereto and forming part of this By-law. Where the regular day fixed for pick-up falls upon a holiday, pick-up shall be made the following week.

iii. Household waste and Recyclable Materials shall be placed at the roadside (near the civic address marker known as the 9-1-1 sign) for pickup before 7 a.m. on the day scheduled for pickup, in appropriate garbage bags. Household waste shall have a Bag Tag affixed to the bag.

iv. Residents whose property is located on a private road may place waste and recyclable materials out for pick-up at the closest location on a public road.

v. No person shall set out ashes for pick-up.

5. RECYCLABLE MATERIALS

All recyclable material shall be separated from non-recyclable wastes and delivered to the waste site as set out in Schedule "D" attached hereto and forming part of this by-law.

6. PROHIBITIONS

i. No person shall enter onto Waste Disposal Site property other than during operating hours.

ii. Notwithstanding clause (i) above, Municipal employees, consultants, contractors and other authorized persons shall have access to Waste Disposal Sites as required.

iii. No person shall salvage any materials from a Waste Disposal Site.

iv. No person shall throw, place or deposit any type of waste on any roadway, highway or bridge or any Municipally owned property that is outside of the limits of the Waste Disposal Sites as set out in this By-law.

v. No Person shall dispose of any of the following materials at a Waste Disposal Site:

- Manufacturer's waste, oils, toxic liquids or semi-liquid waste,

- Derelict automobiles or any vehicle
 - Hauled sewage
 - Hazardous wastes
 - Fences, page wire (may be disposed of in the steel pile)
 - Any explosive or highly combustible materials of any nature whatsoever
 - Any other material as may be prohibited under the Environmental Protection Act Section II - General Provisions, Part V - Waste Management, Part VII - Abandoned Motor Vehicles, or Part X - Spills
- vi. No person shall create or cause to be created malicious damage to or at a Waste Disposal Site.
- vii. No person shall dispose of any waste or without first paying the applicable fee.
- viii. No person shall dispose of material containing loose asbestos fibers.
- ix. No person shall dispose of a refrigerated appliances not bearing a certificate that the chloro-fluorocarbons have been removed by a licensed person.
- x. No person shall discharge a firearm in a Waste Disposal Site.

7. USER FEES

Tipping fees are as set out in Schedule "B" attached hereto and forming part of this by-law.

8. GENERAL

The municipality shall not be liable to any person for any damage caused to any person or property or vehicle while at a Waste Disposal Site.

9. DISPOSAL OF WASTE OR RECYCLABLE MATERIALS OUTSIDE OF

THE WASTE DISPOSAL SITE

No person shall place any waste or recyclable materials, industrial waste, commercial waste, goods, wares appliances, junk refuse or other material outside of the gates of any Waste Disposal Site.

10. SCHEDULES

The following schedules annexed and attached to this by-law shall form part of this by-law:

- i. SCHEDULE "A" Location of Municipal Landfill Sites
- ii. SCHEDULE "B" Tipping Fees

iii. SCHEDULE "C" Hours of Operation

iv. SCHEDULE "D" Recyclable Material

v. SCHEDULE "E" Weekly Schedule – Household Garbage and Recyclables

11. PENALTIES

Any person who contravenes any Section of the By-law is guilty of an offence and upon summary conviction is liable to a fine of not more than five thousand (\$5,000) dollars and such fine shall be recoverable under the Provincial Offences Act.

12. REPEAL OF BY-LAWS

By-law 18-2002 and any other by-laws inconsistent with or antedating the By-law are hereby repealed.

13. DATE BY-LAW COMES INTO EFFECT

This by-law shall come into force and take effect upon final passing.

Read a first, second and third time, and finally enacted this 20th day of September, 2005.

Original signed by Mayor Donald C. Bloom

Mayor

Original signed by CAO/Clerk Dawn Halcrow

Clerk

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SCHEDULE "A"

Location of Municipal Landfill Sites

SAND BAY 16 Runnalls Lane

Lot 28, Con 7, Township of Bangor

LAKE ST PETER 2825 Highway 127

Part Lots 10 and 11, Con XII and XIII

Township of McClure

WOLF CREEK 567 River Road

Lot 23, Con 14, Township of Bangor

NORTH BAPTISTE 353 North Baptiste Lake Road

Part of Lot 3, Con 10, Township of

Herschel

MUSCLOW-GREENVIEW 3375 Musclow-Greenview Road

North Part of Lot 11, Con 11, Township

Of Monteagle

EAST LAKE 59 Cardwell Lake Road

SOUTH BAPTISTE 2539 South Baptiste Lake Road

Part of Lot 28, Con 4, Township of

Herschel

PAPINEAU LAKE 113 South Papineau Lake Road

N.W. Part of Lot 3, Con 4, Township

Of Bangor

HICKEY 202 Hickey Road East

Lot 30, Con 8, Township of Monteagle

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SCHEDULE "B"

Tipping Fee

FURNITURE & HOUSEHOLD ITEMS

- a) Large items – sofas, mattresses,
Box springs, upholstered chairs,
kitchen tables, dressers, desks, \$5.00 each
bookcases, televisions, carpet
- b) Small items – wooden chairs,
metal chairs, small tables, \$2.00 each
lamps, small shelves

TIRES

- a) Passenger car /light truck \$3.00 each
without rims

NOTE: TIRES ON RIMS NOT ACCEPTED

- b) Heavy truck / bus tires \$6.00 each
- c) Heavy equipment tires \$10.00 each

DEMOLITION / RENOVATION / CONSTRUCTION BY-PRODUCTS

OTHER THAN HOUSEHOLD GARBAGE

- a)* Dump Truck load \$300.00

- b)* One ton

OR contractor trailer load \$100.00

(dual axle)

- c) Half ton

OR single axle trailer \$ 25.00

* NOTE: Must be prepaid at municipal office. Receipt will be issued, which must be produced for the Landfill Attendant OR invoicing may be arranged at the municipal office.

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SCHEDULE "C"

WASTE SITE HOURS OF OPERATIONS

SUMMER WINTER

SAND BAY Saturday 12–5 p.m. Saturday 12–5 p.m.

Wednesday 12–5 p.m.

LAKE Sunday 12–8 p.m. Sunday 12-5 p.m.

ST PETER Tuesday 12–5 p.m.

Thursday 12–5 p.m.

Holiday Mondays 12 – 5 p.m.

WOLF Sunday 12–8 p.m. Sunday 12–5 p.m.

CREEK Thursday 12–5 p.m.

Holiday Mondays 12 – 5 p.m.

NORTH Saturday 12–5 p.m. Sunday 12-5 p.m.

BAPTISTE Sunday 12–8 p.m. Thursday 12-4 p.m.

Thursday 12–5 p.m.

Holiday Mondays 12–5 p.m.

MUSCLOW- Sunday 12–8 p.m. Sunday 12-5 p.m.

GREENVIEW Wednesday 12–5 p.m.

Holiday Mondays 12–5 p.m.

EAST LAKE Saturday 12–5 p.m. Saturday 12–5 p.m.

Wednesday 12–5 p.m. Wednesday 12-4 p.m.

SOUTH Saturday 12–5 p.m. Sunday 12–5 p.m.

BAPTISTE Sunday 12–8 p.m. Wednesday 12–4 p.m.

Wednesday 12–5 p.m.

Holiday Mondays 12–5 p.m.

PAPINEAU Sunday 12–8 p.m. Sunday 12–5 p.m.

LAKE Thursday 12–5 p.m. Thursday 12–4 p.m.

Holiday Mondays 12–5 p.m.

HICKEY Friday 12–5 p.m. Friday 12–4 p.m.

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SCHEDULE “D”

RECYCLABLE MATERIALS

FIBRES – to be bundled less than 30” x 30”

- Newspapers, magazines, catalogues, flyers, telephone books
- no hardcover books
- corrugated cardboard
- no waxed boxes
- boxboard packaging such as cereal boxes, cracker boxes, shoe boxes, tissue boxes
- fibre egg cartons, egg flats
- household paper such as junk mail, receipts, writing paper, envelopes, computer paper, clean paper packaging
- brown paper and brown paper bags

CONTAINERS – to be packaged in clear plastic bags or plastic grocery bags and tied shut

- clear and coloured bottles and jars

- no other type of glass, ceramics, window glass, dishes, pyrex, or drinking glasses
- metal food and beverage cans, rinsed
- plastic liquor and soft drink bottles, rinsed
- rigid plastic containers such as for detergents, water, juice, bleach, shampoo, antifreeze
- mixed plastics such as plastic grocery bags, large mouth containers
- no vinyl siding
- polycoat (wax) milk and juice cartons
- tetra pack drinking boxes
- aluminum trays and foil (clean)
- polystyrene (Styrofoam) meat and bakery trays, egg cartons, fast food containers, cups
- no aerosol cans
- no butter or candy wrap,
- no take out lids
- no metallic potato chip or snack food bags
- no blister foil for tablets/pills
- empty paint cans, scraped dry, lids removed and placed in the can

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SCHEDULE "E"

WEEKLY SCHEDULE

HOUSEHOLD GARBAGE AND RECYCLABLES PICK-UP

HERSCHEL - MONDAY A.M. - North Road, Scott Line and

north of Scott line, South Road, west of

of Y Road

- WEDNESDAY A.M. – Birds Creek, Subdivision

and West of subdivision

MONTEAGLE - WEDNESDAY - Highway 62, Graphite Road,

Lutheran Church Road, Moxam Road, Robinson

Road, Best Road, McLean Road, Boulter

Road, Musclow-Greenview Road from Birds

Creek to Mountney Road

- FRIDAY – all of Monteagle except as listed

above

BANGOR WICKLOW AND MCCLURE

- TUESDAY – Papineau Lake / Boulter Road and all points east

- THURSDAY – All points west of Papineau Lake