

**CORPORATION OF THE TOWNSHIP
OF DRUMMOND/NORTH ELMSLEY**

BY-LAW NO. 2008-042

WASTE MANAGEMENT BY-LAW

Being a By-law for establishing and maintaining a system for the collection removal and disposal of household garbage and recyclable materials, the processing of compostable materials, household hazardous waste and other refuse in the Township of Drummond/North Elmsley.

WHEREAS, Section 11(2) of the *Municipal Act*, 2001, as amended, gives municipalities the authority to pass by-laws respecting matters within the Spheres of Jurisdiction as described in the Table to this Section.

AND WHEREAS, the Table in this Section lists Waste Management as a “*Spheres of Jurisdiction*” for lower tier municipalities.

AND WHEREAS, pursuant to Section 391(1) of the Municipal Act, S.O. 2001, Ch. 25, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons, for services or activities provided or done by or on behalf of it; and for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board;

AND WHEREAS the Council of the Corporation of the Township of Drummond/North Elmsley deems it expedient to pass a by-law setting out new policies and procedures for the collection, removal and disposal of household garbage in the Township;

AND WHEREAS the Council wishes to provide a means of reducing the amount of garbage going to the landfill site.

NOW THEREFORE the Municipal Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. DEFINITIONS

For the purposes of this by-law the following words shall have meaning given herein:

- 1.1_ Agarbage@ shall include and mean all kitchen waste, mineral and vegetable matter, sweeping of floors, discarded wearing apparel, waste paper, cartons and boxes, packing materials, glass crockery and metals in any form or state abandoned, discarded or thrown out by any occupant of and generated from a residential property or dwelling. Garbage shall be separated into recyclables, compostables and other;
- 1.2_ Aoccupant@ shall include and mean any occupant, owner, lessee, tenant or responsible employee thereof of any residential dwelling;
- 1.3_ Aresidential property@ shall not include those properties assessed as residential due to commercial or industrial vacancies;
- 1.4_ Aresidential dwelling unit@ shall mean one or more habitable rooms designed for use by and occupied by not more than one family and in which separate kitchen facilities are provided for the exclusive use of such a family, with a private entrance from outside the building or from a common hallway or stairway inside the building;
- 1.5_ Astreet@ shall mean any public highway, private road, lane, alley, square, place, thoroughfare or way within the Township of Drummond/North Elmsley.
- 1.6_ Atownship@ shall mean the Corporation of the Township of Drummond/North Elmsley.

2. GENERAL

- 2.1 All occupants shall thoroughly strain all garbage before placing it in garbage containers and no garbage of a semi-liquid consistency shall be collected from any premises whatsoever.

- 2.2 Every occupant shall place garbage in a suitable container sufficient to prevent the entry of water, rain, flies and animals and the escape of noxious odours therefrom.
- 2.3 All garbage shall be placed in an enclosed garbage container of maximum size of 77 litres (17 imperial gallons) or in plastic disposable garbage bags the size of which shall not be greater than 26 inches by 38 inches and no bag or container shall exceed 40 pounds in weight. Metric or Imperial measurement accepted.
- 2.4 The container of garbage bags shall be placed by the occupant for pick up as close as possible to the travelled portion of the street and in a manner as not to impede pedestrians or traffic and at the end of the occupant=s driveway.
- 2.5 Containers shall be placed at the edge of public roads for collection prior to 7:00 a.m. on the day of collection, but shall not, however, be placed before 9:00 p.m. on the day preceding the collection day. Empty containers or material not collectable under the terms of this By-law shall be removed from the edge of public roads not later than 7:00 p.m. on the scheduled collection day.
- 2.6 No person shall place garbage on another person=s property or spill, scatter, deposit, throw, cast, lay or cause to be thrown, cast or laid, any garbage on any street, public property or private property.
- 2.7 Spillage from containers or bags caused by animals, persons or birds shall not be gathered up by the Township, its agent or independent contractor and shall be the responsibility of the occupant to clean up the spillage.
- 2.8 No person shall set out for collection, recyclables, any hazardous waste, grass clippings, leaves, branches, garden waste, scrap lumber, logs, metal, stone, brick, concrete, ashes, and refrigerators, freezers, stoves, ovens, water heaters, washers, dryers, furniture or other large items.
- 2.9 Any item not contained within a garbage bag or approved container shall not be set out for collection.
- 2.10 The number of collections per week and days and times that such collections are made shall be determined by the Township, but in no case shall collection be made less than once in each week from those premises to which the service is provided.
- 2.11 When a normal collection day falls on a Public or Statutory Holiday, such collection shall be made on the next working day following such Public or Statutory Holiday.
- 2.12 The garbage that shall be collected by the Township, its agent or independent contractor shall be only that garbage in an approved container.
- 2.13 There shall be a limit of two (2) containers or bags per residential dwelling unit. For each additional container or bag of garbage there shall be affixed a tag as approved by the Township. The fee for tags shall be established and listed in the current Township “Tariff of Fees By-law” on a cost per bag tag basis. The payment of such fee shall be made at the Municipal Office or the Waste Disposal Site. Each tag shall be affixed to each of such bags in a clearly visible location and in the case of enclosed containers be placed on the garbage within such container in a clearly visible location readily seen upon removal of the containers lid or top.
- 2.14 The municipality shall establish an annual Curbside Pickup/Waste Management Fee to be charged to each residential unit within the municipality. This fee shall be listed in the current “Tariff of Fees By-law” and charged equally to each residential unit as a special levy on the year’s final tax notice.
- 2.15 The monies so collected shall be used by the Township to assist in maintaining a system for collection, removal and disposal of garbage.

3. **RECYCLING**

- 3.1 All occupants are encouraged to recycle any garbage that can be recycled. Any recyclables may be refused.

- 3.2 The list of recyclable garbage as amended from time to time accepted in the blue box program will be provided by the Township of Drummond/North Elmsley in accordance with the agreement in effect at that time with the Township's recycling service provider.
4. **COMPOSTING**
- 4.1 All occupants are encouraged to compost any suitable organic material, such as grass clippings, garden debris and waste vegetable and fruit wastes, coffee grains, tea leaves, wood chips.
- 4.2 The Township may provide for a fee, a composting unit to be located outdoors on the occupant=s property.
- 4.3 The Township may provide a composting facility for compostables which cannot be accommodated on the occupant=s property. This facility will be located at the Township of Drummond/North Elmsley Waste Disposal Site. Acceptable material shall be leaves, grass clippings, wood chips. The composting facility shall be open the regular hours and days of the Waste Disposal Site.
5. **HAZARDOUS HOUSEHOLD WASTE**
- 5.1 A notice of Hazardous Household Waste collection events will be placed on the Township Web page, advertised in local newspapers and in the Township's annual newsletter.
6. **PENALTY**
- 6.1 Any person who contravenes a provision of this by-law shall be guilty of an offence and liable to a fine not less than Five Hundred dollars (\$500.00) for each offence exclusive of costs.
- 6.2 Each and every day that this infraction exists may be considered as a separate offence under this by-law.
7. **ENFORCEMENT**
- 7.1 The proper collection of garbage/refuse as set out in this by-law shall be under the control and direction of the Waste Disposal Site Manager, or some person or persons designated by him to act on his behalf, who shall be responsible to the Township Council, in such manner as may from time to time be determined by Council.
8. **COMMERCIAL**
- The Township will not collect Commercial or Industrial Waste however Commercial Waste as defined in Ontario Regulation 347 may be taken to the Waste Disposal Site subject to payment by the load as determined by the Waste Disposal Site Attendant.
9. **REPEAL OF FORMER BY-LAWS**
- By-law 2005-35, and any other by-law, schedules to by-laws, resolutions or actions of Council that are inconsistent with the provisions of this by-law are hereby repealed and rescinded.
10. That Schedule "A" attached hereto form part of this by-law.
This By-law shall come into force on the final passing thereof.

Read a first, second and third time and finally passed this 11th day of November 2008.

Reeve

Clerk

SCHEDULE AA@
By-Law No. 2008-042

1. Only Permit Holders of the Township of Drummond/North Elmsley shall have access to the Waste Disposal Site. Drummond/North Elmsley residents who pay waste levy can obtain a Dump Permit at the Waste Disposal Site.
2. Garbage must be separated and placed in different areas of the Waste Disposal Site under the direction of the Waste Site Attendant. Signs are placed to identify the following areas:
 - **Scrap Metal** including appliances, bath tubs, furnaces, bed springs, hot water tanks, fence wire (posts must be removed and wire must be in neat piles) etc.
 - **Refrigeration Units**
 - **Car Tires**
 - **Truck/Tractor Tires**
 - **Brush and clean scrap lumber** (no plywood, paneling, painted or stained lumber)
 - **Compost Pile** including leaves, grass clippings and woodchips
 - **Corrugated Cardboard**
 - **Domestic and household garbage** including upholstered furniture, mattresses, televisions, chairs, paneling, plastic and any painted wooden material.
3. A Fee shall be levied for each of the services areas listed above that are provided at the Township Landfill Site. These fees shall be listed in the current Township “Tariff of Fees By-law”.
4. **WASTE DISPOSAL SITE HOURS**
 - Monday, Tuesday, Friday 10:00 a.m. to 5:00 p.m.
 - Saturday 10:00 a.m. to 1:00 p.m.
 - Closed on Statutory Holidays