

**VILLAGE OF BOYLE
BYLAW 06-13**

A BYLAW OF THE VILLAGE OF BOYLE, IN THE PROVINCE OF ALBERTA, TO ESTABLISH AND MAINTAIN A WASTE MANAGEMENT SYSTEM.

WHEREAS the Municipal Government Act gives Municipalities the power to enact bylaws and impose fines and penalties for infractions of their bylaws;

NOW THEREFORE, the Municipal Council of the Village of Boyle, Alberta, duly assembled, hereby enacts as follows:

1. This bylaw may be sited as the "Waste Management Bylaw"
2. Definitions; In this bylaw, except where otherwise defined:
 - 2.1 "**Chief Administrative Officer (CAO)**" means the Chief Administrative Officer of the Village of Boyle as appointed by resolution or bylaw of Council.
 - 2.2 "**Council**" means the duly elected officers of the Village of Boyle and the Chief Elected Officer, Reeve or Mayor.
 - 2.3 "**Collection Day**" means the day or days designated by the solid waste collector during each week which solid waste is to be collected from eligible premises, as set forth in Schedule "A" of this bylaw.
 - 2.4 "**Collection Point**" means a point at which the solid waste collector will collect solid waste from an eligible premises as illustrated in Schedule "E" unless otherwise specified by a specific exemption in Schedule "F", as determined by the solid waste collector.
 - 2.5 "**Established Route**" means a solid waste collection route established by the Solid Waste Collector.
 - 2.6 "**Eligible Premises**" means those properties within the Village of Boyle which are eligible for municipal residential collection as defined in section 5.0 of this bylaw.
 - 2.7 "**Household Waste**" means all normal refuse and garbage which results from the operation of a household and shall not include yard waste or any items listed in Schedule "B" or Section 4.10 of this bylaw.
 - 2.8 "**Industrial, Commercial and Institutional (ICI) Waste**" means material from excavations, materials from lot clearing and new building construction, repairs, alterations, renovations, maintenance, or debris from any building removed, or destroyed by fire or any other cause; material from manufacturing process; non hazardous waste from garages, shops, retail stores and service stations; non hazardous waste from factories or other works, or from warehouses; ashes from industrial plants; materials

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from institutional premises like hospitals, schools, and lodges and other similar waste materials other than human or animal escheatment or household waste.

- 2.9 **“Non-Eligible Premises”** means those properties within the Town which are not eligible for Municipal Residential collection as defined in section 5.0 of this bylaw.
- 2.10 **“Recyclable Materials”** means generally accepted materials for recycling as defined in schedule “B” of this bylaw.
- 2.11 **“Solid Waste”** means household waste, household recyclable materials and residential yard waste.
- 2.12 **“Solid Waste Collector”** means the person(s) or company authorized by the Town to collect, remove and process or dispose of solid waste.
- 2.13 **“Town”** means the Village of Boyle
- 2.14 **“Waste Container”** means either a:
- 2.14.1 **“Garbage Bags”** that means white, green or black bags that do not exceed 30 inches x 36 inches in overall dimensions and when filled do not exceed 20 Kilograms and are purchased by a person and commonly utilized for household waste materials; or a
- 2.14.2 **“Recycle bag”** that means clear or clear-blue bags that do not exceed 30 inches x 36 inches in overall dimensions and when filled do not exceed 20 Kilograms and are purchased by a person and commonly utilized for recyclable materials; or a
- 2.14.3 **“Blue Box”** that means a blue plastic container provided for the use of household recyclables collection; or a
- 2.14.4 **“Garbage Cart”** that means the wheeled automated system container provided for the use of household waste collection; or a
- 2.14.5 **“Yard Waste Bag”** that means Orange or Clear bags that do not exceed 30 inches x 36 inches in overall dimensions and when filled do not exceed 20 Kilograms and are purchase by a person and commonly utilized for yard waste; or a
- 2.14.6 **“Yard Waste Cart”** that means a wheeled automated system container provided for the use of residential yard waste collection.
- Or all of the above
- 2.14.7 **“Safety Container”** means a secure, sealed ridged plastic or tin clearly marked “SHARPS”.

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2.14.8 **“Yard Waste”** means uncontaminated, organic waste from gardening activities and includes grass clippings, leaves, brush, house and garden plants, and small tree pruning’s under 0.5 m in length and 1cm in diameter.

3.0 UTILITY FEE STRUCTURE

- 3.1 The full cost of solid waste collection and disposal from eligible premises, within all areas of the Village of Boyle shall be recovered through a solid waste service fee charge on utility bills as set forth in Schedule “C” of this bylaw.
- 3.2 In event that such utility bill remains unpaid after twenty (20) days following the date on which the utility bill was mailed, there shall be added thereto by way of penalty an amount as outlined in schedule “C” of this bylaw. The said penalty shall be added to and shall form part of the unpaid utility bill.
- 3.3 In case of default in payment of the full cost to solid waste collection charges, the Village of Boyle may enforce payment by action of a court of competent jurisdiction or alternatively by making the solid waste service charges in the default a charge against or lien, shall be subject to the same penalties and shall be collected in like manner as municipal rates and taxes.
- 3.4 Every eligible premise must participate in the Solid Waste Management System as provided for by the Town.
- 3.5 A person may request in writing that the Village of Boyle provide an additional waste container service over and above the basic service provided to an eligible premise under Section 6.0 of this bylaw. This request will be reviewed by the Town and, if approved, the rates of such service will be added to the utility bill for the eligible premise.

4.0 GENERAL PROHIBITIONS

- 4.1 Except as otherwise specifically provided in this bylaw, the collection, removal, processing and disposal of solid waste shall be under the direction of the Chief Administrative Officer.
- 4.2 No person within the Village of Boyle shall collect, dispose of, or remove solid waste except in accordance with the provisions of this bylaw.
- 4.3 No person shall operate a vehicle in the Village of Boyle while carrying solid waste or industrial, commercial and institutional waste unless the portion of the vehicle in which the material is being carried is securely covered or the material is secured to prevent any part of such material from falling off, or out of, the vehicle while in transit.
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- 4.4 No person shall allow solid waste to spill over or accumulate on any lane, street or adjoining public or private property. Every person will ensure that all solid waste is kept within their waste containers with the lids on and closed.
- 4.5 No person shall set out their waste container at the collection point prior to 7:00 pm on the night before the collection day as set forth in Schedule "A" of this bylaw. Any waste container located on any street in the Town other than on the collection day may be removed by the Town and may need to be reclaimed by the person.
- 4.6 No person shall allow their waste container to fall into disrepair or become noxious, offensive or dangerous to public health.
- 4.7 No person shall pick over, interfere with, disturb, remove, or scatter any solid waste put out for collection or removal.
- 4.8 No person other than the solid waste collector shall collect waste from eligible premises.
- 4.9 No person shall vandalize or willfully damage any solid waste container.
- 4.10 No person shall place out for collection, or mix with any other solid waste, any of the following items:
- a) Industrial, commercial and institutional waste,
 - b) Construction, renovation or demolition materials
 - c) Combustible or explosive or toxic material out for collection which, without limiting the generality of the forgoing, shall include fuels or lubricant, gun powder or bullets, dynamite, blasting caps or radioactive materials;
 - d) Household hazardous waste or dangerous goods including solvents, oven cleaners, paints, automotive fluids, wet cell batteries, pesticides, herbicides or any other commonly referred to as household, commercial or industrial hazardous waste,
 - e) Hypodermic needles, sharp objects or broken glass unless packaged in a sealed, secure, safety container.
 - f) Pathogenic or biomedical waste,
 - g) Florescent lighting tubes and compact florescent light bulbs,
 - h) Compressed propane and butane cylinders,
 - i) Large and bulky items such as mattresses, box springs, furniture or major appliances,
 - j) Electronics equipment including televisions, computers, computer monitors, keyboards and associated cables,
 - k) Automotive parts including lead acid batteries, scrap metal, oil filters, empty oil containers, tires and automotive bodies or body parts,

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- l) Oil or other petroleum by-products,
- m) Sawdust unless double bagged before placing in the waste container,
- n) Hot ash or other burning matter,
- o) Liquid waste or sludge,
- p) Trees, shrubs, branches over 0.5 meters in length and 1 cm in diameter, soil, sod rock, stumps and any other woody material.
- q) Animal waste including dead animals, carcasses, offal, manure, kennel waste, animal parts or excreta, unless the animal excreta is placed in a double bag and securely tied before placing in a waste container.

4.11 Any person who mixes an item from section 4.10 into their waste container will be responsible for any costs associated with the clean up as per Schedule "C" of this bylaw and shall be liable to a penalty as set for the in schedule "D" of this bylaw.

4.12 Every person shall be responsible for any damaged to or loss of their waste container unless the damage is normal ware and tare or was done by the Solid Waste Collector. The Village of Boyle will invoice the eligible premises or person responsible for the damaged waste container at a rate determined by Schedule "C" of this bylaw.

4.13 Every person will follow visual and written forms of communication from the solid waste collector, including but not limited to, waste container placement, prohibited contents or any other issue that may arise regarding collection of solid waste.

5.0 NON-ELIGIBLE AND ELIGIBLE PREMISES

5.1 Non-eligible premises include the following:

- 5.1.1 Condominium, Corporations or Associations
- 5.1.2 Group Housing, Lodges, Churches and Complexes
- 5.1.3 Apartments, hotels, motels, boarding and rooming houses
- 5.1.4 Manufactured Home Parks
- 5.1.5 Institutional, Industrial or Commercial premises
- 5.1.6 Premises designated greater than a five plex (more than 5 housing units in one structure).

5.2 Owners and occupants of Non-Eligible premises defined in section 5.1 of this bylaw shall be responsible for managing the solid waste generated from their properties.

5.3 Eligible premises include any premise not defined as Non-Eligible premises in Section 5.1 of this bylaw.

6.0 HOUSEHOLD WASTE COLLECTION

6.1 Every person is required to place all household waste in the garbage cart provided for collection at the collection point as specified in Schedule "E" unless otherwise specified by specific exemption in Schedule "F" as determined by the solid waste collector.

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6.2 Household waste placed in the garbage cart must be reasonably contained within garbage bags to prevent household waste from spilling out or blowing about by wind during mechanical operations of the automated waste collection system equipment.

6.3 Household Waste Volume Limits; See Schedule "G" of this bylaw.

7.0 RECYCLABLE MATERIALS COLLECTION

7.1 Every person is required to place all recyclable materials in the blue box provided for and or a recycle bag for collection at the collection point as specified in schedule "E" unless otherwise specified by specific exemption in Schedule "F" as determined by the Solid Waste Collector. Flattened cardboard may be placed under the blue box or recycle bags at the collection point.

7.2 Every person shall be required to purchase their own recycle bags.

7.3 Recyclable Materials Volume Limits; See Schedule "G" of this bylaw.

8.0 NON-COMPLIANCE WITH BYLAW

8.1 Any person who commits a breach of any of the provisions of this bylaw shall be liable to a penalty as set forth in Schedule "D" of this bylaw.

SCHEDULE "A" **Collection Day and Specific Routes**

Collection day for Residential Garbage will be only once a week on Mondays. If Monday is a Statutory Holiday the garbage pick-up will be Wednesday.

Residential Recycling will be every second Wednesday

Collection day for Small Business Customers (garbage pick-up and blue bag collection) will be only once a week on Mondays. If Monday is a Statutory Holiday the garbage pick-up will be Wednesday.

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SCHEDULE "B"
Recyclable Materials

- a) Empty and Clean Tin Cans – No Metal Lids and No Paper Labels.
- b) Empty and Clear Bottles and Jars – No Metal Lids, No Broken Bottles, Jars or Glass.
- c) Empty and Clean Plastic Tubs and Pails – Plastic lids included, but must be removed.
- d) Clear Preformed Plastic: Plastic Display Packaging from toys, electronics, and bakery, produce and hardware packages – Remove Paper and Boxboard.
- e) Empty and Clean Plastic Bottles – Plastic lids included, but must be removed.
- f) Empty and Clean Plastic Shopping Bags, Bread Bags, Plastic Package Wrap, Case lot Plastic Wrap and Bubble Wrap – No Saran Film or Meat Wrap and No Crinkly Plastic.
- g) Flattened Cardboard and Boxboard (No Styrofoam)
- h) Newspaper, including Magazines, Phone Books, Can Labels, Soft Cover Books, Cookie and Sugar Bags, Glossy Brochure and Flyers.
- i) Office Paper including White and Color Ledger, NCR Paper, Envelopes, File Folders, Printer and Copier Paper, Shredded Paper, Gift Bags.

SCHEDULE "C"
Solid Waste Fee Service Charges

That the following monthly rates for garbage collection and disposal as well as recycling shall apply:

Full Cost of Household Waste Collection per Eligible Premise:	\$30.00 Per Month
Full Cost of Recyclable Waste Collection per Eligible Premise:	\$ 10.15 Per Month
Extra Standard Garbage Cart Pickup:	\$ 14.75 Per Month
Late Payment Penalties:	\$ 3% Per Month
Per Premises Clean-up Cost:	Tipping Fees Plus \$ 80.00 Per Hour

- Provides for Waste Container Replacement Costs: \$ 125.00 each
- Blue Box: \$ 25.00 each

SCHEDULE "D"
Penalties

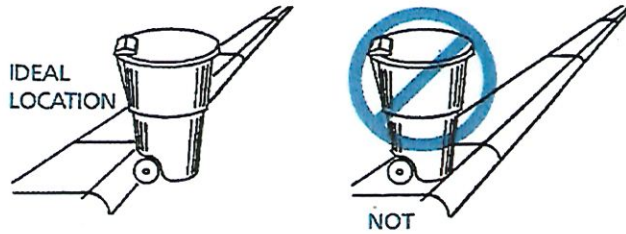
First Offence:	\$ 100.00
Second Offence:	\$ 200.00

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SCHEDULE "E"

Front Street Recyclable Materials Collection Point

The garbage cart shall be placed with the wheels against, or as close as possible, to the curb. The cart shall not be placed on the sidewalk. If no curb is available the cart shall be placed along the road edge.



If there are snow banks along the curb, the garbage cart can be placed out from the curb a little further. The cart shall not be placed on the snow bank.



The garbage cart should be placed no closer than 3+ feet or 1 meter from any obstacle or parked car.



Front Street Recyclable Materials Collection Point

Recyclable materials shall be placed on the Eligible premise property as close as possible to the front sidewalk, Curb or Street

SCHEDULE "F"
Specific Exemptions

Specific Exemptions may apply for the following:

The Collection Point: a premise owner may apply in writing to the Solid Waste Collector if any of the following apply:

- No front street access exists for blue box or garbage cart collection.
- Terrain and grade do not permit safe handling of garbage cart or premise occupant.
- Terrain and grade do not permit safe application for blue box or garbage cart system.

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SCHEDULE "G"
Solid Waste Volume Limits

Household Waste Volume Limits:

Each eligible premise may put out for collection 1 (one) provided for standard 240L (64 gal) garbage cart each pick-up.

Recyclable Materials Volume Limits:

Each eligible premise may put out for collection 1 (one) provided for Blue Box of unsorted recyclable materials, up to 2 (two) clear or blue bags of any sorted recyclable materials and 1 bundle of flattened cardboard each pick-up.

1) THAT Bylaw # 05-13 is hereby rescinded upon third and final reading of this Bylaw.

2) THIS Bylaw shall take effect on the day it is passed.

READ FOR A FIRST, SECOND, AND BY UNANIMOUS CONCENT FOR A THIRD AND FINAL TIME THIS 4TH DAY OF SEPTEMBER, A.D. 2013.



MAYOR



CHIEF ADMINISTRATIVE OFFICER

