

## SUMMER VILLAGE OF SILVER SANDS

A ByLaw regulating the Collection and Disposal of Wastes in the Summer Village of Silver Sands.

WHEREAS, provincial legislation, including the Municipal Government Act, has given the Municipal Council the authority to establish and maintain a system for the collection, removal and disposal of waste throughout the municipality.

NOW THEREFORE, the Municipal Council duly assembled enacts as follows:

1. This ByLaw may be cited as the Solid Waste ByLaw.
2. Except as otherwise stated, the management of this ByLaw will be the Summer Village of Silver Sands.

Definitions

1. "Collection Area" means the location within the corporate limits of the Summer Village of Silver Sands from which waste collection shall be made.
2. "Collection Day" means the day or days on which waste is regularly collected.
3. "Council" means the municipal council of the Summer Village of Silver Sands.
4. "Dwelling" means any building or mobile home occupied or used as an abode or residence or place of living by not more than one family.
5. "Highway" means any thoroughfare, street, road or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, and includes
  - i) where a ditch lies adjacent to and parallel with the roadway, the ditch, and
  - ii) where a highway right-of-way is contained between fences or between a fence and one side of the roadway, all the land between the fence and the edge of the roadway, as the case may be.
6. "Person" means any person, firm, partnership, association, corporation, company or organization of any kind.
7. "Refuse" means all putrescible materials resulting from the handling, preparation, cooking, consumption and storage of food, along with the following materials: broken dishes, tins, glass, rags, cast-off clothing, waste paper, excelsior, cardboard, sawdust, food containers, grass cuttings, plastic, shrubbery and tree prunings, weeds and garden waste; but does not include manure, tree stumps, roots, turf, earth, furniture, major household appliances, discarded auto parts or such waste matter as may accumulate as a result of building construction, renovation or repair.
8. "Refuse Receptacle" or "Receptacle" means:
  - (1) a container of watertight, rust resistant construction, of circular design, having a smooth rim, rigid fixed handles and a watertight cover, and having the following specifications:
    - (a) between 46 cm and 41 cm in diameter at the top, and
    - (b) between 76 cm and 51 cm in height; and
    - (c) between 60 and 110 litres; or
  - (2) a non-returnable plastic bag, securely tied at the top when ready for collection, being no more than 76 cm in height, no more than 46 cm in width, and capable of holding 27 kg of contents when lifted.

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9. "Street" means any public roadway.
10. "Transfer Station" is a facility where solid waste is collected then transferred to a disposal site.

Collection General

1. All refuse receptacles must be fitted with covers which must remain closed. The covers must be suitable to prevent waste from spilling or blowing from the receptacles.
2. No person shall use or permit to be used a refuse receptacle for waste disposal purposes from which any waste can spill or blow from the said receptacle when waste is being stored in the receptacle or emptied therefrom. Failure to immediately pick up waste which is spilled from such receptacle constitutes an offence under this ByLaw.
3. A person shall place waste only in refuse receptacles located on the residential property of that person.
4. No person shall collect or dispose of any waste as defined herein except under the provision of this ByLaw.

Duty of Collectors

1. Collectors will be as careful as is reasonably possible not to damage or misuse any refuse receptacle.
2. Collectors will replace emptied refuse receptacles and the lids in approximately the same location where picked up.
3. A person employed in the collection of waste shall not pick, sort over, or remove any waste from the collection vehicle, the owner's premises, or the sanitary landfill, except as directed by the Council of the Summer Village of Silver Sands.
4. A person, other than an authorized collector of waste or the person who placed waste in a refuse receptacle shall not interfere with or disturb the contents of any refuse receptacle after it has been placed for collection. All waste placed for collection pursuant to the terms of this ByLaw becomes the property of the Summer Village of Silvers Sands.

Preparation of Waste for Collection

1. A person being the owner, occupant, tenant or person in charge of any premises shall put out or permit to be put out for collection waste only in refuse receptacles.
2. A refuse receptacle shall have sufficient strength and rigidity to withstand the wear and tear to which it may be subjected under normal collection procedures. The Summer Village will not replace a refuse receptacle damaged during collection if, in the Council's opinion, the receptacle was of insufficient strength or rigidity to withstand the wear and was of insufficient strength or rigidity to withstand the wear and tear of normal collection procedures.
3. The Summer Village will not collect waste from:
  - (1) any receptacle which with the weight of its contents exceed 27 kg;
  - (2) any receptacle which cannot be emptied by the collectors in a normal, "free-flowing" manner;
  - (3) any receptacle which has been condemned by the Summer Village.
  - (4) clippings from shrubs and trees commonly called "brush" unless they are compactly and securely tied in bundles not exceeding 1.2 m in length nor 27 kg in weight, and placed beside the refuse receptacles.

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4. A person shall not place, permit to be placed or mix with any material for removal as waste:
  - (1) any highly combustible or explosive waste, including, but without limiting the generality thereof, such materials as powder, dynamite, motion picture film, or toxic materials;
  - (2) hypodermic needles unless packages so they can be handled in safety;
  - (3) limnescent gas filled tubes, unless such tubes are pre-broken or encased in a container of sufficient size and strength to protect such tubes from breakage and allow safe handling.

Time of Collection

1. The Summer Village Council shall schedule the collection of waste.
2. The collection day for front street pick-up locations is the designated day on which waste is regularly collected from premises and the following regulations apply:
  - (1) if a civic holiday occurs on the collection day, collection will be made on the preceeding day unless so ordered by Council.

Location of Receptacles

1. A person shall not place or keep or permit to be placed or kept any refuse receptacles upon any lane, street, or highway of the Summer Village.
2. The pick-up location serving a dwelling shall not be further from the street than the front property line of the dwelling.
3. A person, being the owner, occupant, tenant or person in charge of any property or premises shall maintain or ensure that the street in the front of the said property or premises to the centre line thereof and the storage location on the property are maintained in a clean, tidy and orderly condition.
4. All authorized collectors of waste may enter yards of any person at all reasonable times for the purpose of carrying out their duties.
5. Any person, being the owner, occupant, tenant or person in charge of any property or premises who puts out waste for collection shall provide unobstructed and convenient access for collection of such waste.

Non-Compliance with ByLaws

1. A person shall not deposit or permit to be deposited any type of waste on any Summer Village highway or property.
2. If a person, being the owner, occupant, tenant or person in charge of any premises has been given an order to remedy any condition contrary to any part of this ByLaw and neglects or refuses to comply with such an order within the time specified, the same may be done by the Summer Village at the expense of the person in default. All expenses incurred shall be in addition to and not a substitute for any fines or penalties to which the person may be subject pursuant to the provisions of this ByLaw. On default of payment of these expenses, the Summer Village may recover the expenses thereof with the costs, by action of in like manner as municipal taxes.