

TOWN OF GRAVELBOURG

BYLAW NO. 1081/98

**A BYLAW TO PROVIDE A WASTE MANAGEMENT PROGRAM
AND TO ESTABLISH A WASTE MANAGEMENT AREA FOR
THE HANDLING AND DISPOSING OF WASTE MATERIAL**

The Council of the Town of Gravelbourg, in the Province of Saskatchewan, enacts as follows:

Short Title

1. This Bylaw shall be cited as “The Waste Management Bylaw”.

Definitions

2. In this Bylaw,
 - a) “Bag and Tag Program” means the waste material collection system, established pursuant to this Bylaw, where residents are required to prepay for tags and fasten the tags to their waste receptacles, bags of garbage, or waste items in order to have waste material removed by the Town.
 - b) “Compost material” means garden waste, grass clippings, leaves, twigs, fruit, vegetables, and other vegetative matter, but does not include branches, trees, or household waste.
 - c) “Council” means the Council of the Town of Gravelbourg.
 - d) “Hazardous waste” means oil, fuels, lubricants, antifreeze, oil base paints, solvent cleaners, herbicides, pesticides, insecticides, noxious chemicals, containers for herbicides, pesticides, insecticides or noxious chemicals and any other material or element that is considered harmful to the environment. Soil, or material contaminated with any of the above, is also considered hazardous waste.
 - e) “Household waste” includes food scraps, packaging, and general household waste that cannot be recycled and is not considered hazardous to the environment.
 - f) “Recyclables” means any items or material that can be diverted from the waste stream for reuse or reprocessing.
 - g) “Recycling depot” means an area designated by Council where bins are provided for the deposit of some recyclables.
 - h) “Recycling program” means opportunities provided locally by the Town, or approved by the Town, that divert recyclables from the waste stream.
 - i) “Refuse” means carcasses of animals and all filth, manure, offal, and related items.
 - j) “Rubble” means broken cement, pavement, rock, bricks, asphalt shingles, or similar items.
 - k) “Tag” means a designated municipal tag issued by the Town for the purpose of implementing the Bag and Tag Program.
 - l) “Town” means the Town of Gravelbourg.
 - m) “Virgin wood” means branches, trees, lumber scraps, or any other wood product that is still in an untreated or unprocessed form or is considered to be in its basic natural wood form.
 - n) “Waste management area”, hereinafter referred to as “WMA”, means that portion of the Parcel A, Plan No. 65MJ13714, in the Northeast Quarter of Section One (1), Township Eleven (11), in Range Five (5), West of the Third Meridian, designated for the handling and disposal of waste material.
 - o) “White metal” means appliances, water heaters and softeners, furnaces, and similar household equipment.

Preparation of Waste Material for Collection

3. Residents of the Town are encouraged to remove all recyclables, covered by the Town’s recycling program, from their waste stream and deposit them at Sarcan/Prairie Industries.

4. Residential waste material being accumulated and stored for the purpose of being collected and taken to the WMA by the Town shall be:
 - a) clearly divided between household waste and compost material as to accommodate separate collection of each. Only these two classes of residential waste material shall be collected for removal by the Town.
 - b) in the case of household waste, kept in plastic or metal waste receptacles or tied plastic bags not exceeding seventeen gallons in volume.
 - c) in the case of compost material, segregated from all other waste material and kept loosely in a plastic or metal waste receptacle not exceeding seventeen gallons in volume without any packaging by plastic bag or any other method within the receptacle.
 - d) drained of liquid before being placed in receptacle.
5. a) Subject to subsection (b), all residential receptacles, plastic bags, or items of waste to be removed by the Town shall have a tag affixed to them in a clearly recognizable manner. The tags shall be purchased in advance from the Gravelbourg Town Office at a cost as set out by resolution of Council.
b) Compost material separated from all other waste material and separately placed in its own receptacle shall not require a tag for removal by the Town.
c) Business receptacles, plastic bags, or items of waste to be removed by the Town shall not require a tag for removal.
6. Containers for reception of waste material shall be:
 - a) securely placed on a stand or hanger in a manner that shall preclude it from being ravaged by animals, except during periods of front-street collection.
 - b) kept in a convenient place for removal by the Town.
 - c) maintained in a serviceable and sanitary condition.
 - d) placed on the front street on the day of pick-up during periods of front-street collection.
7. Council may order a person to obtain or provide a proper waste receptacle or stand and, if that person fails to comply with the order within the specified time set out in the order, Council may provide such receptacle or stand at the expense of that person.

Burning of Waste Material

8. Subject to the Town's Bylaw No. 896/90, the burning of any waste material is strictly prohibited with the Town.
9. No person, other than the WMA supervisor or Town official, shall start the burning of straw, weeds, leaves, grass, wood, or other flammable material at the WMA.
10. Waste material shall be removed by the Town to the WMA by:
 - a) an employee of the Town,
 - b) a person who has contracted with the Town for the purpose of waste removal, or
 - c) a person having received permission from the Town.
11. The owner or occupant of property in the Town, or their designate, may remove waste material to the WMA during normal hours of operation, providing they adhere to the fees and regulations governing the WMA.
12. The Town shall provide a minimum of two separate days per year where garden waste shall be removed free of charge, providing the waste is conveniently stockpiled in an area accessible for collection near the back alley.
13. Council shall designate, by resolution, the days when various types or different classes of waste material shall be collected.
14. The Town reserves the right to refuse to collect for removal any of the following waste:

- a) any receptacle, plastic bag, or waste item that does not have a tag affixed to it as required under Section 5(a).

14. b) any receptacle that does not have compost material separated from household waste.
c) any receptacle, plastic bag, or waste item where no attempt has been made to remove the recyclables, covered by the Town's recycling program, from the waste stream.
d) any receptacle or waste item that is considered over-sized or overweight.
e) branches and trees.
f) any hazardous waste item.
g) any waste material or item not accepted at the WMA.
h) any other waste material or item that could be considered unsuitable for collection.
15. Any waste, once collected by the Town, is considered sole property of the Town to do with as seen fit. The Town reserves the right to return, to the original owner, any waste that is later determined to be hazardous or inappropriate for handling by the Town or to recover costs from the owner for its proper disposal.
16. It is the responsibility of the owner or occupant of property in the Town to ensure that any land or building is kept tidy, including the accumulation of waste material. Where it is determined, by the Town, that an owner or occupant of property in the Town is not adequately providing for the removal of waste material and the land has subsequently become untidy or unsightly, the Town shall proceed under Section 130 of The Urban Municipality Act, 1984 to remedy the untidiness or unsightliness and the cost of such proceedings shall be added to and become part of the taxes on the land on which the remedy was done.
17. The following practices are strictly prohibited:
 - a) the dumping of waste material, by an individual or corporation, on any property within the Town, whether public or private, that is not designated as a site to accept waste material.
 - b) the dumping of waste material, by an individual or corporation, on the grounds of the recycling depot.
 - c) the dumping in the recycling bins of waste material that is not designated for recycling in the Town's recycling program.

Waste Management Area

18. The WMA, as identified in Section 2(n), is to provide waste handling services to the residents of the Town only.
19. a) The hours of operation for the WMA shall be set out by resolution of Council.
b) The gates to the WMA shall be locked except during the designated hours of operation.
c) Unauthorized persons trespassing or making use of the WMA after designated hours of operation is strictly prohibited.
20. The Town shall ensure that the WMA is supervised during the designated hours of operation
and that no one is allowed into the WMA without supervision.
21. The WMA shall be segregated in order that different types of waste can be placed in separate areas. The WMA supervisor shall ensure that all users of the WMA deposit their waste in the appropriate area.
22. Burning of waste material at the WMA is strictly prohibited except for one designated burning area. Only virgin wood and wood from building materials or demolition may be ignited. Only the Town shall have the authority to start a fire at the WMA.
23. a) The Town shall charge user fees to all authorized persons using the WMA. User fee rates shall be set out by resolution of Council.
b) the WMA supervisor shall keep a record of who brings waste material into the WMA, the type and amount of waste deposited, any user fees collected and any other pertinent information required by Council.

24. Subject to Section 25, the following waste material shall be accepted at the WMA, providing each class of waste material listed is separated from any other:
 - a) household waste
 - b) compost material
 - c) virgin wood
 - d) rubble
 - e) wood from building materials or demolition
 - f) uncontaminated ashes
 - g) tires
 - h) white metals
 - i) assorted scrap metals
 - j) household furniture and electronic equipment
 - k) batteries
 - l) vehicle or machinery bodies
 - m) refuse
 - n) hay or straw bales
 - o) dead animals
 - p) any other waste material that Council shall approve by resolution.
25. The following waste material shall not be accepted at the WMA:
 - a) hazardous waste except used oil
 - b) grain
 - c) any of the following listed waste material if it does not originate from within the municipal boundaries of the Town:
 - i) compost material
 - ii) virgin wood
 - iii) rubble
 - iv) wood from building materials or demolition
 - d) any waste material that is considered excessive in amount or is considered inappropriate to be handled by the Town
 - e) any waste material that is not separated into the different waste categories
 - f) any other waste material that Council shall designate by resolution.
26. The following practices are strictly prohibited at the WMA:
 - a) the dumping or placing of any waste material in or near the gate, or on the roadway leading to the WMA.
 - b) the dumping or placing of any waste material without the permission of the WMA supervisor.
 - c) the dumping or placing of waste material identified in Section 25.
 - d) the dumping or placing of any waste material in an inappropriate area of the WMA.
 - e) the lighting of a fire by anyone other than by a designated Town official.

Violations and Penalties

27. Any person who contravenes any of the provisions of this Bylaw is guilty of an offense and, upon summary conviction, shall be liable for the penalties provided for by the General Penalty Bylaw unless specific penalties are provided for in this Bylaw.
28. Anyone found tampering with a tag affixed to another person's waste receptacle or garbage bag or attempting in any manner to counterfeit or use counterfeit tags is guilty of an offense and, upon summary conviction, shall be liable to a penalty as follows:

First Offense - \$200.00
All Offenses Thereafter - \$500.00 each
29. A person who contravenes any provisions of Section 8, 9, 26(b), 26(c), or 26(d) is guilty of an offense and, upon summary conviction, shall be liable to a penalty as follows:

First Offense - \$ 50.00
All Offenses Thereafter - \$100.00 each

30. A person who contravenes any provision of Section 19(c) or 25(a) is guilty of an offense and, upon summary conviction, shall be liable to a penalty as follows:
First Offense - \$200.00
All Offenses Thereafter - \$500.00 each
31. A person who contravenes any provision of Section 17, 26(a), or 26(e) is guilty of an offense, and upon summary conviction, shall be liable to a penalty as follows:
All Offenses - \$500.00 each
32. In addition to any penalty levied under this Bylaw or the General Penalty Bylaw, the offender shall also be responsible for all costs incurred to rectify any damages or untidiness created by the offense.
33. A violator of Section 8, 9, 17, 19(c), 26(a), 26(b), 26(c), 26(d), 26(e), or 28, upon being served with a Notice of Violation, may during office hours, voluntarily pay the penalty at the Gravelbourg Town Office.
34. Voluntary payment of a penalty, within ten days of the issuance of a Notice of Violation, for a contravention of Section 8, 9, 26(b), 26(c), or 26(d) shall reduce the penalty by fifty percent (50%).

Repeal Bylaw

35. Bylaw No. 1028/97 is hereby repealed.

Effective Date

36. This Bylaw shall take effect December 15, 1998.

SEAL

Mayor

Administrator