

THE CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION

BY-LAW 02-08-84

A BY-LAW OF THE CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION ESTABLISHING AND MAINTAINING A SYSTEM OF COLLECTION, REMOVAL, AND DISPOSAL OF HOUSEHOLD GARBAGE, ASHES AND RUBBISH WITHIN THE TOWNSHIP OF WHITEWATER REGION

The Municipal Council of the Corporation of the Township of Whitewater Region hereby enacts to establish and maintain a system of collection, removal and disposal of household garbage, ashes and rubbish as follows:

SECTION 1 - DEFINITIONS

For the purpose of this By-Law the following words shall have the meaning given herein:

- (a) "GARBAGE" shall mean all rejected, abandoned or discarded household waste, either animal or vegetable all combustible rubbish such as paper, boots, shoes and other wearing apparel, and any other refuse capable of being consumed by fire, except non-collectable waste.
- (b) "ASHES" shall mean the residue of any household fuel after such fuel has been consumed by fire, all tins, bottles, crockery, glass, etc. not used as food containers, waste metal, lawn and garden cuttings and tree limbs cut in pieces not longer than three feet and tied in bundles shall be considered as ashes.
- (c) "HOUSEHOLDER" shall mean any owner, occupant, lessee, tenant, or any person in charge of any dwelling, or apartment house or portion thereof respectively.
- (d) "DOMESTIC GARBAGE" shall mean waste currently produced by residents in their homes.
- (e) "COMMERCIAL GARBAGE" shall mean waste currently produced by the commercial enterprise.
- (f) "YELLOW MUNICIPAL GARBAGE BAG" shall mean the yellow plastic bag that is required at curbside in order to have it picked by the contractor. The cost of the Bag is identified in Appendix "A" - Tipping Fees.
- (g) "COMMERCIAL OPERATOR" shall mean those properties that are assessed at a Commercial or Industrial rate.
- (h) "PREMISES" shall mean and include one (1) tenant only and where any property or building is subdivided and in possession of two or more occupants, then each of them shall be deemed to be an occupant of premises within the meaning of this by-law. In the case of a dwelling, a man with wife and unmarried children shall be considered as a single occupant.
- (i) "CLERK" shall mean the Clerk of the Corporation of the Township of Whitewater Region or his properly appointed representatives.
- (j) "TOWNSHIP" shall mean the Corporation of the Township of Whitewater Region.
- (k) "STREET" shall mean any public highway, road, street, lane, alley, square, place, thoroughfare or way within the Township of Whitewater Region as identified in the contract.

SECTION 2 - ADMINISTRATION

- (a) Administration of the collection is hereby vested in the Clerk or his authorized representative, with the Clerk to have full authority; to enforce the observance of the By-Law; to prosecute every person who violates the provisions, thereof and, to enforce the terms of the collection agreement between the Township and the Township Collection Contractor.
- (b) The Clerk, or his authorized representative shall after the collection routes and collection days have been determined by the contractor have the right to alter the days and hours for removing garbage and other refuse from various districts and he may adjust the days and times of collection as deemed necessary subject to the giving of notice on any such change by the insertion of an advertisement in the local newspaper.

SECTION 3 - PROPER RECEPTACLES SHALL BE PROVIDED BY THE HOUSEHOLDER FOR GARBAGE AND ASHES

- (a) Residential Householder shall have the option of using curbside pickup using specially marked yellow municipal (W) garbage bags or they can be charged a tipping fee upon delivery of garbage to the Landfill site as identified Appendix "A" - Tipping Fees.

The municipal garbage bags shall be unbroken and properly tied and shall not exceed 20kg in weight.

- (b) Commercial Operator's shall have the option of using curbside pickup using the municipal yellow garbage bags or hiring their own contractor using a container that will be charged a Tipping fee upon delivery to the Landfill Site as identified in Appendix "A" - Tipping Fees.

SECTION 4 - PREPARATION OF GARBAGE, ASHES ETC., FOR CURBSIDE COLLECTION

- (a) All Municipal Yellow Garbage Bags shall be unbroken and properly tied. The Municipal Yellow Garbage Bags can be placed at curbside in a can or receptacle but must be properly tied.
- (b) Garbage shall be drained of all liquids and be securely wrapped.
- (c) Ashes shall be cold and placed in a sealed Municipal Yellow Garbage Bags.
- (d) Clippings from trees and shrubs shall be compactly and securely placed in the Municipal Yellow Garbage Bags.
- (e) No such municipal yellow garbage bag shall weigh more than 20Kg.

SECTION 5 - PLACING BAGS FOR COLLECTION

- (a) RESIDENTIAL AREAS:

In residential areas, the municipal yellow garbage bags, shall be placed as follows

- (i) on any publicly maintained road or street just off the traveled portions of the roadways other than during the winter maintenance period and
- (ii) on any publicly maintained road or street where they will not interfere with

snow plowing operations during the winter maintenance period.

- (iii) the municipal yellow garbage bags shall always be placed in a visible location to the contractor.

It is the Township's intent that public road allowances be maintained as clean and neat as possible.

(b) DISPUTE ON COLLECTION POINT

In any case where it is impossible to comply with the foregoing requirements as to the placing out of garbage bags, for collection or in the event of any dispute arising between any occupant and the Contractor as to where such garbage bags, shall be placed by an occupant, the Clerk or other such person as may be designate where such garbage bags, shall be placed and both the occupant and the Contractor will comply with Corporation direction. However, the Contractor shall not be required to operate refuse collector vehicles in such a manner as to endanger either his vehicle or the public.

In no case shall the municipal yellow garbage bags be placed on the traveled portion of roadways or be placed in a manner to obstruct Township maintenance operations.

(c) PLACING-OUT AND REMOVAL OF CANS OR RECEPTACLES

If cans or receptacles are used under Section 4 (a) they must be set out for collection on such days and at such hours as are fixed by the Clerk and no person shall place any can or receptacle on the street on any day after the hour fixed for collection. Empty cans or receptacles shall be removed from the street by 7:00 p.m. on the day after the designated collection day.

SECTION 6 - GENERAL NUISANCE

- (a) No person shall sweep, throw, cast, lay or direct or suffer any agent or employee to sweep, throw, cast lay or deposit any ashes, garbage of any kind whatever, on any, street, in the Township except as is permitted under this By-Law.
- (b) No person, other than the householder, shall pick over, interfere with, disturb, remove or scatter any, garbage, ashes, or article placed for removal, whether contained in a covered can or receptacle or otherwise except and until the same is removed as herein provided, however that the householder shall be permitted access to any covered container placed by the said householder for garbage collection by the Township, for the purpose of depositing therein additional garbage, or ashes prior to the said containers' contents being collected or removed by the said Township.

SECTION 7 - DISPOSAL OF OTHER WASTE

Other waste may be delivered to the Township solid waste disposal site only with the permission of the site supervisor employed by the Corporation of the Township of Whitewater Region at the solid waste disposal site, provided that such waste shall be prepared or separated as required by the said site supervisor. Any person wishing to dispose of other waste shall apply to the said site supervisor for permission and on obtaining such permission shall haul such waste to the solid waste disposal site at his own expense according to the fees identified in Appendix "A" - Tipping Fees and shall deposit the same in accordance with the directions of the said site supervisor.

SECTION 8 - TRANSPORTING WASTE MATERIAL AND REFUSE

- (a) No person shall convey through the streets with the Township limits any garbage, ashes in properly covered containers or otherwise in carts, wagons, on

vehicles totally enclosed or covered with canvas or tarpaulins, so fastened down around the edges as to prevent any of the contents falling upon the streets and to protect the same from flies and control as far as possible, the escape of any offensive odors therefrom.

- (b) Any person who fails to observe Section 9 (a) and consequently causes garbage, ashes to fall on any street, shall pick up the same immediately; otherwise Township employees will pick up the material and the responsible party will be charged with expenses incurred in so doing along with any other course of action which would be available to the Township under other Township By-Laws.

SECTION 9 - PUBLIC USE OF MUNICIPAL LANDFILL SITES

- a) The waste disposal site shall only be used by the public when a Township attendant is on duty.
The attendant will be on duty and the site will be open at the following times:

ROSS TOWNSHIP LANDFILL SITE

The Ross Township Landfill Site will be open Wednesday & Saturday, from 8:00 in the forenoon to 2:00 o'clock in the afternoon for the months of April through September. The site will be open on Saturday only from 8:00 in the forenoon to 2:00 o'clock in the afternoon for the months of October through March. The site will be closed Christmas Day, Boxing Day, New Year's Day, Good Friday, Victoria Day, Canada Day, the Civic Holiday in August, Labour Day and Thanksgiving Day.

WESTMEATH LANDFILL SITE

This site will be opened on designated days as agreed to by Council.

- b) The Ross site can be utilized on non designated dump days. The appropriate fee to open the site will be charged as identified in Appendix "A" - Tipping Fees.

SECTION 10 - RESPONSIBILITY OF THE TOWNSHIP

- (a) The Township shall provide all necessary equipment and labor for the removal and disposal of household garbage, ashes and rubbish only as stated herein.

SECTION 11 - AFFECTED LAND

- (a) No lands located within the Municipal Corporation of the Township of Whitewater Region shall be exempt from this By-Law.

SECTION 12 - CHARGES TO PREMISES FOR THE COLLECTION AND DISPOSAL OF WASTE

Appendix "A"- Tipping Fees attached hereto and forming a part of this By-Law states the charges to be implemented by the Township to householders for the operation of the system for the collection and disposal of household waste, ashes and other refuse as stated herein.

SECTION 13 - EFFECTIVE DATE

This By-Law shall repeal and supersede bylaw 01-03-24 and shall come into force and effect on September 1, 2002.

SECTION 14 - OFFENCES

Any person or person guilty of an offence under any of the provisions of this By-Law shall, upon conviction, forfeit and pay the fine for such offence as provided for under Section 61 of the Ontario Provincial Offences Act.

Read a FIRST, SECOND and passed this THIRD time this 7 day of August, 2002

Leonard White
REEVE

Reudi Kuth
Deputy CAO/CLERK

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APPENDIX "A" - TIPPING FEES

1. Municipal Domestic Garbage
 - Residential Curbside Garbage Pickup
Yellow Municipal Garbage Bag \$3.00
 - All Domestic Garbage delivered to the Landfill Site will be assessed the same rate as the Curbside Yellow Municipal Garbage Bag.
2. No person shall dump waste at the Whitewater Region Landfill Site without paying for each load, the following charges:
 - a) All Commercial garbage entering the site in large Containers/Dumpsters shall be assessed at a rate of \$.35 cents per cubic foot.
FORMULA (Width X Height X Depth)
"Or 1 cubic Yard = 27cubic feet"
 - b) Compactor Truck \$\$.60 per cubic Feet
 - c) White Goods \$5.00 per item
 - d) Discarded Furniture \$5.00 per item
3. A surcharge for payment at the landfill site will apply to the following:
 - a) Request to Open Landfill Site \$20.00 per Opening
4. **CONTAMINATED SOIL:** Petroleum contaminated soil shall be considered a special waste and will be subject to a fee of \$.60 cents per cubic foot.
5. **CONSTRUCTION, DEMOLITION WASTE AND BIODEGRADABLE YARD WASTE:** will be subject to a fee of \$.35 cents per cubic foot as defined in Section #2 above.
6. **TIRES:** Tires will be subject to the following fees. No mounted tires on Rims will be accepted.

<u>TYPE OF TIRE</u>	<u>TIRE NO RIM</u>	<u>RIM ONLY</u>
Passenger & Light Truck Tires Definition: Have letter P or LT In size or Tires up to and including 18"	\$ 4.00	N/C
Truck Tires Definition: Sizes 18" to 25"	\$10.00	N/C
Tractor Tires - Front	\$10:00	N/C
Tractor Tires - Rear	\$20.00	N/C
Tractor Tires - Over 6 ft. diameter	\$45.00	N/C