

**A BYLAW TO REGULATE THE COLLECTION OF
HOUSEHOLD GARBAGE AND REFUSE AND THE DISPOSAL
OF SOLID WASTE**

WHEREAS pursuant to Section 23 of *The Municipalities Act*, a Council of a Village is authorized to provide waste management services for the benefit, convenience and use of the property owners and residents in the Village; and

WHEREAS costs are incurred by the Village for the provision of waste management services; and

WHEREAS the provision of waste management services should be made available to every property owner and resident in the Village; and

WHEREAS it is advisable to provide waste management services on a full cost-recovery basis to those accessing this service;

NOW THEREFORE the Council of the Village of Lang in the Province of Saskatchewan enacts as follows:

1. Title

1.1. This bylaw shall be referred to as the *Garbage and Refuse Collection Bylaw*.

2. Definitions

2.1. In this bylaw:

- (a) **"Council"** means the Mayor and Councillors of the Village of Lang elected pursuant to the provisions of *The Local Government Election Act, 2015*;
- (b) **"Garbage"** means putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, and consumption of food;
- (c) **"Householder"** means the occupant, lessee or tenant or the person otherwise in charge of any dwelling or other premises;

- (d) **"Putrescible"** means capable of becoming putrid;
- (e) **"Refuse"** means all putrescible and non-putrescible wastes (except human excrement), including garbage, rubbish, street cleanings, and market and industrial wastes but does not include liquid waste, dead animals, and yard clippings (grass and trees);
- (f) **"Rubbish"** means non-putrescible wastes consisting of both combustible and non-combustible wastes, such as paper, cardboard, abandoned automobiles, tin cans, wood, glass, bedding, crockery, and comparable materials;
- (g) **"Solid wastes"** means refuse and other discarded solid materials, including waste materials resulting from domestic, industrial, commercial or agricultural activities and yard clippings (grass and trees);
- (h) **"Street"** or **"Road"** includes all or any part of a culvert or drain or a public highway, road, lane, bridge, place, alley, square, thoroughfare or way intended for or used by the general public for the passage of vehicles or pedestrians; and
- (i) **"Village"** means the Village of Lang.

3. Residential Garbage and Refuse Collection

- 3.1. All residential garbage and refuse generated within the boundaries of the Village shall be disposed of in the household garbage collection carts and/or household recycling carts located at each residence within the boundaries of the Village.
- 3.2. It shall be the responsibility of the occupant(s) of each residence to ensure that the household garbage collection carts and/or household recycling carts are made available at the curb adjacent to the property to be emptied according to the schedule provided by the household waste collection contractor and/or the household recycling collection contractor appointed by Council.
- 3.3. It shall be the responsibility of the occupant(s) of each residence to ensure that the household garbage collection carts and/or household recycling carts which have been emptied in accordance with Section 3.2 are removed from the curb no later than twelve (12) hours after the cart has been emptied.
- 3.4. All solid wastes generated within the boundaries of the Village shall be disposed of at the waste collection transfer station.

- 3.5. No person shall burn any refuse, garbage or solid waste within the boundaries of the Village.
- 3.6. Any residential property owner may arrange with the Village for placement of a refuse collection bin and/or recycling collection bin on that individuals' property specifically for the purpose of collection of renovation and/or construction waste.
- 3.7. It shall be the responsibility of the residential property owner to pay all fees relating to the monthly rental of the refuse collection bin and/or recycling collection bin.
- 3.8. All garbage collection bins and/or recycling collection bins located within the boundaries of the Village shall be rented through the Village. No refuse collection bins and/or recycling collection bins shall be placed on residential property which has been privately arranged by the property owner.

4. Commercial Garbage and Refuse Collection

- 4.1. All refuse generated within the boundaries of the Village shall be disposed of in the garbage collection carts and/or recycling carts located at each business within the boundaries of the Village.
- 4.2. It shall be the responsibility of the operator(s) of each business to ensure that the garbage collection carts and/or recycling carts are made available at the curb adjacent to the property to be emptied according to the schedule provided by the refuse collection service provided and/or the recycling collection service provider appointed by Council.
- 4.3. It shall be the responsibility of the operator(s) of each business to ensure that the refuse collection carts and/or recycling carts which have been emptied in accordance with Section 3.2 are removed from the curb no later than twelve (12) hours after the cart has been emptied.
- 4.4. All solid wastes generated within the boundaries of the Village shall be disposed of at the waste collection transfer station.
- 4.5. Any commercial property owner may arrange with the Village for placement of a refuse collection bin and/or recycling collection bin on that business' property.
- 4.6. It shall be the responsibility of the commercial property owner to pay all fees relating to the monthly rental of the refuse collection bin and/or recycling collection bin.

- 4.7. In the event that the commercial property owner chooses to allow other individuals or businesses to place garbage into the refuse collection bin and/or recycling collection bin located on that business' property, it shall be the responsibility of the commercial property owner who has made the arrangement with the Village to collect any fees from the other individuals or businesses using the refuse collection bin and/or recycling collection bin.
- 4.8. All garbage collection bins and/or recycling collection bins located within the boundaries of the Village shall be rented through the Village. No refuse collection bins and/or recycling collection bins shall be placed on commercial property which has been privately arranged by the property owner.

5. Waste Collection Transfer Station

- 5.1. The waste collection transfer station is operated under the authority granted by the Saskatchewan Ministry of Environment in accordance with the criteria set out in the Permit to Operate as issued and renewed from time to time.
- 5.2. All refuse, rubbish, and/or solid waste shall be deposited in designated areas at the waste collection transfer station.
- 5.3. The following commodities and/or items are not acceptable to be placed at the waste collection transfer station:
 - (a) Hazardous waste;
 - (b) Toxic waste;
 - (c) Tires;
 - (d) Paint and/or paint cans;
 - (e) Solvents;
 - (f) Petroleum waste including oil and filters;
 - (g) Propane bottles;
 - (h) Batteries;
 - (i) Automobiles and/or automobile parts;
 - (j) Asphalt shingles or drywall/construction materials;

- (k) Manure and/or feces;
 - (l) Agricultural products including grains and chemical containers;
 - (m) Slaughter house residual;
 - (n) Dead animals; and
 - (o) Any other comparable waste products.
- 5.4. The waste collection transfer station shall be open to the public in accordance with the schedule set out in Schedule "A" attached.
- 5.5. A supervisor appointed by the Village shall be in attendance at the waste collection transfer station during all hours set out in Schedule "A".
- 5.6. No person shall place, dump, or dispose of any refuse, rubbish, or waste of any kind or description in, near, or over the fence at the waste collection transfer station or on any public highway.
- 5.7. No person shall remove, disturb, or transport any material, object or thing from the waste collection transfer station.
- 5.8. The Village shall own and have the sole right to dispose of all refuse, rubbish, and/or waste delivered to the waste collection transfer station.
- 5.9. No person shall deface, destroy, or alter any signs, gates, or fences located at the waste collection transfer station.

6. Garbage and Refuse Collection Fees

- 6.1. Every legally surveyed lot with an assessable improvement within the boundaries of the Village shall be subject to a monthly fee for garbage and refuse collection services as set out in Schedule "B" attached.
- 6.2. The fee prescribed in Section 5.1 shall be invoiced as a component of the Village's regular utility billing generated for each legally surveyed lot.
- 6.3. In the event two (2) or more legally surveyed lots are legally parcel tied by way of registration with Information Services Corporation of Saskatchewan, those lots shall be considered as one (1) lot for purposes of the monthly fee.
- 6.4. Any residential or commercial property owner who arranges for a refuse collection bin and/or a recycling collection bin as defined in Section 3.6 or Section 4.7 shall be invoiced for the collection fees as invoiced by the refuse collection service provider monthly. In addition to the collection fees invoiced by the refuse collection service

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provider, an administration fee shall be charged by the Village as set out in Schedule "B" attached.

- 6.5. All deliveries to the waste collection transfer station shall be subject to the fees set out in Schedule "B".
- 6.6. Payment in full of the waste collection transfer station fees must be received by the waste collection transfer site supervisor appointed in accordance with Section 5.5 prior to dumping.
- 6.7. Refusal to pay the waste collection transfer site supervisor in advance may result in the loss of waste collection transfer site access and privileges.
- 6.8. Schedule "B" shall be reviewed and adjusted annually as part of the annual budget preparation process.

7. Penalties

- 7.1. Every person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction:
 - (a) For a first offence to a fine of not less than \$ 300.00 and not more than \$5,000.00;
 - (b) For a second offence or subsequent offence to a fine not less than \$ 500.00 and not more than \$5,000.00.

8. Notice of Violation

- 8.1. Notwithstanding Section 7.3, a Peace Officer may issue a Notice of Violation to any person committing a first or second offence under this Bylaw.
- 8.2. The Notice of Violation shall require the person to pay to the Village:
 - (a) In a case of a first offence, to a fine of \$300.00; and
 - (b) For a second offence, to a fine of \$ 500.00.
- 8.3. The amount specified in Section 7.4 may be paid by cash or bank draft:
 - (a) In person, during regular office hours, to the Village at the Village Administration Office; or
 - (b) By postal mail addressed to the Village.

- 8.4. If payment of the fine as provided in Section 7.3 is made prior to fifteen (15) days from the date indicated on the Notice of Violation, the person shall not be liable to prosecution for that offence.
- 8.5. For the purposes of Section 7.3, an offence shall be deemed to be a first offence if the offender has not been convicted of the same offence, or paid a fine under the Bylaw, within two (2) years immediately preceding the commission of the alleged offence.

9. Limitation on Prosecution

- 9.1. No prosecution for an offence pursuant to this Bylaw is to be commenced after two (2) years from the date on which the offence is alleged to have been committed.
- 9.2. If any Part, Section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the Court shall not affect the validity of the remaining portions of the Bylaw.

10. Effective Date of Bylaw

- 10.1. This bylaw shall come into force effective April 1, 2020.

11. Repeal of Former Bylaw

- 11.1. Bylaw No. 2008-2, adopted on October 9, 2008, is hereby repealed.
- 11.2. Bylaw No. 2011-2, adopted on August 11, 2011, is hereby repealed.

Mayor

Michelle Anne Pritchard
Administrator

{Seal}



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SCHEDULE "A"

WASTE COLLECTION TRANSFER STATION HOURS OF OPERATION

May through October annually:

10:00am to 12:00 noon every second Saturday beginning on the first Saturday in May and ending on the last Saturday in October

November through April annually:

Access by appointment only

Appointments must be made at the Village administration office

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SCHEDULE "B"

GARBAGE COLLECTION FEE:

1. Residential - \$ 25.00 per month
2. Commercial - \$ 25.00 per month

ADMINISTRATION FEE:

1. Residential - \$ 20.00 per month
2. Commercial - \$ 30.00 per month

WASTE COLLECTION TRANSFER STATION FEES:

1. Appliances – \$15.00 per item
2. 1/2 ton or 3/4 ton trucks or utility trailers (8 feet in length or less) – \$ 20.00 per load
3. Flat deck trailers or end dump trailers (8 feet in length or greater) – \$ 50.00 per load
4. 1 ton trucks and greater – \$ 100.00 per load
5. Village garbage wagon rental - \$ 50.00 per day plus applicable load fee