

TOWN OF SALTCOATS

BYLAW NO. 14-2018

A BYLAW OF THE TOWN OF SALTCOATS, IN THE PROVINCE OF SASKATCHEWAN, TO PROVIDE FOR THE COLLECTION AND DISPOSAL OF WASTE AND RECYCLING PRODUCTS AND TO REGULATE THE DISPOSAL OF WASTE.

The Council of the Town of Saltcoats in the Province of Saskatchewan, as per section 8 of *The Municipalities Act*, hereby enacts as follows:

Part 1 – DEFINITIONS

In this bylaw, unless the context otherwise requires:

1. “*Approved Container*” shall mean a container that is provided by the Town or its appointed refuse collector, which is a roll away cart or stationary container. The serial number will be recorded at the Town Office.
2. “*Authority*” shall mean a legal entity appointed by Town Council to collect or dispose of refuse and recycle materials.
3. “*Automated Collection*” shall mean the collection of waste by a system of mechanical lifting and tipping of the containers into specially designed vehicles.
4. “*Commercial*” shall mean any premise principally used for a business up to seven days per week.
5. “*Designated Officer*” shall mean an individual appointed by Town Council to enforce and administer this Bylaw.
6. “*E-waste*” shall mean discarded electronic devices that can no longer be used for its intended purpose such as, but not limited to, computer equipment, home audio/video equipment, etc.
7. “*Household Waste*” shall mean waste originating from domestic activities at a residence, and includes:
 - a) waste, that is capable of decomposing with sufficient rapidity so as to cause a nuisance from odours or gases, or that is likely to attract birds, insects, snakes, rodents, or other animals, or that may otherwise be a health risk produced as a by-product of the handling, preparation, cooking, consumption or storage of food;
 - b) materials including packaging material, clothing, containers, paper products, small appliances, household items, diapers, **medical waste**;
 - c) non-hazardous remains, by-products, or discarded materials; and
 - d) yard waste including grass clippings, leaves, **twigs, garden matter, small amounts of granular aggregate** or sod.
8. “*Landfill*” shall mean the Saltcoats Landfill located at the East ½ of Section 12-24-R2-W2M.

9. “*Metal Bin*” shall mean the marked stationary bin designated for metal appliances, bikes, water heaters, propane tanks and scrap metal located at **the site**.
10. “*Oversized Household Garbage Bin*” shall mean the marked stationary bin designated for furniture, mattresses and bagged **or bundled** yard waste/grass clippings/leaves located at **the site**.
11. “*Owner*” shall mean the registered owner or assessed owner or agent acting on behalf of the owner.
12. “*Recycle Materials*” shall mean any material collected for the purpose of recycling, **repurposing** or reuse.
13. “*Refuse*” shall mean remains, by-products and discarded materials resulting from domestic, commercial, industrial, **horticultural** or agricultural activities and include garbage, rubbish, street cleanings and yard **waste** but does not include liquid domestic sewage, as defined in *The Municipal Refuse Management Regulations*.
14. “*Residential*” shall mean a building occupied or used as a place of living by not more than two families.
15. “*Roll-Out Cart*” shall mean a container on wheels of approximately **0.5 cubic meters capacity** and designed for automated collection and **primarily used for curbside collection**.
16. “*Site*” shall mean the Town of Saltcoats Waste Disposal Bin Site located at 402 High Street, Saltcoats, Saskatchewan.
17. “*Stationary Container*” shall mean a container intended to be used for waste **or recycle** collection from more than one residence or for commercial use that is capable of automated collection.
18. “*Town*” shall mean the Town of Saltcoats.
19. “*Unacceptable Waste*” shall mean carcasses, tires, and hazardous waste as defined in *The Hazardous Substances and Waste Dangerous Goods Regulations*.
20. “*Waste*” shall mean any discarded organic or inorganic material, including household waste, special waste and unacceptable waste that:
 - a) the owner or possessor thereof does not wish to retain;
 - b) must be disposed of due to health reasons; or
 - c) must be disposed of to ensure that the amenity of the area in which it exists is not adversely affected.
21. “*Waste Collector/Contractor*” shall mean the persons/company employed or contracted by the Town for the purpose of collecting waste or recycling materials from within the corporate limits of the town, or as stipulated by the Town.
22. “*Waste Container*” shall mean any container approved **by the Town or Waste Collector/Contractor for waste collection**, and includes a roll-out cart or stationary container.

Part 2 – PURPOSE

The Purpose of this Bylaw is to protect the health and welfare of people and provide for the

abatement of nuisances and the protection of the environment by regulating and monitoring the collection, handling and disposal of waste and recyclable material within the town.

Part 3 – GENERAL

1. The **primary** collection and removal of refuse and recycle materials within the town shall be done by a waste collector/contractor.
2. Council may make agreements with any other authority for the collection or disposal of refuse and recycle materials.
3. Collection frequency will be determined by Council and its appointed waste collector/contractor.
4. No owner or occupant of any land or building shall allow waste of any kind to accumulate in or on the land or building, except as permitted in this Bylaw.
5. Any person or persons, defacing, destroying or altering any signs, *gates, fencing or other appurtenances* at the site or landfill may be prosecuted.

Part 4 – REGULATIONS FOR COLLECTION OF WASTE & RECYCLE MATERIALS

1. The owner of property shall ensure that there is unobstructed access to waste containers. *Roll-out carts must be placed outside the grader ridge and on the street with the wheels to the ridge or edge to the street for easy access and 1 (one) meter clearance from any other object.*
2. No owner or occupant of a property that is assigned a waste container shall place waste in any container except the approved and assigned container to that property.
3. No person other than owner to which the waste container is assigned is allowed to disrupt or disturb the contents of the waste container.
4. *All waste must be bagged, as much as is practicable, and placed in the appropriate roll-out cart, provided by the waste contractor.*
5. All recycle materials must be placed loose in the appropriate blue roll away cart, provided by the waste contractor.
 - a) *Glass, paint, electronic items, Styrofoam, used oil and tires are prohibited from being placed in the blue roll-out cart.*
6. Waste Container lids must be closed and no items shall be placed on and/or outside of the waste container. *Waste Containers shall not be overfilled so that the lid is not completely closed.*
7. Roll-out carts must be placed at the curb as per Appendix A.
8. Roll-out carts are to be placed at the curb the evening prior to collection day.
9. Roll-out carts are not to be on the public right away for more than 24 hours.
10. *Roll-out carts must be stored back onto owner's property by end of collection day.*
11. *The property owner shall be responsible for the movement of the roll-out carts, and when property is sold shall notify the Town Office for retrieval of roll-out cart.*
12. No person shall cause or permit any loss of or damage to a Town-assigned waste container.

13. If roll-out carts are lost; replacement cost will be one hundred dollars (\$100.00) per cart to be charged at the discretion of the Administrator.
14. Additional roll-out carts may be obtained if required and in accordance with Town of Saltcoats Administrations Policy #15-03 Garbage and Recycling Bin Rental.
15. The waste collector/contractor may refuse to empty a roll-out cart that:
 - a) is improperly placed
 - b) is not accessible for collections
 - c) is locked in an enclosure
 - d) is a danger to safe collections
 - e) may cause damage to equipment
 - f) is not an approved container
16. The waste collector/contractor may, at any time, remove, repair or replace any obsolete, damaged or non-serviceable roll-out cart.
17. ***No person other than the property owner or occupant to which the waste container is assigned is permitted to disrupt or disturb the contents of the waste container, without the owner's or occupant's consent.***

Part 5 – REGULATIONS FOR COLLECTION AND DISPOSAL OF COMMERCIAL WASTE & RECYCLE MATERIALS

1. The owner of property shall ensure that there is unobstructed access to waste containers.
2. ***Additional roll-out or a stationary container may be distributed if the container(s) provided is/are insufficiently sized.***
3. The stationary container shall remain locked at all ***times when not in use.***
4. No owner or occupant of a property that is assigned a waste container shall place waste in any container except the approved and assigned container ***for said*** property.
5. ***No person other than the property owner or occupant to which the waste container is assigned is permitted to disrupt or disturb the contents of the waste container without the owner's or occupant's consent.***
6. ***All waste must be bagged and placed in the appropriate roll-out cart or stationary container, provided by the waste contractor.***
7. All recycle materials must be placed loose in the appropriate blue stationary container, provided by the waste contractor.
 - a) ***Glass, paint, electronic items, Styrofoam, used oil and tires are prohibited from being placed in the blue stationary cart.***
8. Waste containers lids must be closed and no items shall be placed on and/or outside of the waste container.
9. No person shall cause or permit any loss of or damage to a Town-assigned waste container.

Part 6 – REGULATIONS FOR CONSTRUCTION MATERIALS

1. Any owner or contractor carrying out the construction, alteration or demolition of a building structure or landscaping on any property shall:

- a. Not allow any earth or waste to be deposited upon a street or sidewalk.
 - b. Place all waste in a waste container arranged through a waste collector/contractor.
 - c. In a timely manner dispose of all waste resulting from the construction, alteration, or demolition so as to ensure there is no unreasonable accumulation of waste on the property during construction, alteration or demolition;
 - d. Take all reasonable steps as may be necessary to prevent the waste from being dispersed by wind or in any other manner, on or around the property or surrounding properties during construction, alteration or demolition; and
 - e. Upon completion of the construction, alteration or demolition, clear the property of all waste and litter.
2. If such waste is not removed by the owner or the contractor ***in a reasonable time frame as determined by the Town***, the Town may remove the waste, and the costs of so doing are a debt due to the Town by the owner or contractor.

Part 7 – REGULATIONS FOR WASTE DISPOSAL BIN SITE

1. ***No person shall deposit unacceptable waste anywhere at or near the site, nor in or on the oversized household garbage bin or metal bin.***
2. No person shall deposit bagged household waste, appliances, batteries, carcasses, construction material, contaminated material, fecal matter, hot ashes, metal, oil, paint, propane tanks, or recycling material in or on the oversized household garbage bin.
3. No person shall deposit bagged household waste, batteries, carcasses, construction material, contaminated material, fecal matter, hot ashes, oil, paint, or recycling material in or on the metal bin.
4. No person is to dispose of refuse or recycle materials around the perimeter of the site or any ***adjacent, nearby or otherwise unauthorized location.***
5. The Town shall own all refuse collected at the site.
 - a) ***No person shall remove any object or material from the site without permission from the Town Office.***
 - b) ***No person is permitted to disturb or disrupt the contest of the waste containers on the site, without prior approval of the Town.***
6. Where a person disposes of waste or recyclable material contrary to the terms of this Bylaw, the Town may remove the waste and the costs of so doing are a debt due to the Town from the person who improperly disposed of the waste.
7. The site bins shall be maintained by the Town and a waste collector/contractor as determined by Council.
8. No person shall burn or adulterate cause any material to be burned or adulterate at the site.

Part 8 – ANTI-DUMPING

1. ***Only waste and recyclable materials generated in Town jurisdiction are permitted to be disposed of in the town.***

2. No person shall dispose of waste anywhere in the Town other than in a ***duly approved and authorized waste*** container or at the site. A person who has placed waste contrary to the provisions of this Bylaw shall remove the waste or cause the waste to be removed.
3. No person who transports or causes to be transported any waste in the Town shall allow the waste or any portion of it to escape from the ***transport*** vehicle.
4. No person shall transport or cause to be transported any waste in the Town unless proper measures, including at least one of the following, are taken to prevent the waste or any portion of it from escaping from the vehicle:
 - a. the waste is covered;
 - b. the waste is in a covered container; or
 - c. the waste is securely tied down or fastened.
5. ***Notwithstanding Part 14***, any person who disposes or dumps waste contrary to this Bylaw shall be guilty of an offence and liable to a fine on summary conviction of not less than \$500.00, nor more than \$1000.00.
6. In addition to the fine levied on summary conviction proceedings, the person convicted of a breach of this bylaw shall be responsible for the removal of any waste dumped or disposed contrary to this bylaw.

Part 9 – REGULATIONS AND OPERATIONS FOR THE LANDFILL

1. ***No Person shall enter the Landfill property without authorization by the Town.***
2. No person shall dispose of waste including hazardous wastes, chemical or paint containers, tires, batteries, e-waste or dead animals anywhere in the landfill or outside the perimeter of the landfill. Anyone doing so is in direct violation of Section 3 of the *Litter Control Act* and may be charged pursuant to Section 4 of the *Act*.
3. Burning of waste at the landfill is not allowed; authorized burning ***of tree branches*** shall be done only by authorized personnel on behalf of the Town.
4. ***Tree branches*** are the only material accepted at the landfill.
5. Where a person disposes of waste or recyclable material at the landfill the Town may remove the waste and the costs of doing so are a debt due to the Town from the person who disposed of the waste.

Part 10 – ENFORCEMENT

1. If any person fails, neglects or refuses to do anything which they are required to do by this bylaw, the Designated Officer may order the person in default to do such thing.
2. The Town or its designated officer is authorized to inspect property to determine if there is compliance with this Bylaw. Inspections with this Bylaw shall be carried out in accordance with Section 362 of The Municipalities Act.

Part 11 – ORDER TO REMEDY

1. The Town or its designated officer may issue written orders deemed necessary for effective enforcement of this Bylaw in accordance with Section 364 of The Municipalities Act.
2. If a contravention is found, notice will be served, in accordance with The Municipalities Act Section 390, to the owner or occupant with copies to the registered owner. A designated officer may issue a notice of violation to any person that fails, neglects or refuses to do anything which they are required to do by this bylaw. The notice shall require the person to pay to the Town of Saltcoats, the penalty specified in Bylaw 14-2018 *Part* 13.
3. In any case where an order is not carried out, waste will be removed at the owner's or occupant's expense. If the amount payable is not paid on or before December 31 of the year the work was completed, the amount or part thereof remaining unpaid will be added to and form part of the taxes on the owner's property as per The Municipality Act Section 369.
4. If payment of the penalty is made prior to the date when the person contravening the bylaw is required to appear in court to answer the charge, the person shall not be liable to prosecution for that offence.

Part 12 – APPEAL OF ORDER TO REMEDY

Appeals, in accordance with The Municipalities Act Section 365, shall be made to the Town within fourteen (14) days of receipt of an order to remedy.

Part 13 – PENALTY

Notwithstanding Part 8, any person who contravened a provision of Bylaw 14-2018 is guilty of an offence and liable on summary conviction to a penalty:

- a. First offence (\$100.00)
- b. Second offence (\$200.00)
- c. Third or subsequent offence of not less than (\$500.00) and not more than (\$10,000.00) in the case of an individual or (\$25,000.00) in the case of a *business or* corporation.

The penalty may be paid:

- a. in person during regular office hours at the Town of Saltcoats, 117 Allan Avenue
- b. by mail addressed to the Town of Saltcoats, Box 120, Saltcoats, SK S0A 3R0
- c. online through e-transfer

Part 14 – COMPLIANCE WITH OTHER LAWS

Nothing in this Bylaw relieves a person from complying with any other law, including *but not restricted to* any public health legislation, any environmental protection legislation or any other Bylaw of the Town.

Part 15 – EFFECTIVE DATE

This Bylaw shall come into effect on upon final reading and will repeal Bylaw 06-2013 upon it passing.

MAYOR

ADMINISTRATOR

Certified a true copy of Bylaw No. 04-2018
Adopted by resolution of the Council on the
12th day of December, 2018.

SEAL

ADMINISTRATOR

**Bylaw No. 14-2018
TOWN OF SALTCOATS
Waste & Recycling Bylaw
Appendix A**

To assure that you do get your refuse picked up, the drawings to the right illustrate the locations for your container on collection day.

Always have the wheels of the container facing toward the curb as illustrated in the drawing #1. When there is a snow bank build up along the curb, make sure the container is out further than the snow bank as illustrated in drawing #2. We ask that you refrain from parking on the street on collection day, however, if there are vehicles on the street, please place the container in the location illustrated in drawings #3 and #4.

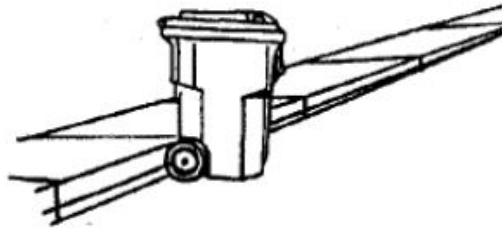
If your house is on a street or avenue without a curb, please place the container on the road making sure the pickup truck can reach the container.

The container must be placed on the street or avenue which corresponds with your address.

For your child's safety, do not allow them to play near the collection containers or vehicle.

To avoid having your container missed; please have your container out the night before collection day. Following these instructions will assist us in making your community one of the cleanest in Saskatchewan.

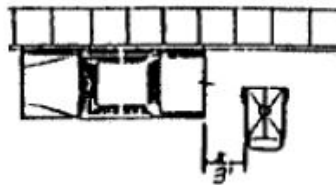
Ideal Location #1



Snow Bank #2



Close to Parked Car #3



Between Two Parked Cars #4

