

**BYLAW NO. 909
OF THE
TOWN OF SPIRIT RIVER**

A BYLAW OF THE TOWN OF SPIRIT RIVER IN THE PROVINCE OF ALBERTA for the storage, collection, removal, levy and the disposal of waste from within the Town of Spirit River.

WHEREAS, the Council of the Town of Spirit River deems it necessary that the storage, collection and disposal of waste within the Town be carried out in as practical, efficient and tidy manner as possible; AND

WHEREAS the Municipal Government Act R.S.A. 2000 Chapter M-26 as amended or repealed and replaced from time to time, gives the Council of the Town of Spirit River the authority to pass such a Bylaw.

SHORT TITLE: Also known as the Garbage Bylaw or Waste Bylaw

NOW THEREFORE, the Council of the Town of Spirit River, duly assembled enacts as follows:

SECTION ONE: DEFINITIONS

Apartment House - a building which is either occupied or intended to be occupied by more than two families living independently of one another upon the same premise and included, but is not limited to:

Structures known as town houses or row houses and self contained units in a complex of more than two units

Ashes - the residue and cinders from any substance used for fuel, but does not include such residue as may accumulate as a result of building operations

Collector – solely the person(s) and/or company who collects waste within the Town of Spirit River for and on behalf of the Town of Spirit River

Commercial/Industrial Waste – is waste generated by the operations and/or development of commercial or industrial activity

Commercial Property – a business engaged in the direct retailing of goods or provisions of services to the final consumer

Council - the Municipal Council of the Town of Spirit River

Domestic Waste - waste generated by daily household operation which is not included in Non- Collectable Waste or Organic Waste

Garbage Bag - a non-returnable plastic bag securely tied at the top, in good condition (free from rips and tears) and made from sturdy material strong enough to withstand normal handling and lifting. Bags are not to exceed 12 kg (Kilograms) and grocery bags are not acceptable garbage collection bags.

Garbage Container – waste collection receptacle as approved by the Town of Spirit River Council

Garbage Storage Unit - a wooden, metal or plastic enclosure designed to hold all garbage containers

Non-Collectable Waste - as defined in Schedule A of this Bylaw 909

Occupant - a person or corporation in actual possession of any premises either as owner or tenant.

Organic Waste – as defined in Schedule B of this Bylaw 909

Street and Lane - any public roadway used by waste collection vehicles to gain access to the boundary or a private property from which waste is to be collected

Town - the Municipality of the Town of Spirit River

Waste or Waste Material - ashes, garbage, refuse as herein defined and including any other matter or material suitable for disposal by the Town Collector

Waste Collection Receptacle – garbage as approved by the Town of Spirit River Council.

Waste Storage Unit - a wooden, metal or plastic stand or enclosure designed to hold all garbage containers and/or bags.

SECTION TWO: GENERAL REGULATIONS

- 2.1. The Town of Spirit River will not pick up waste that is not in the approved designated containers or tagged appropriately
- 2.2. All waste materials must be bagged when placed in containers to ensure a clean transfer of waste between the receptacle and truck in all weather conditions
- 2.3. The property owner is responsible for waste that is scattered by weather conditions or animals
- 2.4. Disposal of all waste unacceptable for removal by the Collector shall be the responsibility of the property owner or occupant.
- 2.5. Town approved containers for waste is mandatory for municipal waste collection service
- 2.6. Town residents are strongly encouraged to separate their waste into three separate categories: recyclables, refuse, and unacceptables
- 2.7. Waste must be stored, collected and removed in accordance with the Bylaw and Policies of the Town.
- 2.8. No person shall pick over, interfere with, disturb, remove or scatter any waste put out for collection or removal
- 2.9. No person shall vandalize or wilfully damage any waste receptacle.

SECTION THREE: STORAGE REGULATIONS

- 3.1. The owners and occupants of any municipal property shall ensure that there are sufficient waste collection receptacles to store the waste generated between the scheduled collection days.
- 3.2. Garbage or recycling containers must be returned to storage by 9:00 pm on collection day.
- 3.3. With the exception of Section 4.6 under Collection Regulations, bagged waste must be placed in a garbage/recycling container or garbage storage unit of which are placed in such a way as to not contravene the Unsightly Bylaw
- 3.4. Garbage storage units are permissible for the temporary storage of excess waste and shall be designed as to keep all garbage containers and/or bags in an upright position, protected from birds, animals and weather

SECTION FOUR: COLLECTION REGULATIONS

- 4.1. No person shall put out waste for collection unless it adheres to the Bylaw and policies of the Town.
- 4.2. No waste shall be collected from any building which is owned by another level of Government and is exempt from municipal taxation unless the Government or its agency pays to the Town the rates in effect for waste collection services.
- 4.3. All domestic waste placed at the curb for collection must be contained in the Town approved garbage container with the lid closed or in a securely sealed plastic garbage bag which has the appropriate tag attached.
- 4.4. On a regularly scheduled basis, the Town shall cause accepted waste, as defined by this Bylaw, to be collected from municipal properties for a service fee as set out in the Master Rates Schedule Bylaw WITH THE EXCEPTION OF:
 - 4.4.1. A dwelling or apartment house that contains three or more units with inside entrances THEN the property owner is required to utilize a covered commercial bin and is responsible for contracting waste removal on a regular basis at their own expense for their residents.
 - 4.4.2. Commercial /Industrial establishments THEN the property owner is required to utilize a covered commercial bin and is responsible for contracting waste removal on a regular basis at their own expense.
 - 4.4.3. An application for an exception to Section 4.5.1 or 4.5.2 can be submitted by the property owner to the Town Office.
 - 4.4.4. These exceptions to municipal collection service may be charged a fee for landfill use
- 4.5. Domestic waste may be placed at the curb between the hours of 7:00 pm of the evening prior to collection and 7:00 am on the designated collection day.
- 4.6. Excess waste may be placed inside securely sealed and tagged garbage bags and placed at curb side for collection as per Section 4.5.
- 4.7. Recycling waste of differing types will be collected on alternating weeks as per the advertised schedule for collection as posted and made available from the Town office.
- 4.8. No waste collection shall be made from inside any premises.

SECTION FIVE: REMOVAL REGULATIONS

- 5.1. All waste removed from private property must be secured against loss of materials while in transit to the waste disposal facility or dumpsite.
- 5.2. A municipal dump card is available to Town citizens upon verification of municipal address and identification at the Town Office
- 5.3. No person shall burn garbage within the Town limits.
- 5.4. No littering of any waste material within the Town limits.
- 5.5. Only organic plant waste may be buried on private property by the land owner and only with their permission.

SECTION SIX: ADDITIONAL CLEAN UP

The Town may provide additional pickup for the residents at no extra charge where the provisions of the policy are met (bagging, boxing, bundling, etc.)

SECTION SEVEN: AUTHORITY

For the purpose of performing the duties assigned by this Bylaw, the collector(s) appointed by the Town may enter land from which the Town collector is required to remove/collect waste.

No collection shall be made from inside any building or premises.

SECTION EIGHT: ENFORCEMENT

It shall be the duty of the Town to attend to the enforcement and interpretation of the provisions of this Bylaw.

Non-compliance of this Bylaw may result in refusal by the Contractor to collect waste from a property owner. It will then be the responsibility of the property owner to remove their domestic waste at their own expense and in accordance to this Bylaw.

Refusal to remedy any non-compliance waste issues will result in a call out to a Town Public Works Staff person to assist the property owner with abiding to the Bylaw by cleaning up the waste. A fee for this Town service and /or a fine will be charged directly to the property owner.

SECTION NINE: SEVERENCE

- 9.1. Should any provision of this Bylaw be found invalid, the invalid portion shall be severed and the remaining Bylaw shall be maintained.
- 9.2. All other Bylaws preceeding this Bylaw relevant to this matter and dated prior to the date of the final reading shall hereby be repealed.
- 9.3. This Bylaw shall come into force and effect on the day of third and final reading.
- 9.4. The rates and fees for Utilities (including but not limited to water, garbage/recycle fees) shall be set by resolution of Council and be attached to the Master Rates Schedule Bylaw No.904 and shall have force and effect from the date of the final passing of this Bylaw.

Read a first time this 19TH DAY OF APRIL 2010

Read a second time this 17TH DAY OF MAY 2010

Read a third time and passed this 17TH DAY OF MAY 2010

MAYOR

ADMINISTRATOR

PASSED BY RESOLUTION 10-14 MAY 17, 2010

**BYLAW NO. 909
OF THE
TOWN OF SPIRIT RIVER
SCHEDULE A
LIST OF NON-COLLECTIBLE WASTE MATERIAL**

Construction Waste – material which may result from the construction or demolition of any building or other work

- wood
- cardboard
- soil
- concrete
- asphalt
- gypsum board
- roofing
- metal
- gravel
- packaging
- insulating
- electrical material
- plumbing material
- mechanical material
- sawdust
- containers
- other materials used in construction or demolition

Animal Waste –

- animal carcasses
- offal
- kennel waste
- waste meat
- animal excreta (excepting securely bagged animal excreta deposited in domestic waste)

Biohazard Materials

- hypodermic needles
- pathogenic
- biomedical waste

Dangerous/Hazardous Goods as defined by Government

- solvents
- oven cleaners
- paints
- automotive fuel, fluids or parts
- wet cell batteries
- pesticides/herbicides
- combustible
- explosive material (gun powder/bullets, dynamite blasting caps, radioactive materials, luminescent gas filled light tubes, compressed gas cylinders, etc)
- toxic material

Large items

- motion picture film
- mattresses

- furniture
- large appliances
- electronic waste

PASSED BY RESOLUTION 10-144 MAY 17, 2010

**BYLAW NO. 909
OF THE
TOWN OF SPIRIT RIVER
SCHEDULE B
LIST OF ORGANIC WASTE MATERIAL**

Organic Waste Material - compostable household and yard waste originating from residential premises

- domestic plant waste
- egg shells
- leaves
- grass clippings
- branches

PASSED BY RESOLUTION 10-144 MAY 17, 2010