

The Corporation of The Township of Stirling-Rawdon

By-Law No. 1517-22

A by-law to regulate the collection, removal and disposal of garbage and recyclable waste in the Township of Stirling-Rawdon; and to repeal By-law 1332-19

Whereas Section 11(3) of the Municipal Act, S.O. 2001, c. 25, as amended, authorizes the Council of a local municipality to pass by-laws to establish, maintain and operate a waste management system; and

Whereas the Council of the Corporation of the Township of Stirling-Rawdon deems it in the public interest to continue the establishment of and to maintain and regulate a system for the disposal of waste within the municipality and to establish procedures, regulations, policies, and fees for the disposal of waste and the recycling of waste materials;

Now Therefore the Council of the Corporation of the Township of Stirling-Rawdon enacts as follows:

1.0 Definitions

- a) **Blue Box** shall mean the container or other device supplied by or on behalf of the Municipality for the collection of recyclable waste.
- b) **Construction Debris** shall mean discarded building material resulting from the erection, repair, demolition or improvement of buildings or structures.
- c) **Container** shall mean a reusable galvanized metal or plastic container with a maximum capacity of eighteen (18) gallons and having carrying handles and watertight lid; or a **clear** polyethylene plastic bag measuring approximately 26' x 36' (66 cm x 91.4 cm) of 1.5 gauge thickness fastened at the top.
- d) **Council** shall mean the elected Council of the Municipality.
- e) **Dwelling Unit** shall mean any part of a building or structure, used, designed, or intended to be used as a domestic establishment in which one or more persons may sleep and are provided with culinary and sanitary facilities for their exclusive use.
- f) **Hazardous Materials** shall mean any and all of the following:
antifreeze – auto batteries – degreasers – drain cleaner – gasoline –

herbicides – motor oil – oven cleaner – paints – pesticides – septic tank cleaners – solvents – wood preservatives.

- g) **I.C. or I. Establishment** shall mean a commercial, industrial and/or institutional land use.
- h) **Major appliance and/or large household furnishings** shall mean any and all large or bulky household mechanisms and/or other articles usually used in the home, including without limiting the generality of the foregoing: refrigerators – freezers – stoves – washers – dryers – chairs – sofas – tables – beds – carpet – etc.
- i) **Municipal Waste Collector(s)** shall mean the person(s) authorized by the Municipality from time to time to collect non-recyclable garbage and/or recyclable waste within the municipality.
- j) **Municipality** shall mean the Corporation of the Township of Stirling-Rawdon.
- k) **Non-Collectable/Disposable Waste** shall mean the following:
 - i) any explosive, highly combustible materials of any nature whatsoever;
 - ii) construction debris;
 - iii) sawdust and/or shavings;
 - iv) liquid waste;
 - v) hay, straw, and manure;
 - vi) carcass of any animal;
 - vii) leaves, grass clippings, garden material, tree limbs and trunks, brush, stones;
 - viii) major appliances and/or large household furnishings;
 - ix) any material which has become frozen or otherwise stuck to the container and cannot be removed by shaking;
 - x) tires;
 - xi) bio-medical waste;
 - xii) automobiles, vehicles, or any parts thereof;
 - xiii) fences, fence posts, page wire;
 - xiv) scrap metal;
 - xv) hazardous materials;
 - xvi) propane tanks.
- l) **Non-Recyclable Garbage** shall mean all garbage and other refuse except non-collectable waste and recyclable waste.
- m) **Person** shall include individuals, corporations, and partnerships.
- n) **Recyclable Waste** shall mean such items as the municipality, by written resolution, identifies from time to time as being suitable for

recycling purposes. Certain items defined in this by-law as non-collectable waste may, with Council's discretion, also be included in the list of recyclable waste. Council shall designate by resolution which items of recyclable waste are collectible by the municipal waste collector(s) and which items are not.

- o) **Residential Establishment** shall mean a building or structure containing one or more dwelling units.
- p) **Waste** shall mean non-recyclable garbage and/or recyclable waste.
- q) **Waste Disposal Sites** shall mean:
 - i) those lands legally described as Part of Block A, south of Front Street, as described in Certificate of Approval No. A360901 as amended from time to time and located in the former Village of Stirling;
 - ii) those lands legally described as Part of Lot 17, Concession 9, as described in Certificate of Approval No. A362401, as amended from time to time and located in the former Township of Rawdon.
- r) **Waste Disposal Site Operators** shall mean the persons retained by the municipality, from time to time, who are responsible for the operation and maintenance of the waste disposal sites or their designate or assistant.

2.0 Collection of Waste

- a) Collection of non-recyclable garbage will be made within the Township of Stirling-Rawdon or any part or parts thereof on the day or days of the week to be determined by resolution of the Council from time to time, subject to the provisions of this By-law. Note: Clear bags are required for all household waste left for curbside collection and all household waste taken to the municipal landfill sites for disposal in accordance with the Clear Garbage Bag Policy attached hereto as Schedule "A" of this by-law.
- b) Collection of recyclable waste will be made on the day or days of the week to be determined by resolution of the Council from time to time, subject to the provisions of this By-law.
- c) All recyclable waste shall be separated from non-recyclable garbage and non-collectible waste and shall be prepared for collection as follows:
 - i) Clean newspapers and magazines shall be contained in bags (other than green or black garbage bags) or tied in bundles and may be placed beside the blue box;

- ii) Corrugated cardboard shall be broken down, laid or folded flat and tied in a bundle not to exceed 30" x 30" x 8";
 - iii) Boxboard and household paper shall be cleaned of any food or liners and shall be flattened and placed inside a box or boxboard box and placed beside the blue box;
 - iv) Clean plastic bags and wrap shall be placed in a plastic bag (other than green or black plastic bags), tied shut and placed beside the blue box;
 - v) All other recyclable waste shall be placed loose in the blue box. Glass bottles and jars shall be rinsed, and their tops removed. Metal cans shall be rinsed. Plastic bottles and jars shall be rinsed, and their tops removed. Aluminum trays and foil shall be clean, folded together and placed loose in the blue box.
- d) No person shall put any hazardous material out for collection and no person shall knowingly deposit any hazardous material at the waste disposal sites. Hazardous materials shall be taken to an approved household hazardous waste depot.
- e) Except as otherwise provided in this By-law, the municipality shall not collect non-collectible waste as defined in this By-law from any residential or I.C. or I. establishment within the municipality.
- f) The municipality shall not collect from any residential or I.C. or I. establishment within the Municipality any non-recyclable garbage unless such garbage is placed in a proper container meeting the requirements of paragraph 1(c) of this By-law.
- g) No person other than an owner or an occupant of a residential and/or I.C. or I. establishment within the municipality or their agents, shall set out waste for collection within the boundaries of the municipality. Waste set out for collection shall not include waste from residential or I.C. or I. establishments not within the municipality.
- h) No person shall set out waste for collection except at the residential or the I.C. or I. establishment at which the waste is generated.
- i) The municipality shall not collect from any residential or I.C. or I. establishment a container weighing more than fifty (50) pounds when filled.
- j) All non-recyclable garbage placed in containers shall be securely contained within a non-returnable plastic bag or bags.

3.0 Collection Procedure

- a) Where non-recyclable garbage and recyclable waste are set out for collection on the same day, containers of non-recyclable garbage shall be placed together but set apart from the recyclable waste. Recyclable waste shall be set out in or beside the blue box.
- b) All waste that is set out for collection shall be placed at the curb or on the boulevard of a public street in front of or adjacent to the residential or the I.C. or I. establishment at which the waste is generated; provided that where the rear of an I.C. or I. establishment is serviced by a lane along which collections are made, the waste shall be placed at the rear of the I.C. or I. establishment.
- c)
 - (i) On any one day designated by the municipality for the collection of waste, no more than ten (10) containers per I.C. or I. establishment of non-recyclable garbage shall be set out for collection by the municipal waste collector in Ward 2 and no more than twenty (20) containers per I.C. or I. establishment of non-recyclable garbage shall be set out for collection by the municipal waste collector in Ward 1. There is no limit on the quantity of recyclable waste which may be set out for collection at one time except from an I.C. or I. establishment where the amount of any type or types of recyclable waste to be collected may be limited by resolution of the Council from time to time.
 - (ii) The municipal waste collector shall not collect any waste in excess of the maximum limits referred to in Paragraph 3(c)(i) above.
 - (iii) All non-recyclable garbage placed at the curb for collection shall have a bag tag firmly affixed.
- d) Waste which is set out for collection shall be placed at the applicable curb or on the boulevard before seven o'clock (7:00 am) on the day on which collection of that waste is scheduled but shall not be set out prior to seven o'clock (7:00 pm) of the previous day and the containers shall be removed no later than seven o'clock (7:00 pm) on the day of the collection.
- e) Containers which are set out for collection shall be placed as close to the street as reasonably possible without obstructing the travelled portion of the roadway and/or any sidewalk.
- f) Any waste which is set out for collection, and which has not been properly separated (e.g., recyclable waste from non-recyclable garbage) or which has not been prepared for collection according to

the provisions of this By-law, shall not be collected. Any waste which the municipal waste collector declines to collect shall be removed by the owner or occupant of the residential or I.C. or I. establishment by or on whose behalf the waste was placed for collection between 7:00 pm on the day on which the collection was scheduled.

- g) Notwithstanding anything in this By-law to the contrary, the municipality may, by notice to the public from time to time, designate days and times for the collection of Christmas trees, leaves and garden material and such other types of non-collectible waste as may be designated by Council from time to time. Note: Paper bags are required for all leaves/yard waste left for curbside collection. Leaves and yard waste may be taken to the municipal landfill sites in paper bags or bulk in accordance with the Paper Bag Policy, hereto attached as Schedule "B" to this by-law.
- h) No person shall pick over, interfere with, disturb, remove, or scatter any waste which have been set out for collection **provided that** the municipality, by notice to the public from time to time, may designate certain days for the salvaging or scavenging of major appliances, large household furnishings and any other items that may be specified by the municipality subject to such terms and conditions as are specified by the municipality.

4.0 Collector's Responsibilities

- a) The municipal waste collector(s) shall follow the laid-out routes and conform to all instructions as set out by the Municipality.
- b) The municipal waste collector(s) shall handle all containers and blue boxes with due care and after thoroughly removing their contents, shall replace the reusable containers and blue boxes where taken from. The collector shall not overload any truck nor allow any of the contents to fall therefrom and shall carefully gather up any waste which may have been spilled on the ground.
- c) In no instances shall the collector be called upon to make collections from any point which is unreasonably inconvenient or dangerous to any employee nor shall the collector be required to remove containers, cardboard or disposable boxes or blue boxes from any point other than that designated in this By-law and then only from containers, cardboard or disposable boxes that meet the requirements of this By-law.
- d) No salvaging or scavenging of any description shall be conducted on the collection routes except as provided in Paragraph 3(h) above.

5.0 Waste Disposal Sites/Tipping Fees

- a) Notwithstanding anything to the contrary in this By-law, only those types of waste and non-collectable waste that are permitted by the Certificates of Approval for the waste disposal sites (as amended from time to time) shall be accepted at the waste disposal site.
- b) The waste disposal site operators shall refuse to accept any type of waste or non-collectible waste at the waste disposal site where the acceptance of such waste or non-collectible waste would be contrary to the provisions of this By-law and/or the Certificates of Approval for the waste disposal sites.
- c) Tipping fees shall be as per the Township of Stirling-Rawdon's current fees and charges by-law.
- d) All waste and non-collectable waste taken to the waste disposal site from any residential or I.C. or I. establishment within the municipality shall be subject to the applicable tipping fees as per the Township's current fees and charges by-law. However, the provisions of this paragraph shall not apply to waste taken to the waste disposal site by the municipal waste collector(s).
- e) The owners and occupants of all residential and/or I.C. or I. establishments located within Ward 2 and/or Concessions 1 to 5 inclusive in Ward 1 are hereby permitted, subject to the provisions of this By-law, to take waste and non-collectible waste to the waste disposal site situated in Ward 2.
- f) The owners and occupants of all residential and/or I.C. or I. establishments located within Concessions 6 – 14 inclusive in Ward 1 are hereby permitted subject to the provisions of this By-law to take waste and non-collectible waste to the waste disposal site situated in Ward 1.
- g) The Waste Disposal Site shall be opened only to those individuals identified in sub-paragraph 9(e) and 9(f) above on those days and times identified from time to time by written resolution of the Council of the municipality.
- h) The waste disposal site operators shall have the authority to demand from any person wishing to use the waste disposal site proof that such person is (or is acting on behalf of) an owner or occupant of a residential and/or I.C. or I. establishment within the municipality failing which such person shall be refused access to the waste disposal site.

- i) No person shall throw waste and/or non-collectible waste over the fence into the waste disposal sites or leave or deposit waste and/or non-collectible waste anywhere in the municipality that is outside of the fence at the waste disposal sites.
- j) No person shall have in his or her possession any firearm within the boundaries of the waste disposal sites.
- k) The municipality shall not be liable to any person for any damage howsoever caused to person or property while at the waste disposal sites.
- l) No person shall smoke or light any cigarette, cigar or pipe at the waste disposal sites. (*Smoke-Free Ontario Act, 2017, S.O. 2017, c. 26, Sched. 3.*)
- m) The waste disposal site operators shall have the authority to direct where any and all waste and non-collectible waste shall be deposited at the waste disposal sites.

6.0 General Matters

- a) No owner or occupant of lands within the municipality shall permit any waste and/or non-collectible waste to accumulate upon such owner's or occupant's lands in a manner which may be injurious to public health or safety.
- b) No person shall sweep, throw, or deposit or allow to fall from any vehicle, any waste and/or non-collectible waste onto any lanes, streets, creeks, water courses and/or public lands within the municipality.
- c) The provisions of this By-law shall apply to the owners and occupants of all lands within the municipality.
- d) This by-law may be cited as the "Waste Collection, Disposal and Separation By-law".

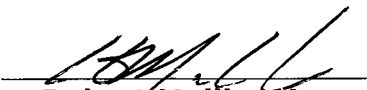
7.0 Enforcement and Penalty

- a) Any person who contravenes this By-law shall be deemed to have committed an offence and shall be subject to a fine as determined by the provisions of the Provincial Offences Act R.S.O. 1990, c.P.33, as amended.
- b) If any section, clause or provision of this By-law is for any reason declared by a court of competent jurisdiction to be invalid, the same

shall not affect the validity of the By-law as a whole or any part thereof other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all the remaining sections, clauses or provisions of this by-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions thereof shall be declared to be invalid.

- c) Where the provisions of this By-law conflict with the provisions of any other By-law in force in the municipality, the provisions of this By-law shall prevail.
- d) This by-law shall come into force and take effect on the date of passing.
- e) That By-law 1332-19 and all previous by-laws providing for the collection, removal and disposal of garbage and recyclable waste are hereby repealed.

Read a first, second and third time and finally passed this 24th day of January, 2022.


Robert Mullin, Mayor


Kathryn Pearl, Clerk



Clear Garbage Bag Policy



Purpose/Scope

This policy applies to all residences and businesses in Township. Clear bags are required for all household waste left for curbside collection and all household waste taken to the municipal landfill sites for disposal.

Guiding Principles

This policy will be implemented according to the following principles:

1. All household garbage must be placed in clear garbage bags. Clear tinted bags are permitted – green/dark bags are not permitted.
2. One small solid coloured plastic bag (such as white kitchen-catcher bag) will be permitted in each clear garbage bag for personal hygiene items.
3. Each clear bag left for curbside pickup or taken to the landfill site for disposal must have a bag tag attached.

Provisions for Non-Compliance

Household garbage left for curbside collection:

1. Household garbage which is placed for curbside collection will be left at the curb if:
 - a clear bag was not used for the garbage
 - the bag contains recyclables
 - the bag contains household hazardous waste
 - privacy bag is larger than the normal "kitchen catcher" size
 - the bag does not have a bag tag affixed

Household garbage taken to municipal landfill site:

2. Household garbage which is taken to the landfill for disposal will not be accepted if the garbage is not in a clear bag.
3. Bags which have recyclables inside will not be accepted. Resident/business will have the option of removing the recyclables from the bag. A \$10.00 fee will be charged for each bag deposited in the landfill which has recyclables inside and from which the recyclables are not removed.
4. Bags which have household hazardous waste inside will not be accepted.

5. Bags will not be accepted if the privacy bag is larger than the normal "kitchen catcher" size.
6. A bag tag must be affixed to each bag.

Review Period

This policy shall be reviewed and will be revised in light of any legislative or organizational changes.



Paper Bag Policy



Purpose/Scope

This policy applies to all residences and businesses in Township. Paper bags are required the disposal of leaves and yard waste at the Township's Waste Disposal Sites.

Guiding Principles

This policy will be implemented according to the following principles:

1. This policy applies to the annual fall pick up of bagged leaves within the former Village of Stirling. Only those leaves bagged in paper bags and placed at the curb will be picked up.
2. Leaves and yard waste can be delivered to the waste disposal sites in paper bags, or bulk for composting free of charge.
3. Leaves and yard waste brought in plastic bags must be debagged at the site.

Review Period

This policy shall be reviewed and will be revised in light of any legislative or organizational changes.