

THE CORPORATION OF THE VILLAGE OF BURK'S FALLS

BY-LAW # 17-2021- Amending # 21-2011

Being a by-law for establishing and maintaining a system for the collection, removal and disposal of garbage, recyclable materials, yard waste and other refuse.

WHEREAS, Section 11(2) of the Municipal Act, 2001, as amended, gives municipalities the authority to pass by-laws respecting matters within the spheres of jurisdiction as described in the Table to this Section.

AND WHEREAS, the Table in Section 11(2) of the Municipal Act, 2001, lists waste management as a "sphere of jurisdiction" for single municipalities.

AND WHEREAS, the Council of the Village of Burk's Falls deem it necessary to establish rules and regulations governing policies relating to the disposal of garbage and to implement a "Pay-Per-Bag" system for residents and to implement tipping fees to cover costs associated with the disposal of garbage and other refuse.

NOW THEREFORE, the Council of the Village of Burk's Falls enacts as follows:

1. SECTION 1- DEFINITIONS

- I.1 "Bag" shall mean a non-returnable clear plastic bag which is for Residential and Commercial use: bag dimensions not greater than 30" x 36" with a generally accepted volume of approximately 100 litres.
- I.2 "Biomedical waste" shall mean whether solid or liquid, including but not limited to, any animal or human organ or part thereof, bone, muscle, or animal or human tissue or part thereof, used bandages, poultices, dressings, vials or any other similar material or substance which contains or may contain pathogenic micro-organisms, or which may be hazardous or dangerous;
- I.3 "Commercial User" shall mean an owner/operator of an industrial, commercial or institutional facility/business (IC&I) entitled to place refuse into the TRI R Landfill/Recycling Site;
- I.4 "Council" shall mean the Council of the Village of Burk's Falls;
- I.5 "Domestic Waste" shall mean the waste produced by residents in their homes;
- I.6 "Household Hazardous Waste" shall mean waste requiring special care as itemized in 'Schedule A' to this By-law;
- I.7 "IC&I waste" shall mean waste produced by the industrial, commercial or industrial sector;
- I.8 "Landfill/Recycling Site Manager" shall mean the person duly appointed and responsible for supervision and control of operations at the Landfill/Recycling Site;
- I.9 "Non-Collection Waste" shall mean the materials as described in 'Schedule B' that will not be picked up at the curbside;
- I.10 "Recyclable" shall mean those classifications of waste capable of being diverted from the normal waste stream as specified in 'Schedule E';
- I.11 "Refuse" shall mean the same as "waste";
- I.12 "Salvaging" shall mean the process of finding items for the purpose of reuse;
- I.13 "Scavenging" shall mean the process of finding items for the purpose of reuse;
- I.14 "Special Area" shall mean an area at the Landfill /Recycling Site, designated for a particular purpose;
- I.15 "Village" shall mean the Corporation of the Village of Burk's Falls;

- 1.16 "User" shall mean an owner of a residence or multi residential property, or a tenant of a residence or multi residential property entitled to place refuse and recyclables at the curbside for collection or to dispose of them at the TRI R Landfill/Recycling Site;
- 1.17 "Multi-residential" shall mean complexes that contain three or more residential units
- 1.18 "Waste" shall include domestic and solid non-hazardous, non-recyclable refuse and other wastes as designated and as approved by the Ministry of the Environment;
- 1.19 "Unacceptable Waste" shall mean waste not accepted at the waste site as itemized in 'Schedule F' to this By-law.
- 1.20 "Privacy bag" shall mean an opaque bag no larger than a grocery bag, that provides an adequate method to enable residents to shield material they would prefer not to be exposed for view such as sanitary products, diapers, or incontinence products.

2. SECTION 2- "PAY-PER-BAG" and "TIPPING FEES"

- 2.1 "Users" will be provided with 50 bag tags per year.
- 2.2 "Commercial Users" will be provided with 90 tags per year for larger services and industrial establishments, and 50 per year for smaller retail and office establishments.
- 2.3 Multi-residential with 20 or more units and/or those that have a property manager are not required to tag bags, however, shall use an approved number of bins for garbage and shall have the same or greater number of bins for recyclables.
- 2.4 Multi-residential with under 20 units will receive 50 tags per unit.
- 2.5 Tag distribution amounts will be review annually.
- 2.6 Additional bag tags will available the municipal office for the cost of \$3.00 per tag.
- 2.7 The free tags will be mailed to the "users" each year in December.
- 2.8 Tags will be provided to new "users" during the year on a prorated basis of 4 tags per month, and to new "commercial users" on a prorated basis of 6 per month.
- 2.9 New "users" shall pick up their free tags from the municipal office upon purchase of a property.
- 2.10 Tags belong to a household and should be transferred to the new owner upon sale.
- 2.11 All Users of the collection services shall apply sufficient tags based on the following:
One tag per bag as defined above
One tag per garbage container with a volume not greater than 100 litres. The tag shall be clearly visible and affixed to a bag within the container.
- 2.12 Vacant landowners are not classified as "users" as defined in this by-law and will not be provided with free tags. Tags will be available for purchase at the municipal office at a cost of \$ 3.00 per tag and proof of land ownership in the form of a lawyers letter or record of sale will be required
- 2.13 Tipping fees for building materials, tires, etc. shall be as prescribed in "Schedule C" to this by-law and should be amended annually through the Township of Armour User Fee By-law.

3. SECTION 3- SITE OPERATION

- 3.1 The Township of Armour operates a Landfill/Recycling site on behalf of the Township of Ryerson, and Village of Burk's Falls being the TRI R Landfill/Recycling Site (hours of operation attached as 'Schedule D' to this By-law) described as follows:
141 Chetwynd Road, being Concession 8, Part Lot 8, 9 RP 42R5242 Part of Part 1, Township of Armour, District of Parry Sound.

- 3.2 The Landfill/Recycling Site shall be available for the depositing of waste produced within the Village of Burk's Falls in accordance with this By-law.
- 3.3 No person shall enter and/or leave the Landfill/Recycling Site without:
- A) Showing their Landfill Identification Card to the Landfill/Recycling Site Attendant;
 - B) Giving their name and address to the Landfill/Recycling Site Attendant upon request;
 - C) Declaring the nature and origin of the waste if requested.
- 3.4 The Landfill/Recycling Site shall only be used when an Attendant is on duty. The attendants will be on duty and the site open as outlined in "Schedule D" to this By-law.
- 3.5 All waste material shall be transported to the Landfill/Recycling Site in a manner as to prevent scattering or losing of waste while en route to the waste site.
- 3.6 All waste must be properly sorted e.g. landfill, recyclable, and burnable and disposed in the designated areas, tipping fees may apply.
- 3.7 All metal and white goods will be accepted in the designated area at the Landfill/Recycling Site and tipping fees shall apply.
- 3.8 Household Hazardous Waste as identified in 'Schedule A' to this by-law shall not be accepted at the Landfill/Recycling Site. This waste must be disposed of at the Household and Hazardous Depot at the Strong site, on such days designated and advertised for that purpose.
- 3.9 Other unacceptable items, in "Schedule F" to this by-law will not be accepted at the Landfill/Recycling Site.
- 3.10 Scavenging and salvaging will not be permitted at the Landfill/Recycle Site. This applies to the entire site and includes the scrap & white goods, electronics and glass. Charities wishing to recover LCBO glass at the site must be approved by the committee prior to collection.
- 3.11 All on-site health, sanitary and site operations shall be maintained in accordance with the current Ministry of the Environment and Certificates of Approval.
- 3.12 Regulations of the Ministry of Environment, the Environmental Protection Act and Certificates of Approval shall be observed at all times.
- 3.13 The TRI R Landfill reserves the right to prohibit any person, firm or Corporation from using the Landfill/Recycling Site.

4. SECTION 4- STORAGE AND CURBSIDE COLLECTION

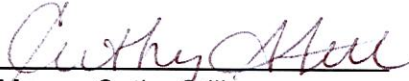
- 4.1 No person shall store waste on a property outside of a building that is not in a closed, animal resistant container and further, that said container shall not be stored in the front yard of that property.
- 4.2 Household Hazardous Waste as identified in 'Schedule A' to this by-law will not be collected as curbside waste and must be disposed of at the Household and Hazardous Depot at the Strong site, on such days designated and advertised for that purpose.
- 4.3 Other unacceptable items, in "Schedule F" to this by-law will not be collected as curbside waste.
- 4.4 Scavenging and salvaging will not be permitted. This includes the scrap & white goods, electronics and glass.
- 4.5 Waste and recycling collection will occur every Thursday and must be to the curb by 8:00am the day of pick up.

- 4.6 Waste and recycling shall be placed as close as possible to the edge of the street adjacent to the owner's property but not so as to impede or interfere with the flow of traffic or maintenance of the roadway.
- 4.7 Fiber and container recycling collection alternates weekly.
- 4.8 Collectible waste placed out for collection shall be properly tagged as specified in Section 2.11 of this by-law.
- 4.9 Waste collection bags shall be clear.
- 4.10 Recycling shall be placed securely in a Blue Bin.
- 4.11 Clear bags shall contain no more than 2 opaque bags privacy bags (no larger than a grocery store bag).
- 4.12 Bags shall be affixed with a Village issued tags to be picked up.
- 4.13 Tagged bags with large quantities of visible recycling (over 10%) will not be picked up.
- 4.14 Waste or recycling that does not comply with this bylaw shall not be collected and will have a sticker affixed to it indicating why it was not collected. It is the User's responsibility to remove these materials from the curbside within 12 hours and to store them as per Section 4.1 of this bylaw until the following scheduled collection day or to transport them to the Landfill Recycling site for disposal.
- 4.15 Only recycling outlined in 'Schedule E' will be collected.

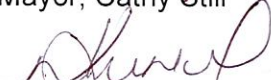
5. SECTION 5- ENFORCEMENT, REPEAL AND ENACTMENT

- 5.1 That any person, firm or corporation who contravenes any of the provisions of this By-law, or attempts to unlawfully dispose of garbage without the purchase or payment of applicable fees will be guilty of an offence and upon conviction is liable to a fine not exceeding the sum of \$5,000.00, including costs for each offence and all such fines will be recoverable under the provisions of the Provincial Offences Act.
- 5.2 That all Schedules attached hereto form part of this By-law.
- 5.3 All previous By-laws and resolutions and parts of by-laws and resolutions inconsistent with the provisions of this by-law, are hereby repealed.
- 5.4 That this By-law shall come into force and effect on the 1st day of January 2022.

Read a first, second, third time and passed this 14th day of December 2021.



Mayor, Cathy Still



Clerk, Nicky Kunkel

'Schedule A'

HOUSEHOLD HAZARDOUS WASTE

Acetic acid- oxalic acid	Insecticide
Acid aerosols	Insulating foam
Anti-freeze	Kerosene/thinners
Antiseptic	Liquid waxes & polishes
Arsenicals	Liquid medication
Baking soda	Muriatic acid-pool chemicals
Barbecue lighter fluid	Nickel/cadmium/alkaline
Bleach	Oil filters
Botanicals	Oils/brake fluids/transmission oil
Bug killer	Organic bases
Caustic aerosols	Oven cleaners/disinfectants
Cell phones/games/flashlights, etc	Petroleum distillates
Cement cleaner	Pharmaceuticals
Ceramic paints	Photo processing waste/boric acid
Chlorinated hydrocarbons	Power steering fluid
Degreaser	Propane cylinders
Driveway sealer	Rat poison
Elemental mercury	Roofing tar/calking tubes
Ethanol/methanol/toluene acetone	Rust remover
Expired medication (not liquid)	Shellac/resins/urethanes/varnish
Fertilizers	Silver polish
Fire extinguishers	Soaps/detergents
Fly sprays, flea sprays and collars	Spray paints
Fondue fuel/methyl hydrate	Stains/varnishes
Fungicide	Steel/aluminum cleaners/drain cleaner
Furniture polish	Sulfuric acid
Gas/oil mix	Toilet bowl cleaner
Gasoline/ diesel/naphtha gas	Varsol-paints
Glue/epoxy/adhesives	WD 40
Herbicides	Window cleaners
Household paints	
Household cleaners	

'Schedule B'

NON-COLLECTABLE WASTE

Items which will not be picked up at the curb will include the following:

Household Hazardous Waste- Schedule 'A'

Items which require Tipping Fees- Schedule 'C'

Unacceptable Waste- Schedule 'F'

TIPPING FEES

User Fees/Permits and Other Charges

Waste Management

Description	Effective Date	2021	2022	2023	2024	2025
Construction, Demolition & Agricultural Materials						
Minimal fee - waste other than non-recyclable garbage	Jan 1st	\$5.00	\$5.00	\$5.00	\$5.00	\$5.00
1/2 ton truck (less than 50%)	Jan 1st	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00
1/2 ton truck (more than 50%)	Jan 1st	\$70.00	\$70.00	\$70.00	\$70.00	\$70.00
Utility trailer based on \$1.00 per cubic foot	Jan 1st	\$1.00/ft ³	\$1.00/ft ³	\$1.00/ft ³	\$1.00/ft ³	\$1.00/ft ³
Tandem - dump truck	Jan 1st	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
Tri-axle - dump truck	Jan 1st	\$600.00	\$600.00	\$600.00	\$600.00	\$600.00
20 yard container	Jan 1st	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
40 yard container	Jan 1st	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
Non-Recyclable Waste						
Per bag - maximum 30" X 36" or 128 litres	Jan 1st	\$3.00	\$3.00	\$3.00	\$3.00	\$3.00
Per bag - maximum 35" X 50 " or 205 liters	Jan 1st	\$5.00	\$5.00	\$5.00	\$5.00	\$5.00
1/2 ton truck	Jan 1st	\$150.00	\$150.00	\$150.00	\$150.00	\$150.00
Tandem - dump truck	Jan 1st	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
Tri-axle - dump truck	Jan 1st	\$600.00	\$600.00	\$600.00	\$600.00	\$600.00
20 yard container	Jan 1st	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
40 yard container	Jan 1st	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
Appliances - Refrigerator, Freezer, Air Conditioners, etc.						
Tagged and Freon removed	Jan 1st	\$5.00	\$5.00	\$5.00	\$5.00	\$5.00
Untagged	Jan 1st	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00
Bulky Items						
Chair, loveseat, etc. (each)	Jan 1st	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00
Sofa (each)	Jan 1st	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00
Mattress, boxspring (each)	Jan 1st	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00
Boat - per foot	Jan 1st	\$3.00/ ft	\$3.00/ ft	\$3.00/ ft	\$3.00/ ft	\$3.00/ ft

User Fees/Permits and Other Charges

Waste Management

[illegible]

'Schedule D'

LANDFILL HOURS

SUMMER (May 1st - August 31st): Thursday - Monday Open 10am - 5pm / Closed Tuesdays and Wednesdays

WINTER (September 1st - April 30th): Thursday - Monday Open 11am - 5pm / Closed Tuesdays and Wednesdays

Closed on Holidays: New Years Day, Family Day, Good Friday, Easter Monday, Remembrance Day, Christmas Day, Boxing Day

'Schedule E'

RECYCLABLE (BLUE BOX) ITEMS

Containers

*Rinse first

Cans (pop, soup etc.) Don't crush

Plastic Bottles (water, pop, juice etc.)

Plastic Tubs and Jugs (sour cream, yogurt, laundry detergent etc.)

Glass Bottles and Jars

Empty, Dry Paint Cans (take lid off)

Aerosols (empty health, beauty, food aerosols only)

Grocery bags and Plastic film (newspaper bags, saran wrap etc.)

Fibres

Newspapers

Tim Hortons Cup

Magazines/Catalogues/Phone Books

Hard & Soft Covered Books

Junk Mail and Office Paper

Milk Cartons and TetraPaks

Boxboard (cracker/cereal boxes etc.)

Spiral Wound Tubes (Pringles, concentrated juice packages etc.)

Corrugated Cardboard (breakdown no larger than 40"x40"x8" or 100cmx100cmx20cm). Loose cardboard must be bundled and tied together

'Schedule F'

UNACCEPTABLE WASTE

Items that are not acceptable at either the Hazardous Waste Days and the Landfill/Recycling Site include:

Stumps

Automobiles

Vehicle parts

Recreational vehicles-snow machines, canoes, campers etc.

Recreational vehicle parts

Cement

Asphalt

Florescent bulbs

*Please note this list is not all inclusive