



**VILLAGE OF RYCROFT
BYLAW 223-21**

"WASTE MANAGEMENT BYLAW"

A BYLAW TO PROVIDE FOR THE COLLECTION, REMOVAL, AND DISPOSAL OF SOLID WASTE WITHIN THE BOUNDARIES OF THE VILLAGE OF RYCROFT.

Whereas, the Council of the Village of Rycroft deems it necessary that the collection and disposal of garbage within the Village be carried out in as practical, efficient, and tidy manner as possible; and

Whereas, the *Municipal Government Act*, RSA 2000, Chapter M-26 as amended, provides that the Council of a municipality may by bylaw establish rules and regulations for the collection and disposal of solid waste throughout the municipality; and

NOW THEREFORE under the authority of the *Municipal Government Act* RSA 2000, Chapter M-26, the Council of the Village of Rycroft, in the Province of Alberta, duly assembled enacts as follows:

This Bylaw may be cited as the "**Waste Management Bylaw**".

DEFINITIONS:

1. In this bylaw all definitions in the *Act* shall apply.
2. Interpretations of this bylaw shall be consistent with the requirements of the *Act*.
3. In this bylaw:
 - a) "**Appliances**" shall be defined as non-usable household appliances such as washers, dryers, stoves, fridges, dishwashers, garburators, hot water tanks, water softeners, furnaces, air conditioners, televisions, stereos, radios, electronic media playing devices;
 - b) "**Ashes**" means the residue and cinders from any substance used for fuel;
 - c) "**Building Waste**" means all waste produced in the process of constructing, altering, or repairing a building, including earth, vegetation and rock displaced during the process of building;
 - d) "**Burnable Waste**" shall mean non-offensive, combustible materials such as trees, brush, and clean untreated wood products only;
 - e) "**CAO**" means the Chief Administrative Officer of the Village as appointed by Council pursuant to Section 205 of the *Municipal Government Act*;
"**Collection or Collect**" means picking up and gathering solid waste and includes its transport to a disposal site;
 - f) "**Collector**" means the person(s) and/or company who collects waste within the Village for and on behalf of the Village;
 - g) "**Commercial Property**" means a business engaged in the direct retailing of goods or provisions of services to the final consumer where collection and removal shall be at a rate per unit, excepting where the property owner has a separate contract to provide this service;
 - h) "**Council**" means the municipal council of the Village of Rycroft;
 - i) "**Dwelling**" means any building or place occupied or used as a residence or place of living by one person or family. Each individual residence shall be considered a separate dwelling unit.
 - j) "**Garbage**" means and includes all rubbish, ashes, household waste, discarded matter, rejected, abandoned or discarded waste or vegetable or animal food, floor sweepings, crockery, glass or metal ware having collected food that is not made of acceptable recyclable material;
 - k) "**Garbage Bag**" means a non-returnable plastic bag meeting the following specifications:
 - i. Made from sturdy material which is strong enough to withstand normal handling and lifting, and is in good condition, free from rips and tears;
 - ii. Can be securely tied at the top;
 - iii. Is no more than .99m (3ft) in height, .66m (2ft) in width, and 20kg (44 lbs.) in weight

- l) **"Garbage Container or Receptacle"** means the garbage collection wheeled carts available to each residence from the Village;
- m) **"Hazardous Liquid Waste"** means hazardous waste with moisture content in excess of 30%;
- n) **"Hazardous Waste"** means a hazardous chemical as defined by the *Environmental Protection and Enhancement Act* (Alberta) and regulations thereunder; any waste which contains a radioactive material or other materials as defined by the *Atomic Energy Control Act* (Canada) and regulations thereunder; any waste which contains trichlorophenol, pentachlorophenol, free cyanides or polychlorinated biphenyls; any liquid waste which contains arsenic, cadmium, chromium, lead, mercury, nickel, selenium or thallium concentrations greater than 99 milligrams per kilogram; any liquid waste which contains an organic solvent in concentration greater than 999 milligrams per kilogram; any pesticides, herbicides, explosives, quick lime, sewage sludge, septic tank pumpings, oil, combustible liquids, batteries, poisons, acids, caustic; any container used to transport such waste and any other waste which presents an unusual disposal problem for reasons of health or safety;
- o) **"Municipal Tag"** means a notice issued by the Village pursuant to Section 7 of the *Municipal Government Act*, for the purpose of providing a person with an opportunity to acknowledge a contravention of this bylaw, and to pay a penalty directly to the Village, in order to avoid prosecution for the contravention;
- p) **"Occupant"** means a person or corporation in actual possession of any premises either as owner or tenant;
- q) **"Prohibited Waste"** means waste not acceptable, such as Human waste (except disposable diapers); Liquid waste; Biomedical waste; Animal carcasses, Sewage; Waste from car washes; Hazardous waste; Hazardous liquid waste; Propane tanks; Oil, oil filters, and oil containers; and Wet-cell batteries. No chemicals, paints, mineral fillers, or toxic materials or liquids contained in questionable containers will be accepted.
- r) **"Recyclable Materials"** means newspaper, mixed papers (including office paper, magazines, flyers), corrugated cardboard, box board, metal cans (i.e. food tins), milk containers, deposit beverage containers, and rigid screw top and snap on lidded containers labeled #1 or #2 only. This list is subject to additions and deletions as markets allow.
- s) **"Refuse"** means all decayable materials resulting from the handling, preparation, cooking, consumption and storage of food, along with the following materials: broken dishes, rags, cast-off clothing, excelsior, sawdust, food containers, plastic, shrubbery and tree prunings; but does not include soil, concrete, manure, tree stumps, roots, turf, earth, furniture, household appliances, car bodies and their discarded auto parts or such waste matter as may accumulate as a result of building construction, renovation or repair, metal barrels, wire, pipe, metal sheathing, dead animals, tires, batteries, or any liquids;
- t) **"Street or Lane"** means any public roadway used by waste collection vehicles to gain access to the boundary of a private property from which garbage or refuse is being collected;
- u) **"Village"** means the municipal corporation of the Village of Rycroft;
- v) **"Waste or Waste Material"** means ashes, garbage, refuse as herein defined and including any other matter or material suitable for disposal by the Village Collector.

PREPARATION OF WASTE MATTER FOR COLLECTION:

- 4. A person shall not put out or permit to be put out any solid waste for collection other than subscribed to as per this Bylaw.
- 5. A person shall put or permit to be put out solid waste for collection:
 - a) Refuse and trade waste is thoroughly drained and put in a sealed disposal container before being put into the wheeled carts for collection;
 - b) Ashes are cooled and put into sealed, disposable containers;
 - c) Sawdust is put into sealed disposable containers;
 - d) Animal feces and any other manure type waste are packaged separately from other waste in a securely tied double plastic bag before being placed for collection;
 - e) Recyclable materials in a clear or blue bag separate from the wheeled cart.

COLLECTION:

- 6. All residential collection shall be done at the front street curb unless otherwise authorized by the Village.

7. No person, being the owner, occupant, tenant or person in charge of any building or premises shall put out or permit to be put out for collection any waste, refuse or ashes in receptacles of any type except that defined in Section 16 herein. Any other receptacles may be removed by the collectors as waste.
8. No person shall fill or permit to be filled any garbage receptacle to a height that will not allow the closure of the lid.
9. Nothing in this bylaw shall be deemed to require the collection by the Village of any trade waste, commercial/industrial waste, construction waste, hazardous waste, or liquid waste. All such materials shall be conveyed by the owner at their expense to an appropriate disposal facility.
10. All solid waste material that is collected by the Village or its contractor becomes the property of the Village and shall be disposed of under the terms or conditions that Council directs.
11. Solid waste shall be at the pick-up location by 7:00 a.m. on the morning of the collection day.
12. If a civic holiday (e.g. Christmas Day, New Year's Day, etc.) falls on the collection day, the Village will advertise any change in the collection day.
13. No person shall dispose of garbage into another person's garbage collection area or receptacle without the consent of that person.
14. Solid Waste collection will be on a weekly basis. Recyclable materials collection will be on the second and fourth weeks of the month on the same day as the Solid Waste collection.
15. The owners, occupants, or tenants of any commercial, industrial, or institutional premises shall have the right to select a private garbage contractor of their choice, to collect and dispose of their solid waste, at their expense.

RECEPTACLES:

16. Solid waste receptacles shall mean the 64 gallon wheeled garbage collection cart that is available from the Village.

LOCATION OF RECEPTACLES:

17. A person shall not keep or permit to be kept any solid waste receptacle upon any lane, street, boulevard, sidewalk, or highway of the Village.
18. The Village shall designate or approve all collection locations and the owner, tenant or occupant shall maintain pick-up locations for solid waste receptacles and the following regulations apply:
 - a) The pick-up location serving a dwelling shall not be further from the street than the front property line of the dwelling;
 - b) Solid waste receptacles shall not be placed for collection prior to 7 p.m. of the day preceding the regular collection day;
 - c) Solid waste receptacles must be returned to their storage location within twelve (12) hours of being emptied.
19. Any person, being the owner, occupant, tenant, or person in charge of any property or premises who puts solid waste for collection shall provide unobstructed and convenient access for collection of such waste.

WASTE MANAGEMENT FEES:

20. There shall be levied on each owner a fee for the collection and disposal of solid waste and recyclable materials as determined with the Master Rates Bylaw.
21. The fee charged under this bylaw shall be the collection and disposal services offered by the Village and the full amount of such fee shall be payable regardless of the extent to which the available services are in fact used.
22. Such fee shall be levied through and included within the utility billing issued pursuant to the Master Rates Bylaw, and all provisions regarding the administration, payment or collection of utility bills contained in the Master Rates Bylaw shall also apply with such modifications as may be appropriate, to fees and charges as set out in the bylaw.

ENFORCEMENT:

23. It shall be the duty of the CAO or designate to enforce the provisions of this bylaw.

PROHIBITIONS:

24. No person shall burn solid waste material within the Village.

OFFENCES AND PENALTIES:

25. The CAO and their designates are Designated Officers for the purposes of inspections and enforcement under this Bylaw.

26. A Designated Officer under this bylaw has the right to enter upon and inspect any premises for the purposes of determining compliance with enforcing this bylaw in accordance with Section 542 of the *Municipal Government Act*.

27. A person shall not deposit or permit to be deposited any type of solid waste on any Village highway or property.

28. If a person, being the owner, occupant, tenant, or person in charge of any building or premises has been given an order to remedy any condition contrary to any part of this bylaw and neglects or refuses to comply with such an order within the time specified, the same may be done by the Village at the expense of the person in default. All expenses incurred shall be in addition to and not a substitute for any fines or penalties to which the person may be subject pursuant to the provisions of this bylaw. On default of payment of these expenses, the Village may recover the expenses thereof with the costs, by action or in like manner as municipal taxes.

29. When the owner, occupant, tenant of any land or premises with the Village fails to comply with any of the provision of this bylaw, the said owner, occupant, or tenant shall be served Notice, by registered mail or other means, giving prompt notice to remedy the problem.

30. When the owner, occupant or tenant fails to comply to the notice to remedy the garbage problem, the Village shall be authorized to remedy the problem, with all costs of labour and materials to be charges to the property owners.

31. When a garbage problem is deemed to be a potential health or public safety hazard, the Village shall immediately notify the Public Health Inspector to investigate the problem.

32. Any person responsible for contravening any provision of this bylaw shall be subject to the fine schedule as noted in the Untidy, Unsafe, and Unsightly Premises section of the Village Master Rates Bylaw. On default of payment of these expenses, the Village may recover the expenses thereof with the costs, by action or in like manner as municipal taxes.

33. All penalties applicable to this bylaw shall be recoverable under the *Provincial Offences Procedures Act* and the *Summary Convictions Act* and shall ensure to the benefit of the Village.

SEVERABILITY:

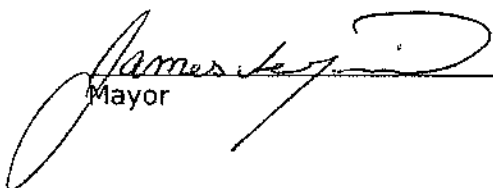
34. If any section or parts of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the bylaw is deemed valid.

35. This bylaw shall come into force and take effect on the day of third and final reading and hereby rescinds Waste Management Bylaw 168-15.

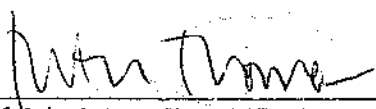
Read for a first time on this 19th day of January 2021.

Read for the second time on this 19th day of January 2021.

Read for the third time on this 19th day of January 2021.



Mayor



Chief Administrative Officer