

VILLAGE OF ACME

BYLAW #2016-03

BYLAW #2016-03 BEING A BYLAW OF THE VILLAGE OF ACME, IN THE PROVINCE OF ALBERTA, RESPECTING WASTE DISPOSAL WITHIN THE VILLAGE OF ACME.

Pursuant to the provisions of the *Municipal Government Act*, Chapter M-26, of the Revised Statutes of Alberta 2000, and amendments thereto:

WHEREAS Section 7(a) of the *Municipal Government Act* allows a Council to pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS Sections 7(f), 7(g) and 7(i) of the *Municipal Government Act* authorizes a municipality to pass bylaws respecting services provided on behalf of the municipality, public utilities, and the enforcement of such bylaws;

NOW THEREFORE The Council of the Village of Acme, duly assembled, **HEREBY ENACTS** as follows: Repeal Village of Acme Water, Sewer & Garbage Services, Part 5 in it's entirety. Adopt Bylaw # 2016-03 as Waste Disposal Bylaw.

1. INTERPRETATION:

- 1.1 This Bylaw will be known as the "Waste and Recycling Bylaw" of the Village of Acme.
- 1.2 "Base Rate" means that rate established in Schedule "A" of this Bylaw for a maximum number of units of waste to be collected from each residential premise per week.
- 1.3 "Burnable Debris" is all inflammable debris or waste material other than prohibited debris and includes:
 - i) straw and stubble;
 - ii) paper;
 - iii) leaves and tree clippings;
 - iv) untreated wooden material from the construction or demolition of buildings.
- 1.4 "Chief Administrative Officer" (CAO) means that person appointed to the position and title by Council and includes any person appointed by the CAO to act as his/her delegate.
- 1.5 "Collector" is the person or firm appointed by CAO for the purpose of collecting and disposing of waste.
- 1.6 "Unobstructed" to Waste Container or bags by the Collector means vehicles in the way or snow piles in front.

- 1.7 “Community Peace Officer” – means a person employed by the Village and appointed as same by the Minister responsible for the Alberta Peace Officer Act, 2006, Chapter P-3.5 to enforce Provincial legislation and municipal bylaws.
- 1.8 “Council” is the Council of the Municipality of the Village of Acme in the Province of Alberta.
- 1.9 “Householder” is any owner, occupant, lessee or tenant or any other person in charge of a residential collection unit.
- 1.10 “Prohibited Debris” is any inflammable debris or waste material that, when burned, may result in the release to the atmosphere of dense smoke, offensive odours or toxic air contaminants and includes:
- 1.11 animal cadavers;
- 1.12 animal manure;
- 1.13 pathological waste;
- 1.14 garbage or other refuse from commercial, industrial or municipal operations;
- 1.15 waste material and treated wood from building or construction sites;
- railway ties;
- 1.16 combustible material in automobile bodies;
- 1.17 motor vehicle tires;
- 1.18 used power, telegraph and telephone poles;
- 1.19 rubber or plastic, or anything containing or coated with rubber or plastic or similar substances;
- 1.20 used oil from internal combustion engines; and
- 1.21 used oil from electric transformers.
- 1.22 “Proprietor” is any owner, occupant, lessee or tenant or any other person in charge of a residential collection unit.
- 1.23 “Residential Collection Unit” is a dwelling unit on a property that contains a single family dwelling
- or each dwelling unit within a duplex or semi-detached dwelling, and includes churches.

- 1.24 "Recycling Depot" means the facility owned and operated by the Village of Acme for use by its residents for the purpose of the collection of recyclable materials, according to a schedule fixed by the Director of Public Works.
- 1.25 "Recycling Materials" means newsprint, corrugated cardboard, box board, mixed paper, containers meeting plastic specifications, steel and aluminum cans, clear glass, and other such materials as may be designated by the Director of Public Works.
- 1.26 "Village" is the municipality of the Village of Acme, in the Province of Alberta.
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- 1.28 "Unit of Waste" means one unit equalling a garbage bag up to 76 cm X 122 cm (30" X 48"), weighing no more than 18 kg (40 lbs).
- 1.29 "Waste" is all normal waste which results from the operation of a household or occupation and without restricting the generality of the foregoing will include; paper, rags, lawn clippings, packaging materials, waste from the preparation of food and hedge clippings which must not exceed 0.91 m (3 feet) in length and must be tied securely in bundles not exceeding 13.6 kg (30 lbs) in weight.
- 1.30 It must not include rubble and other refuse from construction or demolition, dead animals, human and animal excreta, automobiles or other machinery and flammable fuel containers.

2. REGULATIONS:

- 2.1 Every residential collection unit within the Village must provide sufficient number of covered standard size household trash barrels or enclosed wooden containers for waste collection. Waste collected in these containers must be contained in plastic bags or similar. Each waste container must be located on private property, and not on boulevards or in lanes, in such a position on the premises that the collector has an unobstructed and convenient access to them. If cans are used, they must be placed so they will not overturn or be overturned. If there is no rear lane, the waste receptacle must be placed at the front property line on the designated collection day.
- 2.2 Waste shall be thoroughly drained of all liquid and shall be securely wrapped or bagged before being placed in a garbage container.
- 2.3 Ashes shall be extinguished so that no fire remains and shall be bagged before being placed in a

- 2.4 It is the duty of the collector to make weekly collections of waste from every residential collection unit within the Village, up to a maximum of four (4) units of waste. Should more units of waste be necessary from any residential collection unit, in order that a nuisance may be prevented, it is the duty of the householder or proprietor to provide for the collection and disposal of the extra waste in a manner acceptable to the Village.
- 2.5 The collector has the right to enter at all times, such portions of all the premises and yards of all Residential and Industrial collection units within the Village as may be required for the purpose of performing the duties assigned to him by this bylaw.
- 2.6 There will be no burning of waste or refuse within the boundaries of the Village, except if specifically authorised in writing by the Village in accordance with the current Village Fire Bylaw, and amendments thereto.
- 2.7 No person other than a person using a garbage container authorized for collection, or the garbage collector, shall open or interfere with any garbage container.
- 2.8 Waste, garbage and refuse shall be collected a minimum of once a week (every seven (7) days), excluding holidays, or more often as the Director of Public Works so directs. Industrial businesses may require more than one (1) pickup per week and may be billed accordingly. All garbage must be put out, in their designated location, by 8:00 am during collection days.
- 2.9 Collectors may refuse to collect refuse, debris or waste products that have not been securely packaged or contained, or if the containers have been ripped or torn to allow spilling or scattering of the contents.
- 2.10 Service may be refused for any other reason deemed sufficient and reasonable by the CAO.

3. Waste Preparation – Industrial

- 3.1 All Industrial premises shall provide containers for patrons to deposit wrappings or discarded materials of anything sold or distributed on the property.
- 3.2 All Industrial outlets shall cause all surrounding areas such as parking lots, sidewalks, lanes, etc., to be kept clear of litter.
- 3.3 All Industrial premises shall collect and deposit waste in an area easily accessible for collection.

4. Industrial and/or Development Sites

- 4.1 Contractors and/or Developers are responsible for disposal of their own construction debris.
- 4.2 All debris shall be taken to the designated disposal site as deemed by the CAO and the Director of Public Works.

5. UTILITY BILLING:

- 5.1 Waste Collection accounts will be issued bimonthly i.e. February, April, June, August, October and December.
- 5.2 Every person, firm or corporation being the owner, occupant, lessee or tenant of a residential collection unit eligible for waste collection, must pay to the Village, a bimonthly rate as outlined in Schedule "A" attached hereto and forming part of this bylaw.
- 5.3 When waste collection service is inactive, the base rate will continue to apply.
- 5.4 Council has the right to determine into which classification (i.e., residential, commercial, industrial) any service belongs and to vary the rates from time to time.

6. Transfer Site

- 6.1 The Village reserves the right to control the type and nature of refuse which may be deposited at the transfer site and no refuse may be deposited at the Transfer Site except in accordance with such guidelines as the Village of Acme may from time to time set.
- 6.2 The CAO and Public Works Director will provide an attendant to maintain and control the Transfer Site.
- 6.3 The CAO and Public Works Director may set hours and days of operation as deemed necessary at their discretion and shall notify residents of any changes in operations.
- 6.4 The Village of Acme and its agent shall maintain in good order the waste Transfer Site in accordance with the Board of Health and/or all Management Bodies.
- 6.5 The Village of Acme may at any time designate special areas within the Transfer Site area for the collection of recyclable or compost materials.
- 6.6 Householders who haul garbage to the Transfer Site must deposit same where directed by the Attendant.
- 6.7 Any person using the Village of Acme Transfer Site shall obey all signs posted and follow any directions, instruction or orders given by the Attendant.

7. OFFENCES AND PENALTIES:

- 7.1 Unpaid utility bills under this bylaw will be subject to penalties in accordance with the current Village rate.

Acme Utilities Penalties Bylaw, and amendments thereto.

- 7.2 Any unpaid waste collection charges provided for under this bylaw will constitute debts recoverable by action in any Court of competent jurisdiction, or by the owner or occupant of the property served, and when in default will be subject to the same penalties and collectible in the same manner as other taxes levied by the Village.
- 7.3 where any Community Peace Officer believes that any householder or proprietor has committed a breach of this bylaw he may serve upon such householder or proprietor a notice or ticket.
- 7.4 a notice or ticket is deemed to have been sufficiently served if served:
- 7.4.1. personally on the accused, or
- 7.4.2. by Express Post.
- 7.5. the municipal violation penalty applicable to a ticket offence under this bylaw will be:
- 7.5.1. \$25.00 for the first offence; and
- 7.5.2. \$50.00 for second and subsequent offences.
- 7.6. any person who contravenes any provisions of this bylaw is guilty of an offence and liable, upon summary conviction, to a fine not exceeding Two Thousand Dollars (\$2,000.00).

8. EFFECTIVE DATE AND READINGS:

- 8.1 Bylaw No. 2008-01 – Part 5 only is hereby repealed.
- 8.2 This Bylaw will take effect on June 27, 2016.
- 8.3 Read a first time this 27th day of June, A.D., 2016.



MAYOR



C.A.O.

Read a Second time this 27th day of June, A.D., 2016


MAYOR


C.A.O.

Read a Third and final time this 27th day of June, A.D., 2016


MAYOR


C.A.O.

SCHEDULE "A"

Waste Collection & Disposal Fees

Residential Collection Base Rate \$27.00 bimonthly