

TOWN OF SEDGEWICK
BYLAW NO. 533/17
TOWN OF SEDGEWICK SOLID WASTE MANAGEMENT BYLAW

A BYLAW OF THE TOWN OF SEDGEWICK, IN THE PROVINCE OF ALBERTA, TO SET FORTH TERMS AND CONDITIONS FOR THE COLLECTION, REMOVAL AND DISPOSAL OF SOLID WASTE THROUGHOUT THE MUNICIPALITY.

WHEREAS, pursuant to the provisions of the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26 and amendments thereto, the Council may pass Bylaws respecting services provided by or on behalf of the Municipality and to pass a Bylaw respecting the safety, health and welfare of people;

AND WHEREAS, the Council of the Town of Sedgewick is committed to the responsible reduction and management of municipal solid waste;

AND WHEREAS, the Council wishes to establish a bylaw outlining the scope of collection and for imposing penalties for failure to take appropriate action in an approved manner;

NOW THEREFORE the Council of the Town of Sedgewick in the Province of Alberta, duly assembled, enacts as follows:

1. Bylaw Title

This bylaw may be cited as the "Solid Waste Management Bylaw".

2. Definitions

In this bylaw unless the context otherwise requires:

- a) "Blue bag" means a transparent plastic bag in which acceptable recyclable material may be placed.
- b) "C.A.O." means the Chief Administrative Officer of the Town of Sedgewick.
- c) "Collector" means any person authorized to collect, remove and dispose of residential waste pursuant to this Bylaw.
- d) "highway" means any thoroughfare, street, road, trail, avenue parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway, or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes;
 - i) a sidewalk (including the boulevard portion of the sidewalk);
 - ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and;
 - iii) if a highway right of way is contained between fences or between a fence and one side of the roadway, all the lands between the fences or all the lands between the fence and the edge of the roadway as the case may be, but;
 - iv) does not include a place declared by the Lieutenant Governor in Council not to be a highway.
- e) "receptacle" means an animal proof container constructed of non-corrosive durable metal, rubber or plastic, equipped with a water tight cover and at least one (1) handle to facilitate handling.
- f) "recyclable material" means generally accepted materials for recycling including;
 - i) flattened corrugated cardboard
 - ii) flattened boxboard

- iii) newsprint
 - iv) magazines and flyers
 - v) other paper and paper products
 - vi) tin-labels removed and rinsed
 - vii) plastic milk jugs and cardboard milk containers – lids removed and rinsed
 - viii) recyclable plastic containers
 - x) any other material designated recyclable by the Town
- g) "Residential waste" means all non-hazardous materials coming from residential dwellings.
- h) "Yard Waste" means organic yard/garden waste that originates from residential sources, including plant debris, grass clippings, tree clippings, leaves and other trimmings, tree and hedge pruning's, plants, flowers and sod, except for greater certainty, Yard Waste does not include materials that originates from commercial operations, including land development and landscaping services; loose soils; plastics and synthetic fibres; lumber; any wood or tree limbs over ten centimetres in diameter; human or animal excrement; noxious weeds, soil contaminated with hazardous substances and other organic yard/garden waste commonly thrown away in the course of maintaining yards and gardens.

3. Fee Structure

- 3.1. The full cost of residential waste and recycling collection and disposal from eligible premises, within all areas of the Town shall be recovered through a solid waste service fee charged on utility bills as set forth by the Fees & Charges Bylaw.
- 3.2. Every eligible premise must participate in the residential waste management system as provided by the Town.
- 3.3. Any utility account in arrears may be subject to additional interest costs or collection procedures.
- 3.4. Eligible premises shall include all residential properties and those non-residential properties that do not rent a bin. Commercial accounts renting a bin will be invoiced separately by the Contractor.

4. Collection

- 4.1. Collection of residential waste shall be on a weekly basis on a day determined by the Chief Administrative Officer in agreement with the Collector.
- 4.2. Collection of recyclable materials shall be one day a month on a day determined by the Chief Administrative Officer in agreement with the Collector.
- 4.3. All waste must be contained in receptacles as defined above.
- 4.4. All receptacles must be fitted with covers, which must remain closed. The covers must be suitable to prevent residential waste from spilling or blowing from the receptacles and to prevent water or animals from entering.
- 4.5. Recyclable material shall be placed in a blue bag for collection. There is no limit to the blue bags accepted.
- 4.6. Every person is required to purchase their own blue bags.
- 4.7. Between the months of April and October, yard waste, except for leaves and grass clippings, will be picked up on a weekly basis on a day determined by the Chief Administrative Officer. Yard waste must be placed in a paper bag or be bundled

and tied with twine. Bundles must be less than three (3) feet in length and weigh less than fifty (50) pounds and branches must be less than three (3) inches in diameter.

- 4.8. It is resident's responsibility to deposit leaves and grass in a Town of Sedgewick bin.
- 4.9. For large tree clean-up or yard waste that exceeds the parameters set out in section 4.7, the Town of Sedgewick may provide a Town truck parked at a location agreeable to the resident for waste to be deposited into for a duration of time. Provision of the truck and duration shall be at the discretion of the CAO.
- 4.10. No person shall place or keep receptacles upon any alley or highway of the Town. Receptacles shall be kept at the rear of the building or premise adjacent to the alley so that the Collector shall have unobstructed and convenient access thereto.
- 4.11. Where any eligible premise is not served by an alley, the receptacles shall be placed for collection at a location as close as possible to the traveled portion of an adjacent highway but not on a sidewalk or in such a location as to interfere with pedestrian or vehicular traffic.
- 4.10. No person shall place their receptacle out for pickup prior to 5:00 pm the evening before the collection day, and no later than 7:00 am the morning of, to ensure pickup.
- 4.11. Where receptacles are placed in the front or on the side of a property for collection of residential waste, they must be removed from the front or side property on the same day that the collection has been made.
- 4.12. No person shall allow residential waste to spill over or accumulate on any alley, highway or adjoining public or private property. Every person will ensure that all residential waste is kept within their receptacles at all times.
- 4.13. No person shall allow their receptacles to fall into disrepair or become noxious, offensive or dangerous to public health.
- 4.14. No person shall pick over, interfere with, disturb, remove, or scatter any residential waste put out for collection or removal.
- 4.15. No person shall vandalize or wilfully damage any residential waste container.
- 4.16. No person shall place out for collection, or mix with any other residential waste, any of the following items:
 - a) industrial waste, meaning any waste originating from an industrial site;
 - b) combustible or explosive or toxic material which, without limiting the generality of the foregoing, shall include fuels or lubricants, gun powder or bullets, dynamite, blasting caps, motion picture film or radioactive materials;
 - c) household hazardous waste or dangerous goods including solvents, oven cleaners, paints, automotive fluids, wet cell batteries, pesticides, herbicides, or any material commonly referred to as household, commercial or industrial hazardous waste;
 - d) hypodermic needles, sharp objects or broken glass unless packaged in closed, secure, safety containers;
 - e) pathogenic and biomedical waste;
 - f) luminescent gas-filled light tubes, unless such lights are pre-broken or encased in a container of sufficient size and strength to protect such tubes from breakage during transit;
 - g) compressed propane or butane cylinders;

- h) large or bulky items such as mattresses, box springs, furniture, major appliances, or auto and truck tires;
 - i) electronic equipment including televisions, computers, computer monitors, keyboards, and associated cables;
 - j) automotive parts including lead-acid batteries, scrap metal, oil filters, empty oil containers, tires and automotive bodies;
 - k) oil or other petroleum by-products;
 - l) sawdust, unless in closed containers before placing in the receptacles;
 - m) construction or renovation materials, stumps, concrete blocks or slabs;
 - n) hot ashes or other burning matter;
 - o) liquid wastes or sludge;
 - p) animal waste including dead animals, carcasses, offal, manure, kennel waste, animal parts or excreta, unless the animal excreta is packaged in a securely tied container before placing the waste in a receptacle;
 - q) commercial waste, meaning any waste originating from a place of business;
 - r) any other waste deemed to be prohibited from collection by the Collector, C.A.O. or Bylaw Officer.
- 4.17. All persons shall permit authorized Collectors to enter their property and premise at all reasonable times for the purpose of carrying out their duties.

5. Enforcement

- 5.1. The C.A.O. of the Town or a Bylaw Officer may, at their discretion, issue a letter or notice to anyone who is in contravention of any section of this Bylaw directing the said person to take any action required so as not to be in breach of the section. The notice or letter may provide a time frame for the person to complete the action.
- 5.2. Any person who does not comply with a notice or letter is subject to a penalty pursuant to a fine amount as listed in Schedule "A".
- 5.3. A Bylaw Officer is hereby authorized and empowered to issue a violation ticket to any person who the Bylaw Officer believes on reasonable and probable grounds has contravened any section of this Bylaw.
- 5.4. Any person to whom a violation ticket has been issued may make the voluntary payment, if one is offered, by delivering the violation ticket as per instructions on the violation ticket along with an amount equal to that specified for the offence as set out in this Bylaw.
- 5.5. Notwithstanding the provisions of this Bylaw, any person who has been issued a violation ticket pursuant to any section of this Bylaw may exercise his/her right to defend any charge of committing a contravention of any provision of this Bylaw.
- 5.6. A person issued a violation ticket for an offence shall be deemed sufficiently and properly served:
 - a) if served personally on the accused;
 - b) if mailed by registered mail to the address of the person who has contravened this Bylaw.

6. Severability

If any term of this Bylaw is found to be invalid, illegal, or unenforceable by a court or tribunal having the jurisdiction to do so, that term is to be considered to have been

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severed from the rest of this bylaw, and the rest of the bylaw remains in force unaffected by that finding or by the severance of that term.

7. Enactment

This Bylaw shall take effect at the date of final passing thereof.

First Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 24th day of May, 2017 on motion by Mayor Robinson.

Second Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 21st day of September, 2017 on motion by Councillor Sparrow.

Third Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 21st day of September, 2017 on motion by Councillor Levy.

Executed this 21st day of September, 2017.

TOWN OF SEDGEWICK



MAYOR



CHIEF ADMINISTRATIVE OFFICER

Schedule A – Violations and Penalties

Any person who commits a breach of any of the provisions of this bylaw shall be liable to a penalty of one-hundred dollars (\$100) for a first offence and two-hundred dollars (\$200) for subsequent offences within a period of one (1) year.