

## BYLAW NO. 1087

**A BYLAW OF THE TOWN OF CASTOR IN THE PROVINCE OF ALBERTA FOR THE COLLECTION, REMOVAL AND DISPOSAL OF SOLID WASTE WITHIN THE BOUNDARIES OF THE TOWN OF CASTOR.**

**Whereas**, the Council of the Town of Castor deems it necessary that the collection and disposal of garbage within the Town 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 Town of Castor, in the Province of Alberta, duly assembled enacts as follows:

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

**DEFINITIONS:**

2. In this bylaw all definitions in the Act shall apply.

3. Interpretations of this bylaw shall be consistent with the requirements of the Act.

4. In this bylaw:

a) **"Apartment House"** means a building which is either occupied or intended to be occupied by more than two families living independently of one another upon the same premises and includes, but is not limited to:

- i. Condominiums that do not fit the definition of a townhouse as described herein;
- ii. Senior citizens' self-contained units in a complex of more than two units;
- iii. Hotels, licensed cabins, motels and any other type of premises where the occupants normally reside for limited periods;

b) **"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, VCRs;

c) **"Ashes"** means the residue and cinders from any substance used for fuel;

d) **"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;

e) **"Burnable Waste"** shall mean non-offensive, combustible materials such as trees, brush, and clean untreated wood products only;

f) **"CAO"** means the Chief Administrative Officer of the Town;

g) **"Chief Administrative Officer"** means the Chief Administrative Officer of the Town as appointed by Council pursuant to Section 205 of the Municipal Government Act;

h) **"Collection or Collect"** means picking up and gathering solid waste and includes its transport to a disposal site;

i) **"Collector"** means the person(s) who collects waste within the Town for and on behalf of the Town;

- j) **"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 charged at a commercial rate.
- k) **"Council"** means the municipal council of the Town of Castor;
- l) **"Domestic Waste"** means all non-hazardous materials coming from residential dwellings;
- m) **"Duplex"** means any building or place occupied or used as a residence by two families (two dwellings);
- n) **"Dwelling"** means any building or place occupied or used as a residence or place of living by one person or family (including mobile homes) but does not mean apartment house as per item 4(a). Each individual residence shall be considered a separate dwelling unit.
- o) **"Garbage"** means and includes any and 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;
- p) **"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;
  - ii. Can be securely tied at the top;
  - iii. Is no more than 0.99 meters (3 feet) in height and 0.66 meters (2 feet) in width and weighs no more than 23 kg (50 lbs.)
  - iv. Is in good condition, free from rips and tears, and **grocery bags are not acceptable garbage collection bags.**
- q) **"Garbage Container or Receptacle"** means metal, wood or plastic garbage container or receptacle with secure lids to prevent the invasion of birds or animals;
- r) **"Hazardous Liquid Waste"** means hazardous waste with moisture content in excess of 30%;
- s) **"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 as defined by the Atomic Energy Control Act (Canada) and regulations thereunder; any waste which contains 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;
- t) **"Municipal Tag"** means a notice issued by the Town of Castor 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 Town of Castor, in order to avoid prosecution for the contravention;
- u) **"Occupant"** means a person or corporation in actual possession of any premises either as owner or tenant;
- v) **"Person"** means any person, firm, partnership, association, corporation, company, or organization of any kind;
- w) **"Prohibited Waste"** means waste not acceptable (see Schedule "A");
- x) **"Director Public Works"** means the chief officer in charge of public works as appointed by the CAO;

- y) **"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 pruning; 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;
- z) **"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;
- aa) **"Town"** means the municipal corporation of the Town of Castor;
- bb) **"Waste or Waste Material"** means ashes, garbage, refuse as herein defined and including any other matter or material suitable for disposal by the Town Collector.

#### **PREPARATION OF WASTE MATTER FOR COLLECTION:**

5. 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.
6. A person shall put or permit to be put out solid waste for collection:
- a) Clippings from shrubs and trees commonly called "brush" are compactly and securely tied in bundles not exceeding 1.2m (4 ft.) in length or 22.73kg (50 lb.) in weight and placed beside the garbage can or bin.
  - b) Refuse and trade waste is thoroughly drained and put in a sealed disposal container before being put into the garbage container or receptacle for collection;
  - c) Rags and cast-off garments are placed in tied off garbage bags and placed within or beside the garbage container or receptacle for removal;
  - d) Ashes are cooled and put into sealed, disposable containers or bags;
  - e) Sawdust is put into sealed disposable containers or bags;
  - f) No householder or proprietor shall directly or **otherwise dispose of any feces, whether human or animal**, or any carcass of any dead animal in any garbage container or receptacle. Such feces does not include regular pet waste, as defined by the CAO.
  - g) All trade wastes, such as loose paper, boxes, straw, and other packing must be flattened and tied in secure bundles and kept in covered containers, ready for removal.
  - h) Clippings from lawns, shrubs and trees shall be wrapped in bundles, bags, or boxes, and placed in or beside the waste receptacles.
  - i) All waste material shall be drained and wrapped, and no liquid waste shall be disposed of in the containers prescribed herein.
  - j) The Town shall not be responsible for the collection and removal of any of the following types of garbage:
    - i. Trade garbage resulting from the construction, repair, decoration or clearing or grading of a building or premises.
    - ii. Scrap metal including car bodies, chassis, machinery or parts or garage refuse.
    - iii. Garbage which is not properly bagged, boxed, bundled, or stored within an approved receptacle which can be emptied into the garbage truck.
    - iv. Household furniture, appliances, or other such bulky items.

#### **COLLECTION:**



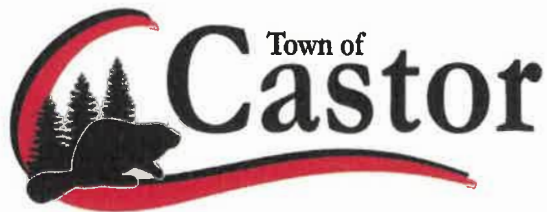
7. All residential collection shall be done at the rear alley unless otherwise authorized by the Director of Public Works Foreman.
8. No person, being the owner, occupant, tenant, or person in charge of any building or premises shall put out or permit to be put out for collection any waste, refuse or ashes in receptacles of any type except those defined in Section 26 herein. Any other receptacles may be removed by the collectors as waste.
9. No person or occupant shall place for collection a bundle, package, or other material beside a waste receptacle the length, width, or height of which exceeds four feet, or the weight of which exceeds 22.73 kg (50 lb.), and no collector shall be required to collect a parcel of any measurement which exceeds four feet or the weight of which exceeds 22.73kg (50 lb.).
10. The Town of Castor and its employees shall not be obligated to collect garbage bags or clean up loose solid waste materials, that are ripped or torn open by animals due to the owner, occupant, or tenant's negligence.
11. There shall be a five (5) bag limit per household/premise per week. The sixth and subsequent bags, shall be tagged for regular pickup at the next scheduled residential pick up.
12. Nothing in this bylaw shall be deemed to require the collection by the Town of Castor any trade waste, commercial/industrial waste, construction waste, hazardous waste, or liquid waste, and all such materials shall be conveyed by the owner at their expense to an appropriate disposal facility.
13. All solid waste material that is collected by the Town of Castor becomes the property of the Town and shall be disposed of under the terms or conditions that Council directs.
14. The Director of Public Works Foreman shall approve schedules for the collection of waste.
15. Solid waste shall be at the pick-up location by 7:00AM on the morning of the collection day. The Town will not be obligated to collect any solid waste that was missed due to being put out late.
16. If a civic or statutory holiday (i.e.: Christmas Day or New Year's Day etc.) falls on the collection's day, collection will be made on the following working day.
17. No person shall dispose of garbage into another person's garbage collections area or receptacle without the consent of that person.
18. No collection will be made where there is harassment or interference by dogs or other animals at large.
19. No person shall willfully or maliciously hinder or interrupt the Town of Castor or its employees in the exercise of powers and duties related to the collection of household waste contained in this Bylaw.
20. Pick-up will be on a weekly basis, and Additional pick-ups will be scheduled if and when required at the discretion of the Director of Public Works.
21. All owners, occupants or tenants of the Town of Castor are encouraged to recycle any acceptable recyclable materials and deposit them at the bins provided at the Paintearth Regional Waste Management transfer station (1 mile west of castor on HWY12 then head ½ mile north on RR143 – 38013 RR143 - SW 3-38-14-W4 ).
22. The Town from time to time may offer to pick up items that are not allowed during regular solid waste collection such as furniture, discarded metals, auto parts including tires, household appliances (excluding ones with freon), construction/renovation materials, or any other waste that is not usually collected. However, such pick up will be at the expense of the landowner or tenant.
23. Residents will be advised of the special pick-ups by insertion of notice in the local newspaper or on the Town of Castor Facebook Page prior to the dates.

#### **RECEPTACLES:**

24. Solid waste receptacles shall mean metal, wood or plastic garbage container or receptacle with secure lids to prevent the invasion of birds or animals.

#### **LOCATION OF RECEPTACLES:**

25. A person shall not keep or permit to be kept any solid waste receptacle upon any lane, street, boulevard, sidewalk, or highway of the Town unless approved by the CAO and/or Director of Public Works.



26. The Town 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 back property line of the dwelling;

27. 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.

#### **TRANSPORTATION OF WASTE:**

28. A person shall not use or permit to be used any vehicle for the conveyance or storage of waste unless such vehicle is fitted with a suitable cover capable of preventing the dropping, spilling, or blowing off of solid waste while it is being transported or stored.

#### **WASTE MANAGEMENT FEES:**

29. There shall be levied on each owner a fee for the collection and disposal of garbage and refuse as determined within the Town of Castor Utilities Bylaw.

30. The fee charged under this bylaw shall be for the collection and disposal services and the full amount of such fee shall be payable regardless of the extent to which the available services are in fact used.

31. Such fee shall be levied through and included within the utility billing issued pursuant to the Town of Castor Utilities Bylaw, and all provisions regarding the administration, payment or collection of utility bills contained in the Town of Castor Utilities Bylaw shall also apply with such modifications as may be appropriate, to fees and charges as set out in the bylaw.

#### **ENFORCEMENT:**

32. It shall be the duty of the CAO and/or his/her designate to enforce the provisions of this bylaw.

#### **PROHIBITIONS:**

33. No person shall burn solid waste material within the Town of Castor.

#### **OFFENCES AND PENALTIES:**

34. The CAO and his/her designates are Designated Officers for the purposes of inspections and enforcement under this Bylaw.

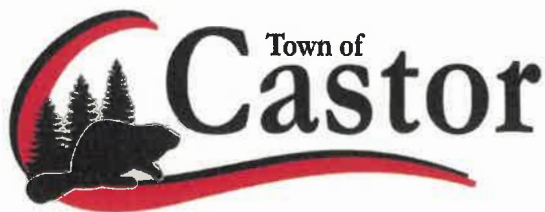
35. A Designated Officer under this bylaw has the right to enter upon and inspect any premises for the purposes of determining compliance with enforcing this bylaw in accordance with Section 542 of the Municipal Government Act.

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

37. 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 Town of Castor 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 Town may recover the expenses thereof with the costs, by action or in like manner as municipal taxes.

38. When the owner, occupant, tenant of any land or premises with the Town fails to comply with any of the provisions of this bylaw, the said owner, occupant, or tenant shall be served Notice, by registered mail, giving seven (7) working days to remedy the garbage problem.

39. When the owner, occupant or tenant fails to comply within the seven working days to the notice to remedy the garbage problem, the Town Public Works Department shall be authorized to remedy the garbage problem, with all costs of labour and materials to be charged to the property owners.



40. When a garbage problem is deemed to be a potential health or public safety hazard, the Town shall immediately notify the Public Health Inspector to investigate the problem.
41. Any person contravening any provision of this bylaw and any person responsible for such contravention shall receive notice stating a fine of one hundred dollars (\$100.00) for the first offence, two hundred dollars (\$200.00) for the second offence and three hundred dollars (\$300.00) for subsequent offences. This fine must be paid to the Town within seven days. If not paid within seven days (7) it will be attached to the tax notices.
42. 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 Town.

**SEVERABILITY:**

43. 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.
44. This bylaw shall come into force and take effect on the day of third and final reading.

Received first reading this 27 day of September, 20221

Received second reading this 27 day of September, 20221

Received third and final reading this 27 day of September, 20221

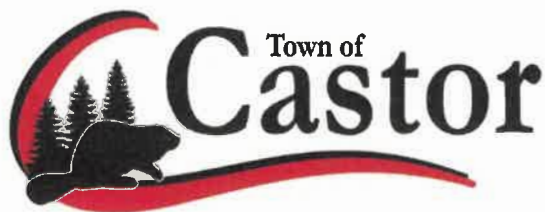
Town of Castor

Original signed by the Mayor and CAO on File 07, 20222

Mayor Richard Elhard

CAO Christopher Robblee

**SCHEDULE "A"**



### **PROHIBITED WASTE**

HUMAN WASTE (except disposable diapers)

LIQUID WASTE

BIOMEDICAL WASTE

CARCASSES

SEWAGE

WASTE FROM CAR WASHES (except solid waste)

HAZARDOUS WASTE

HAZARDOUS LIQUID WASTE

PROPANE TANKS

OIL, OIL FILTERS AND OIL CONTAINERS

WET-CELL BATTERIES

No chemicals, paints, mineral fillers or toxic materials or liquids contained in questionable containers will be accepted.

### **FREQUENTLY ASKED QUESTIONS (FAQ)**

#### **FAQ**

Is Castor in charge of the transfer station?

- The Town of Castor does **not** operate the transfer station, it is operated by Paintearth Regional Waste Management

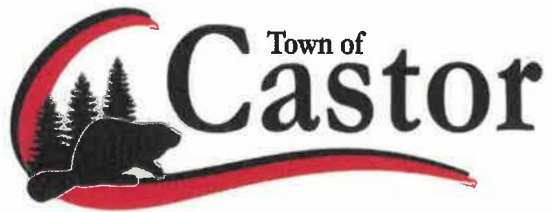
Can I take my household garbage to the transfer station?

- Yes, the Town of Castor maintains dumping rights for the transfer station for all Castor residents. Please talk too administration for an access card.

What happens if I forget to put my garbage out on time?

- Your garbage needs to be out by 7:00am to ensure it gets picked up. Depending on the day, we might be by as early as 7:30am, but sometimes we get there later. If your garbage is not out and clearly visible, the Town does not return to check again until the





next regular run. In addition, ensure your garbage is bagged as we do not pick up loose garbage.