

CERTIFIED A TRUE COPY OF BYLAW
No. 19/2016 OF THE TOWN OF
KAMSACK PASSED THE 26th
DAY OF SEPTEMBER 2016
M. How for R. Seidle
Acting TOWN ADMINISTRATOR

TOWN OF KAMSACK
BYLAW NO. 19/2016

A BYLAW OF THE TOWN OF KAMSACK TO REGULATE THE COLLECTION OF WASTE AND RECYCLING IN THE TOWN OF KAMSACK. THIS BYLAW MAY BE CITED AS THE WASTE MANAGEMENT BYLAW.

The Council of the Town of Kamsack in the Province of Saskatchewan enacts as follows:

1 General Interpretation

For the purpose of this bylaw the following terms, phrases, words and their derivatives shall have the meanings given herein.

- 1.1 APARTMENT COMPLEX
Any building occupied or used as a place of living by more than 2 families, living independently of one another.
- 1.2 APPROVED CONTAINER
Means a container that is provided by the Town or its appointed refuse collector, which is a roll- out cart or stationary container. The serial number will be recorded at Town Office.
- 1.3 AUTOMATED COLLECTION
Means the collection of waste by a system of mechanical lifting and tipping of the containers into specially designed vehicles.
- 1.4 COMMERCIAL
Any premise principally used for a business up to seven days per week. Includes institutional facilities such as hospitals, schools and nursing homes.
- 1.5 CONSTRUCTION & DEMOLITION LANDFILL SITE
Means the site at which construction and demolition refuse is concentrated or accumulated. It is described as the NE and SE of Section 34, Township 29, Range 34, West of the 1st Meridian for the purposes of this bylaw.
- 1.6 CONSTRUCTION & DEMOLITION MATERIAL WASTE
Means the bulk refuse originating from construction, demolition, and renovation projects not including asbestos, waste dangerous goods or material contaminated with waste dangerous goods.
- 1.7 COUNCIL
Means the Council of the Town of Kamsack.
- 1.8 DESIGNATED OFFICER
Means an individual appointed by Town Council to enforce and administer this Bylaw.

1.9 HOUSEHOLD WASTE

Means waste originating from domestic activities at a residence, and includes:

- a. waste, that is capable of decomposing with sufficient rapidity so as to cause a nuisance from odors or gases, or that is likely to attract birds, insects, snakes, rodents or other animals, or that may otherwise be a health risk produced as a by-product of the handling, preparation, cooking, consumption or storage of food;
- b. materials including packaging material, clothing, containers, paper products, small appliances, household items, diapers;
- c. non-hazardous remains, by-products, or discarded materials; and
- d. yard waste including grass clippings, leaves, branches, trees, garden matter, soil, sod or dirt.

1.10 LANDFILL SITE

Means the site at which refuse is concentrated or accumulated for transportation to a waste disposal ground. It is described as a portion of NW Section 27 Township 29 Range 32 West Median for purposes of this Bylaw.

1.11 MULTI UNIT RESIDENCE

Means a building designed for or occupied by three or more residences.

1.12 OWNER

The registered owner or assessed owner or agent acting on behalf of the owner.

1.13 OCCUPANT

Any person abiding in or conducting a business in any premises, dwelling or building.

1.14 RECYCLE MATERIALS

Means any material collected for the purpose of recycling or reuse.

1.15 REFUSE

Means remains, by products and discarded materials resulting from domestic, commercial, industrial or agricultural activities and include garbage, rubbish, street cleanings and yard clippings but does not include liquid domestic sewage, as defined in *The Municipal Refuse Management Regulations*.

1.16 RESIDENTIAL

Means a building occupied or used as a place of living by not more than two families.

1.17 ROLL-OUT CART

Means a container on wheels approximately 95 gallons and designed for automated collection.

1.18 SITE

Means a specific area of the waste transfer site designated for the collecting of specific refuse materials as determined by the Council.

1.19 STATIONARY CONTAINER/BIN

Means a container intended to be used for waste collection from more than one residence or for commercial use that is capable of automated collection.

1.20 UNACCEPTABLE WASTE

Means any waste designated by either the Environmental Protection Act and/or the Dangerous Goods Act of Saskatchewan and/or Canada.

1.21 WASTE

Means any discarded organic or inorganic material, including household waste, special waste and unacceptable waste that:

- a. the owner or possessor thereof does not wish to retain;
- b. must be disposed of due to health reasons; or
- c. must be disposed of to ensure that the amenity of the area in which it exists is Not adversely affected.

1.22 WASTE COLLECTOR/ CONTRACTOR

Means the persons/company employed or contracted by the Town of Kamsack for the purpose of collecting waste or recycle materials from within the corporate limits of the town.

1.23 WASTE CONTAINER

Means any container approved for waste collection, and includes a roll-out cart or stationary container.

2 Purpose

The purpose of this Bylaw is to protect the health and welfare of people and provide for the abatement of nuisances and the protection of the environment by regulating and monitoring the collection, handling and disposal of waste and recyclable material within the Town.

3 General

- 3.1 The collection and removal of refuse and recycle materials within the town shall be done by a waste collector/contractor.
- 3.2 Council may make agreements with any other authority for the collection or disposal of refuse and recycle materials.
- 3.3 Collection frequency will be determined by Council and its appointed waste collector/contractor. This schedule, as noted in Schedule C, will be provided to the residents.

4 Billings and Fees

- 4.1 Waste and recycle fees are defined in the attached Schedule "B".
- 4.2 Waste management fees shall be shown separately as "Enviro" on the monthly or bimonthly sewer and water utility billing notice.
- 4.3 Accounts shall be paid within a period of thirty days from the date of which such bills are mailed.
- 4.4 Should an account not be paid within the said period of thirty days, the collection, removal or disposal service may be discontinued.
- 4.5 The Town may, in accordance with Section 369 of *The Municipalities Act* add any unpaid fees, expenses and costs incurred by the Town in remedying a contravention of this Bylaw to the taxes on the property to which the service was provided.

- 4.6 The Town may, in accordance with Section 368 of *The Municipalities Act* collect any unpaid fees, expenses and costs incurred by the Town in remedying a contravention of this Bylaw by civil action for debt in a court of competent jurisdiction.

5 Accumulation of Waste Prohibited

- 5.1 No owner or occupant of any land or building shall allow waste of any kind to accumulate in or on the land or building, except as permitted in this Bylaw.

6 Regulations for Residential Waste & Recycle Collection

- 6.1 The owner/occupant of property shall ensure that there is unobstructed access to waste containers. The containers must be placed outside the grader ridge and on the street for easy access.
- 6.2 No owner or occupant of a property that is assigned a waste container shall place waste in any container except the approved and assigned container to that property.
- 6.3 Multi -Unit Residences will receive stationary containers for use by residents.
- 6.4 No person other than owner or occupant to which the waste container is assigned is allowed to disrupt or disturb the contents of the waste container.
- 6.5 **Allowable waste** must be bagged and placed in the appropriate roll-out cart, provided by the waste contractor.
- 6.6 **Allowable recycle materials** must be placed loose in the appropriate blue roll-out cart, provided by the waste contractor.
- 6.7 Waste Containers **must be closed** and **no items placed on and/or outside** of the waste container. Do Not:
- a. overfill
 - b. pile waste or recyclables on top of the roll-out cart
 - c. pile waste or recyclables on the ground beside
- 6.8 Roll-out carts are not to exceed 200 pounds.
- 6.9 Roll-out carts must be placed at the curb as per Schedule A.
- 6.10 Roll-out carts are to be placed at the curb, the evening prior to collection day or before 6 a.m. on collection day.
- 6.11 Roll-out carts are not to be on the public right away for more than 24 hours. They must be stored on your property by the end of collection day.
- 6.12 The property owner is responsible for the roll-out carts. If selling property please notify Town Office for collection of roll-out carts.
- 6.13 No person shall cause or permit any loss of or damage to a town assigned waste container.
- 6.14 If roll-out carts are lost, replacement cost will be one hundred dollars (\$100.00) per cart.

- 6.15 Extra roll-out carts can be obtained at a cost of three hundred dollars (\$300) per cart per year if required.
- 6.16 The waste collector/contractor may refuse to empty a roll-out cart that:
- a. Is improperly placed ,
 - b. Is not accessible for collections,
 - c. Is locked in an enclosure,
 - d. Is a danger to safe collections ,
 - e. may cause damage to equipment,
 - f. exceeds approved weight,
 - g. is not an approved container.

7 Regulations for Commercial Waste & Recycle Materials

- 7.1 Where stationary container/bin is placed on private property the owner of property shall ensure that there is unobstructed access to waste containers. Stationary waste container shall be clearly marked "No Parking" on the loading face.
- 7.2 No owner/occupant of a property that is assigned a waste container shall place waste in any container except the approved and assigned container to that property.
- 7.3 No person other than owners/occupants to which the waste container is assigned is allowed to disrupt or disturb the contents of the waste container.
- 7.4 **Allowable waste** must be bagged and placed in the appropriate container, provided by the waste contractor.
- 7.5 **Allowable recycle materials** must be placed loose in the appropriate blue container, provided by the waste contractor.
- 7.6 Waste Containers must be closed and no items placed on and/or outside of the waste container.
- 7.7 No person shall cause or permit any loss of or damage to a town assigned waste container.

8 Regulations for Landfill Site

- 8.1 The Town of Kamsack operates a landfill site located at Legal Sub-Division 13 of the North-West Quarter of Section 27, Township 30, Range 32, West of the First Meridian, and known as the Town landfill site.
- 8.2 The hours of operation will be set by the Town and be posted in the Town Office, on the Town website and at the landfill site.
- 8.3 No person shall deposit unacceptable waste at the landfill site.
- 8.4 The landfill site provided by the Town is the only place authorized for the disposal of excess refuse and certain recycle materials (grass clippings, branches, trees and metal) by Town residents or residents of a community which has a service agreement with the Town.
- 8.5 The Town Superintendent may designate areas of the landfill site for collection of specific and separate kinds of refuse or recycle materials.

- 8.6 The Town will enforce the disposal of refuse materials in the specific designated areas or bins. The appointed landfill site staff may inspect all waste brought to the landfill site to determine if the load contains unacceptable waste or recyclable material.
- 8.7 Construction and demolition materials greater than one ton capacity shall not be deposited at the landfill site.
- 8.8 Every person who attends the landfill site shall report to staff, comply with instructions and provide proof of payment.
- 8.9 Persons using abusive or threatening language or gestures may be refused access to the landfill site at the discretion of staff.
- 8.10 No person is to dispose of refuse or recycle materials around the perimeter of the landfill site.
- 8.11 No person shall remove anything from the landfill site without permission from the Town Office. The Town shall own all refuse collected at the landfill site.
- 8.12 The landfill site shall be maintained by a town staff or contractor as determined by Council.
- 8.13 No authorized person shall burn or cause any material to be burned at the transfer site. Burning is subject to *The Municipal Refuse Management Regulations* and the appointed government supervisor.
- 8.14 Council may establish a schedule of charges for disposal of garbage and the manner of collection of such charges for use of the landfill site. Changes to these fees may be made by Council resolution. See Schedule B.
- 8.15 No person shall transport any waste of any kind along any highway, street, lane or other place within the Town of Kamsack or enroute to the Town's landfill unless in a fully enclosed vehicle or the load is fully secured in a manner that ensures the waste will not leave the load.

9 Construction & Demolition Landfill Site

The rules, requirements and fees for the Construction & Demolition Landfill Site shall be outlined in a Town of Kamsack: Construction & Demolition Landfill Policy.

10 Temporary Hopper Bins

- 10.1 The Town of Kamsack can provide hopper type garbage containers for temporary use upon request and subject to the fees outlined in Schedule B.

11 Anti-Dumping

- 11.1 No person shall dispose of waste anywhere in the Town other than in a waste container or at Town Landfill Site. A person who has placed waste contrary to the provisions of this Bylaw shall be responsible to have the waste removed.
- 11.2 No person shall dump or dispose of waste on any property owned or under the jurisdiction and control of the Town.

- 11.3 In addition to the fine levied on summary conviction proceedings, the person convicted of a breach of this bylaw shall be responsible for the removal of any waste dumped or disposed contrary to this bylaw.

12 Enforcement

- 12.1 Administration and enforcement is delegated to a Designated Officer.

- 12.2 Every person commits an offence who:

- 12.2.1 allows waste of any kind to accumulate on or in any land or building other than permitted by this bylaw;
- 12.2.2 places or disposes waste other than as permitted in this bylaw;
- 12.2.3 fails to take proper measures to prevent waste from escaping from a vehicle used to transport waste or allows waste to escape from a vehicle used to transport waste;
- 12.2.4 being the owner of a vehicle used carrying out the construction, alteration or demolition of any building, structure or landscaping allows any earth or waste to be deposited upon a street or sidewalk by or from any vehicle, or fails to remove such earth or waste from the street or sidewalk;
- 12.2.5 being a person other than the owner, operator or occupant of a business or residence to which a waste or recyclable container is assigned, that disturbs or disrupts the contents of a waste container;
- 12.2.6 leaves a waste roll-out cart on a public right of way for more than 24 hours;
- 12.2.7 fails to maintain a waste container in a sanitary state;
- 12.2.8 places waste in a recycling container.

- 12.3 No person shall:

- 12.3.1 fail to comply with an order made under this bylaw;
- 12.3.2 obstruct or hinder a designated officer acting under this bylaw;
- 12.3.3 fail to comply with any other provisions of this bylaw.

13 Penalty

- 13.1 Any person who has contravened a provision of Bylaw 17-2016 is guilty of an offense and liable on summary conviction to a penalty

- a. First offence(100.00)
- b. Second offence(200.00)
- c. Third or subsequent offence of not less than (500.00) and not more than (10,000.00) in the case of an individual or (25,000.00) in the case of a corporation.

- 13.2 If a contravention is found, notice will be served to the owner or occupant with copies to the registered owner. A designated officer may issue a notice of violation to any person committing an offence under Section 11 of this bylaw and the notice shall require the person to pay to the Town of Kamsack, the penalty specified in Bylaw 21-2015 Section 12.

- 13.3 The penalty may be paid:

- a. in person during regular office hours at the Town of Kamsack, 161 Queen Elizabeth Blvd West, Kamsack, SK ;
- b. by mail addressed to the Town of Kamsack, Box 729, Kamsack, SK S0A1S0;
- c. online through the Credit union or TD Bank.

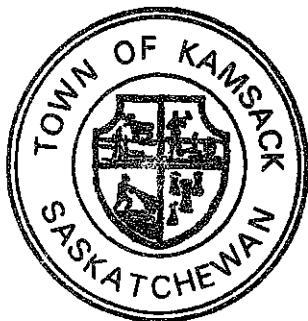
- 13.4 In any case where an order is not carried out within 24 hours, waste will be removed at the owner's or occupant's expense.
- 13.5 If payment of the penalty is made prior to the date when the person contravening the bylaw is required to appear in court to answer the charge the person shall not be liable to prosecution for that offence.

14 Repeal Previous Bylaw

Bylaw No. 17/2016 is hereby repealed.

15 Effective Date

This Bylaw shall come into force and take effect on the day of final passing thereof.




Mayor


Town Administrator

Read a third time and adopted

this 26 day of September, 2016.

Town of Kamsack Bylaw 19-2016 Schedule A

Cart Placement Directions

Waste Collection

We hope that you will take a few moments to familiarize yourself with these easy to remember instructions regarding the automated refuse collection system.

This system uses the latest collection equipment available and provides maximum efficiency at minimum expense. We want to do the best possible job for you and would appreciate your cooperation.

To assure that you do get your refuse picked up, the drawings to the right illustrate the locations for your container on collection day.

Always have the wheels of the container facing toward the curb as illustrated in the drawing #1. When there is a snow bank build up along the curb, make sure the container is out further than the snow bank as illustrated in drawing #2. We ask that you refrain from parking on the street on collection day, however, if there are vehicles on the street, please place the container in the location illustrated in drawings #3 and #4.

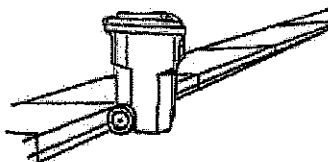
If your house is on a street or avenue without a curb, please place the container on the road making sure the pickup truck can reach the container.

The container must be placed on the street or avenue which corresponds with your address.

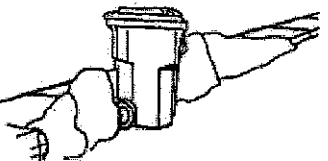
For your child's safety, do not allow them to play near the collection containers or vehicle.

To avoid having your container missed, please have your container out the night before collection day. Following these instructions will assist us in making your community one of the cleanest in Saskatchewan.

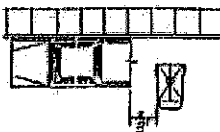
Ideal Location #1



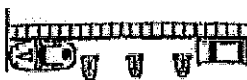
Snow Bank #2



Close to Parked Car #3



Between Two Parked Cars #4



General Guidelines on How to Use Your Container

1. From now on use your cart to dispose of your trash.
2. Wheel out your cart with its lid closed. You must be able to close the lid without packing garbage in the cart tightly, otherwise the excess weight will make emptying the cart more difficult.
3. The weight must not exceed 200 lbs.
4. All garbage must be bagged inside the container.
5. Place the cart on the street the day before collection day.
6. Place the emptied cart at the back of the house before the end of the day.
7. Do not remove the cart from its assigned address.
8. Inform Ottenbreit Sanitation of any damage, vandalism or theft of the cart. It is important to note the serial number stamped on the cart placed at your residence.
9. You are responsible for your cart so PLEASE TAKE CARE OF IT!

Do's and Don'ts for Cart Use

- DO:**
- Place the cart according to the diagrams in this brochure.
 - Pull the cart - it's easier than pushing.
 - Keep the lid closed.
 - Place all trash in the cart "bagged".
 - If you are moving, call Ottenbreit Sanitation to return the cart.

- DON'T:**
- Put hot ashes, oil or contaminants in the cart.
 - Overfill the cart (keep under 200 lbs.)
 - Pack trash in cart too tightly.
 - Put construction debris in the cart.
 - Paint or write on the cart.
 - Remove cart from your residence.

Town of Kamsack
Bylaw 19-2016
Schedule B - Landfill Fees

1 Waste & Recycling Fees

Residential carts (1 waste/1 recycle)	\$10.00 per month
Commercial carts (maximum 2)	\$40.00 per month
Commercial Shared Hopper	\$35.00 per month
Commercial Individual Hopper	\$55.00 per month
Additional commercial hoppers on the same site	\$20.00 per additional hopper
Not for profit business (open < 4 days per week)	\$15.00 per month
Churches	Exempt

2 Landfill Dumping Fees

The following rates shall apply to vehicles dumping refuse at the Landfill Site. Coupons for Dumping are available at the Town Office at a cost of \$5.00 per coupon.

2.1	Minimum Charge	\$5.00
	Furniture & Appliances	\$5.00 per item
	Carload (1 coupon)	\$5.00
	Truck - ½, ¾ and 1 ton (3 coupons)	\$15.00
	Utility Trailer – single axle (2 coupons)	\$10.00
	Vehicles larger than 1 ton (10 coupons)	\$50.00
	Refrigerate appliances without certificate of removal of the refrigerant are subject to an additional fee (6 coupons) along with the applicable dumping fee.	\$30.00

2.2 Free Items (Resident of the Town of Kamsack Only):

- Clean Lumber - placed in burn pile
- Trees - placed in burn pile
- Grass clippings/leaves - placed in compost area

2.3 Unacceptable Items

- Tires
- Car batteries
- Pressurized cylinders
- Waste Oil, oil containers and anti-freeze
- Recyclable material (eg; cardboard or boxboard, household plastic, tin cans, paper, etc.)
- Recyclable materials that are accepted by SARCAN
- Contaminated/Hazardous Soil or Materials
- Baler Twine
- Vehicles
- Asbestos
- Concrete, cinder blocks
- Asphalt shingles
- Refrigerant Waste

- 2.4 Construction & Demolition materials
 - Utility trailer – single axle (4 coupons) \$20.00
 - Truck - ½, ¾ and 1 ton (6 coupons) \$30.00

*Trucks or vehicles with trailers more than 1 ton capacity must be weighed and use the Construction & Demolition Landfill. Access is provided during the weekday by appointment only.

All Town of Kamsack residents will be required to provide proof of Kamsack residency. A driver’s license with civic address, utility bill or tax notice will be accepted.

No cash payment is accepted at the landfill site. Coupons must be purchased at the Town Office.

3 Temporary Hopper Bins

	Weekly rental fee	Per tip fee
3 cubic yard hopper	\$25/week plus GST	\$45/tip

4 Tipping Fees

- 4.1 The Tipping fee for communities that have entered into a service agreement with the Town of Kamsack is \$60.00 per tonne.

5 Out of Town Landfill Access Agreements

- 5.1 Out of town residents may utilize the landfill at a cost of \$75 entrance fee per day, plus the applicable dumping fee for the load(s).
- 5.2 The annual per capita fee for communities wishing to allow their residents to access the Kamsack Landfill via the ‘ticket coupon purchase’ program described in Section 1 is \$150.00.

Town of Kamsack
Bylaw 19-2016
Schedule C- Collection Frequency

1 Residential Waste & Recycle Collection

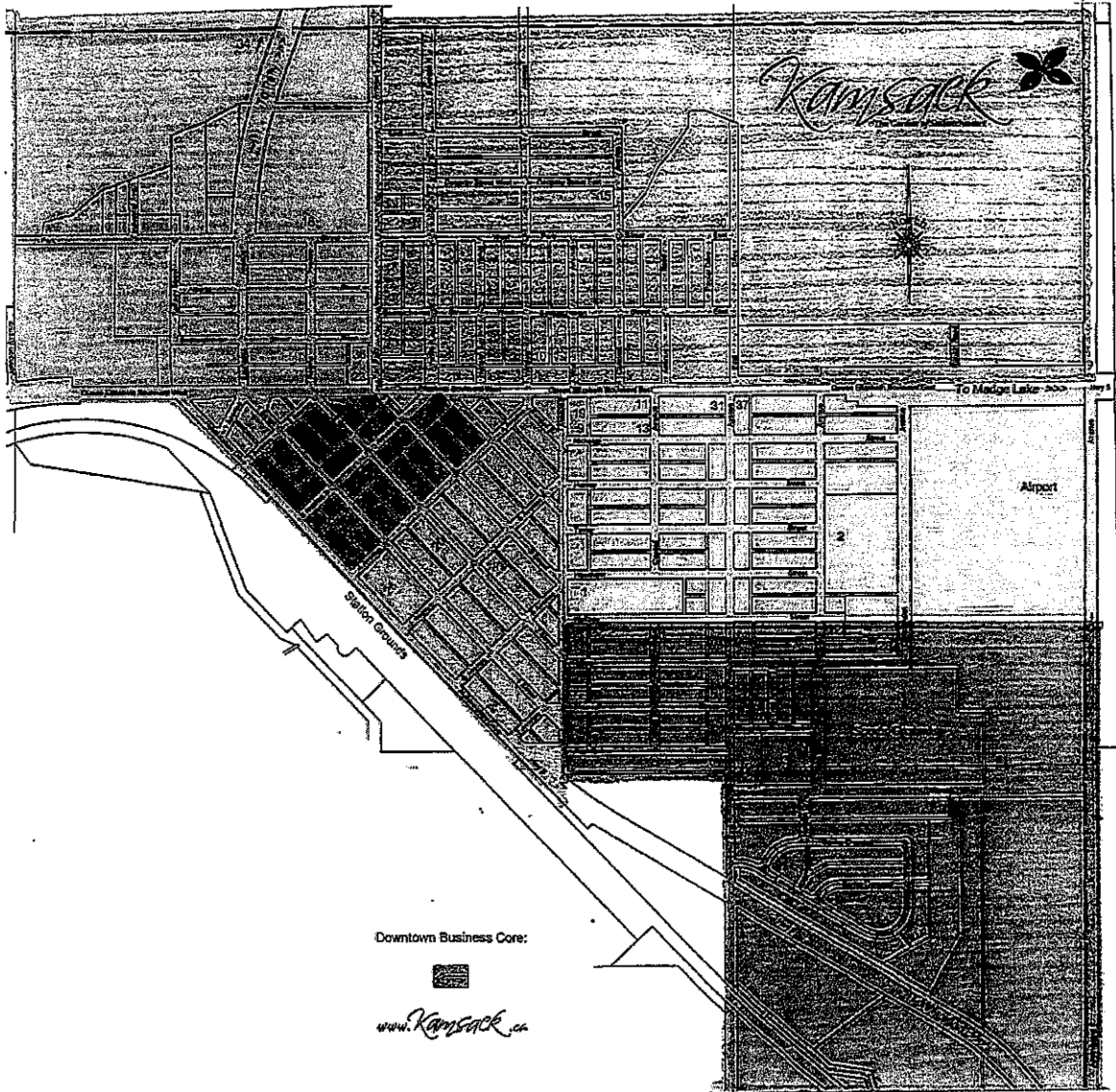
- 1.1 The Town of Kamsack has been divided into 4 areas as per the attached map.
- 1.2 Residential garbage collection will alternate biweekly with recycle collection.
- 1.3 Residential collection days will be Wednesday and Thursday unless it is a statutory holiday. Then the collection will occur on the day before, or as arranged by the waste collector/contractor.

2 Commercial Waste & Recycle Collection

- 2.1 Commercial waste and recycle collection days will be Friday, unless it is a statutory holiday. Then the collection will occur on the day before, or as arranged by the waste collector/contractor.

3 Designated Spring and Fall Clean Up

Town Staff will collect garden waste/grass clippings in the spring and fall at a time to be scheduled by the Town.



Downtown Business Core:



www.Kamsack.ca

