

**CITY OF HUMBOLDT
BYLAW NO. 05/2017**

**A Bylaw Regulating the Collection, Removal and Disposal of Solid
Wastes, Refuse and Recyclable Materials**

The Council of the City of Humboldt, in the Province of Saskatchewan, enacts as follows:

1. This Bylaw may be cited as “The Waste & Recycling Collection and Disposal Bylaw.”

DEFINITIONS

2. For the purposes of this Bylaw, the expressions:
 - a) **“Ashes”** means residue from the burning of any substance. Including substances commonly used as fuel, or used in connection with any premises whether residential or commercial, industrial or institutional, for the purpose of heating or cooking or disposing of material, including residue from incinerators. Cinders or ashes that are produced in large quantities at steam generating plants, factories, foundries, laundries, manufacturing or other like premises are not included within the meaning of the word “ashes”;
 - b) **“Automated Collection”** means the collection of Residential Waste and Recycling by a system of mechanical lifting and tipping of containers into specially designed vehicles.
 - c) **“Bag and Tag Program”** means the waste material collection system in certain areas established and maintained by REACT where persons are required to prepay for tags and fasten the tags to their bags of garbage or waste items in order to have waste material removed by REACT. Maximum weight for a bag or container is 20 kilograms or 44 pounds.
 - d) **“City”** means City of Humboldt;
 - e) **“Commercial Premises”** means any real building, facility or real property that is used or intended to be used for business activities or any activity that generates a profit. This includes but is not limited to, shopping centres, offices, vacant land, hotels, restaurants, clinics, warehouses, and the like, but does not include property used for residential rental purposes.
 - f) **“Council”** means the Municipal Council of the City of Humboldt;
 - g) **“Director”** means the Director or agent authorized by the City Manager or the City Council or anyone acting under his or her instructions in carrying out the provisions of this Bylaw;
 - h) **“Garbage”** means decomposable animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food;
 - i) **“Household”** means any self contained building or place occupied, intended to be occupied, or used as a residence and includes single family homes, and mobile homes, but does not include any Multi-Unit Dwelling containing more than three (3) separate residences; and does not include any apartment, hotel, licensed boarding house, tourist cabins, or any room or suite of rooms operated as a commercial enterprise, or operating from any commercial property or building. For greater clarity a Household includes a duplex, a triplex, or a condominium which has three or less units.
 - j) **“Householder”** means the Owner, Occupant, lessee or tenant or the person in possession of, or in charge of any Household, hotel, restaurant, apartment block, office building, public institution or other building;
 - k) **“Institutional Premises”** means premises or sites principally used in the provision of services to the public including but not limited to governments, government crown agencies, corporations, schools, churches, hospitals, municipal corporations, nursing homes, railway companies and associations;

- l) **“Liquid Waste”** means any fluids, any substance that has a solid content of less than 20%, and any substance that liberates fluids when transported. Liquid Waste includes, but is not limited to fluids such as wastewater, fats, oils or grease, used oil, surfactants, wash-waters, prescribed waste, solvents, paint, resins, inks and dyes, and photographic waste.
- m) **“Litter”** means any material which, when discarded, dropped, placed, blown or carried onto any sidewalk, street, boulevard, lane, park, public place or private premises, contributes to untidiness and detracts from the cleanliness of the City, or any public or private premises, and includes all materials of any sort including, but not limited to decomposable materials, match sticks, empty packages, cigarette butts, loose paper, cardboard, boxes, shavings, candy wrappers, paper cups, bottles, glass, handbills, circular, cards, advertising material, paper or plastic bags, newspaper, tin foil, cellophane, and any other item or material which is untidy.
- n) **“Multi Unit Dwelling”** means any property, building or place occupied, intended to be occupied, or used as a residence for four (4) or more separate residences, including, but not limited to townhouses, apartments, condominiums.
- o) **“Offal”** means the waste part of any animal killed for food;
- p) **“Occupant”** means any Person, group, organization, business, or Corporation, in possession of, or resident in, any Household, building or real property, and includes but is not limited to any tenant, lessee, renter, leaseholder, resident, inhabitant, Owner, or householder.
- q) **“Owner”** means the registered owner of a property who is entitled to occupy and use the property;
- r) **“Person”** includes any person, firm, association, society, corporation or group owning or occupying any building or place, or having the management, supervision, or control of any building or place to which this Bylaw applies, and includes the owner;
- s) **“Public Health Inspector”** means a Public Health Inspector appointed under the provisions of *The Public Health Act* or *The Health Services Act*;
- t) **“Public Place”** includes any place to which the public has access as of right or by invitation, expressed or implied;
- u) **“REACT”** means the Regional Authority of Carleton Trail, acting as an agent for the City for the Multi Material Recycling Program, and is the regional waste management authority for the City.
- v) **“Recyclable Material”** means any Household plastic, paper, cardboard, tin or aluminum items that can be recycled.
- w) **“Refuse”** means waste material discarded as worthless, and shall be categorized under the following classifications:
 - “Rubbish” means non-decomposable wastes consisting of both combustible and non-combustible solid wastes such as paper, cardboard, tin cans, wood, glass, plastics, bedding, crockery and other comparable dry materials.
 - “Building Refuse” means solid waste material (earth, stones, etc.) from excavation, and debris resulting from the prefabrication, construction, remodeling, repair, maintenance, and demolition, of houses, commercial buildings, or other structures, including any residue from the burning of such debris, and any residue from the burning of any portion of a building or structure destroyed by fire or any other cause.
 - “Industrial Refuse” means grain bags, wastes, rejected materials, discarded machinery, etc., from manufacturing processes, factories, foundries, or other works; wastes, and condemned matter from canneries, stockyards, slaughter houses, meat packing plants, vegetable oil plants, or similar industries, including shells, husks, cobs, peelings, manure, slaughter house offal and

dead animals, distillery and brewery mash, or cinders from steam generating or power plants.

“Commercial Refuse” means wastes generated from any commercial activity, including but not limited to institutional premises or sites, businesses, apartments, condominiums, cafes, hotels, or other premises, except liquid wastes where food is served; wastes from market gardening; expired or discarded food products; tires and similar waste products such as may be produced in garages and service stations.

“Bulk Refuse” means all trees, shrubs, stumps, scrap lumber, scrap metal, large boxes and crates, oil drums and similar unwieldy materials; discarded furniture and fixtures including, but not limited to, tables, mattresses, bed springs, and other bulky items of household furnishings; water heating tanks, stoves, furnaces, heating system components, fences and gates; except where such materials are clearly “Building Refuse”, “Industrial Refuse” or “Commercial Refuse”.

“Dead Animals” means and includes all or any portion of a carcass of any and all animals, and includes Offal.

“Hazardous Refuse” means any and all kinds of materials that may be dangerous for collectors to handle including, but not limited to, oils, lubricants, antifreeze, oil based paints, solvent cleaners, herbicides, pesticides, insecticides, noxious chemicals, explosives, detonators, ammunition, volatile inflammable materials, poisons, acids, caustics and infected soil or materials.

x) “**Residential Waste**” means all Garbage, Rubbish, and other permitted Refuse discarded by any Household.

y) “**Residential Waste or Recycling Cart**” means a cart supplied by the City which is designed to hold Residential Waste or Recycling and be rolled to a collection point where it will be emptied by an Automated Collection Vehicle.

z) “**Trash Receptacle**” means a container used for the disposal of dry waste matter, Garbage, and Refuse.

aa) “**Waste Collection Contractor**” means any licensed business, or corporation, other than REACT, that has contracted to collect Garbage, Residential Waste, Refuse, Bulk Refuse, or Liquid Waste from any Multi-Unit Dwelling, Commercial Premises, Institutional Premises, or Industrial Premises.

bb) “**Waste Disposal Grounds**” means the licensed sanitary landfill owned and operated by REACT.

CONTROL

- 3.1 No Person shall dispose of Residential Waste, Refuse, Garbage, or Recyclable Materials in the City except in accordance with the provisions of this Bylaw.
- 3.2 The Director is hereby designated as the official responsible for the control and supervision of the provisions of this Bylaw.
- 3.3 The Director and REACT shall jointly prepare, issue and publish regulations for the effective administration of this Bylaw, including information regarding the anticipated REACT pickup schedule for all Residential Waste, Garbage, Refuse, and Recyclable Material. The City and REACT and may change the same from time to time.
- 3.4 REACT shall have final authority as to the quality, quantity and classes of material that it will remove from any location, and with regard to the number of Residential Waste or Recycling Carts or dumpster bins required to contain the entire, normal accumulation of wastes originating from any Household, Industrial Premises, Institutional Premises, or Commercial Premises.

COLLECTION PRACTICES

General

- 4.1 The entire accumulation of Residential Waste, Garbage, Refuse, and Recyclable Material accumulated for disposal are to be kept:
- In the case of Households, in the Residential Waste and Recycling Carts; or
 - In the case of Multi-Unit Dwellings either in the Residential Waste and Recycling Carts or approved dumpster bin; or
 - In the case of Commercial, Institutional, or Industrial Premises, in either the approved dumpster bin provided by REACT or other Waste Collection Contractor, or tagged bags to be picked up under the "Bag and Tag Program," as the case may be.
- 4.2 No Person shall permit any Residential Waste, Garbage, Refuse or Recyclable Materials to be stored or remain upon any real property, land, building, Household, Commercial Premises, Institutional Premises, or Industrial Premises Owned or Occupied by him, except in Residential Waste or Recycling Carts, Trash Receptacles or such other approved dumpster bin or bags.
- 4.3 The removal of Refuse from places placarded by the Public Health Inspector by reason of communicable disease shall be performed under the direction and supervision of the Public Health Inspector.
- 4.4 No person shall place or mix with any material for removal by REACT any material defined in any statute or regulation as:
- any used lubricating oil, used oil filters and used oil containers
 - vehicle or equipment tires;
 - large appliances
- Such materials are to be taken to a waste transfer station or Waste Disposal Grounds for disposal.
- 4.5 Any Person generating Building Refuse, Industrial Refuse, Commercial Refuse, Bulk Refuse, Dead Animals, Liquid Waste and Hazardous Refuse will be required to make their own arrangements for removal and disposal of the same, or make arrangements with an approved Waste Collection Contractor for removal.
- 4.6 Ashes shall not be mixed with Refuse, Residential Waste, Garbage, or Recyclable Material.

Collection from Multi Unit Dwellings, Commercial and Institutional Premises

- 4.7 The Owners or Occupants of any Multi-Unit Dwelling, Commercial Premises, Industrial Premises, and Institutional Premises are responsible to arrange directly with REACT, or other Waste Collection Contractor for the storage, collection and disposal of all Residential Waste, Garbage, Refuse, and Recyclable Material from their property.
- 4.8 Wherever a dumpster bin is required for the collection and storage of Residential Waste, Garbage, and Refuse from a Multi-Unit Dwelling, Commercial Premises, Industrial Premises, or Institutional Premises, such dumpster bins must be placed on a suitable base and be accessible for collection and disposal by REACT or the Waste Collection Contractor. Such a base must be maintained in a clean and tidy condition.
- 4.9 The dumpster bin utilized by any Multi-Unit Dwelling, Commercial Premises, Industrial Premises, and Institutional Premises shall be of sufficient capacity to hold all Residential Waste, Garbage, Recycling Materials and Refuse being disposed of, and must be designed to be capable of being mechanically lifted for dumping by REACT or the Waste Collection Contractor.
- 4.10 A dumpster bin shall not be used by any Multi-Unit Dwelling, Commercial Premises, Industrial Premises, and Institutional Premises unless it is first approved by REACT or the Waste Collection Contractor as to size, quality and design.
- 4.11 The dumpster bin utilized by any Mutli-Unit Dwelling, Commercial Premises, Industrial Premises, or Institutional Premises, may be placed inside or outside, but in any event shall be placed in a convenient location for collection, on the Owner's property.

Collection from Households

- 4.12 Participation in the automated curbside collection system is mandatory for all Households in the City and is a local utility under *The Cities Act*.
- 4.13 Residential Waste will no longer be collected and disposed of by the City and REACT under the previous Bag and Tag Program. Householders who have excess Residential Waste, or permitted Refuse may continue to purchase prepaid REACT disposal tags and affix those tags to their bags of Residential Waste or permitted Refuse, but Householders shall bear sole responsibility for transporting and disposing of such tagged bags at the REACT landfill facility themselves.
- 4.14 At the inception of the automated curbside pickup program every Household in the City shall be provided by the City or REACT with either;
- a) a Residential Waste Cart for collection of Residential Waste and a Residential Recycling Cart; or
 - b) Access to two collection bins, as designated by REACT: one for Residential Waste and the other for Residential Recyclable Material.
 - c) Additional carts can be obtained for the fee as set out in Schedule "A".
- 4.15 For the purposes of this bylaw, home based businesses located within a Household in residential areas will be supplied with a Residential Waste and Recycling Cart for residential pick up.
- 4.16 Residential Waste and Recycling Carts are the property of the City or REACT and must be left at the property even if the homeowner moves or sells the property.
- 4.17 Every Householder in the City shall keep the Residential Waste and Recycling Cart assigned to their property in a clean and sanitary condition.
- 4.18 Only Residential Waste and permitted Refuse may be placed in a Residential Waste Cart.
- 4.19 Residential Waste, and permitted Rubbish shall not be mixed with other classes of Refuse for disposal, but shall be placed together for disposal in the Residential Waste or Recycling Cart, as the case may be.
- 4.20 Residential Waste, shall be thoroughly drained of all liquid and shall be securely contained in trash bags before being placed in the Residential Waste or Recycling Cart for removal.
- 4.21 Every Householder is expected to remove all designated Recyclable Materials from their Residential Waste and deposit them in the Residential Recycling Cart provided for that purpose.
- 4.22 Only Recyclable Materials may be placed in the Recyclable Materials Cart.
- 4.23 Cardboard boxes are to be flattened and sized to fit into Residential Recycling Carts to ensure they can easily be emptied, without blocking other recyclable items from being collected, when the Residential Recycling Cart is tipped and emptied.
- 4.24 All food containers and tins are to be rinsed before being put into the Residential Recycling Cart.
- 4.25 A Residential Waste or Recycling Cart shall:
- a) not be filled to such a capacity, that the weight of the cart, together with its contents, exceeds one hundred (100) kilograms.
 - b) not be filled higher than the upper rim, or in a manner which prevents full closure of the lid;
 - c) not have contents compressed in such a manner that prevents the waste from falling freely from the cart during the regular tipping process;
 - d) not contain any material which might adhere to the carts, unless such material is separately wrapped or disposed of within individual disposable wrappings prior to being placed in the cart;
 - e) be maintained in a reasonably clean and sanitary condition;
 - f) be kept on the premises for which the carts were supplied when not set out for collection; and

- g) be kept with the lid closed to reduce odours and prevent litter.
- 4.26 Every Person provided with a Residential Waste and Recycling Cart shall:
- a) clean up spillage originating from the cart;
 - b) notify REACT immediately if the cart is damaged or stolen;
 - c) pay the applicable fees set out in Schedule "A" to this Bylaw.
- 4.27 A Residential Waste or Recycling Cart set out for collection shall conform to set out and collection policies established by REACT, and as amended from time to time, to promote:
- a) efficiency in collection of Residential Waste and Recyclable Materials;
 - b) the safety of residents, motorists, pedestrians and waste and recycling collectors;
 - c) the safe and efficient use of the Automated Collection trucks; and protection of the environment.
- 4.28 The Residential Waste and Recycling Carts must be placed on the street, boulevard or end of driveway immediately in front of the Household to which it has been assigned, with the wheels facing the curb or edge of roadway. There must be a minimum 1.0m (3 feet) of clearance around the carts. The carts must be out by 7:00 a.m. on the day designated for collection by REACT, and the Owner or Occupant of the Household shall be required to return the cart from the street or edge of road way to the property, within 24 hours, after collection of the waste or recycling.
- 4.29 Residential Waste and Recycling Carts must be stored on the Householder's property between collections and must not be stored on any private property belonging to a third party, on any public property, or on any City property such as streets, sidewalks or boulevards. Householders are encouraged to store the Residential Waste and Recycling Cart in a location on their premises where the Residential Waste and Recycling Cart will not be conspicuously visible from the street.
- 4.30 No Person other than a lawful user thereof or the authorized collector of the City shall open any Residential Waste or Recycling Cart or remove anything therefrom or in any manner disturb any Residential Waste, permitted Refuse, or Recyclable Material put out for collection and removal.
- 4.31 No Person shall park a vehicle within 1.0m (3 feet) of a Residential Waste or Recycling Cart set out for collection on its scheduled pick up day. Any Person who is violates this provision is guilty of an offence and liable to a fine as specified in Schedule "B".

Collection Practices

- 4.32 Residential Waste and Recycling Carts will be front street pick up, alternating between waste collections and recycling collections, as determined by REACT.
- 4.33 REACT is hereby authorized to determine the schedule for collection of Residential Waste, Refuse, and Recyclable Material in the City. Any deviation in the schedule will be published in the local newspaper and on the City and REACT websites.
- 4.34 REACT shall notify the City of any deviation in the schedule a minimum of fourteen days in advance of such deviation.
- 4.35 Collectors of REACT and officials appointed by the City shall have the right to enter at all reasonable times all property and yards for the purpose of performing the duties assigned to them.

Exclusions from Collection

- 4.36 The following wastes are excluded from collection:
- a) Wastes not properly prepared for collection;
 - b) Wastes not placed in proper receptacles;
 - c) Wastes exceeding the size and weight limitations specified herein;
 - d) Wastes otherwise contrary to the requirements of this Bylaw;
 - e) All Building Refuse, Industrial Refuse, Commercial Refuse, Bulk Refuse, Dead Animals, Liquid Waste, Hazardous Refuse and Ashes;
 - f) Litter unless otherwise placed in approved litter receptacles;

- g) All Residential Waste, or Refuse disposed of contrary to the requirements of this Bylaw.
- 4.37 Notwithstanding any other provision of this Bylaw, the following shall not be placed in a Residential Waste or Recycling Cart:
- a) Items more than 2 feet (60 centimeters) in length or individual items over 50 pounds or (23 kilograms) in weight
 - b) a tire, or any kind of automotive part or automotive fluids;
 - c) televisions, computer monitors, computer hard drives or other electronic devices;
 - d) the whole or any part of a fence or gate or furniture, or any lumber, drywall , Bulk Refuse, or any other kind of building material
 - e) metal pipe, tubing or any large appliance or plumbing fixture such as a toilet, sink, tub, refrigerator or range;
 - f) Hazardous Waste;
 - g) dirt, rocks, sod, bricks or concrete
 - h) paint or flammable liquids, a substance or thing, not classified as hazardous waste, that may put the health or safety of collectors at risk, including without limitation:
 - i. needles, razor blades, or other sharp objects
 - ii. an animal carcass, or human or animal feces unless properly bagged;
 - iii. sawdust, Ashes or any other kind of powdery material.
- 4.38 Any waste or Refuse material excluded from collection may, in the sole discretion of the City, be removed by the City at the expense of the Owner or Occupant of the premises. Any waste material deemed not suitable for disposal in the Waste Disposal Grounds, as determined by REACT, including but not limited to, Liquid Waste, or Hazardous Refuse, deemed not suitable, will not be collected by the City or its agents.
- 4.39 Any Person generating Building Refuse, Industrial Refuse, Commercial Refuse, Bulk Refuse, Dead Animals, Liquid waste, and Hazardous Refuse will be required to make their own arrangements for removal and disposal of the same, or make arrangements with an approved Waste Collection Contractor for removal.
- 4.40 Neither the City nor REACT shall be required to collect Liquid Wastes. Liquid Wastes shall be disposed of in locations specified from time to time by the Director.
- 4.41 Neither the City nor REACT shall be required to collect Hazardous Refuse, dangerous goods, radioactive material or explosives. Persons utilizing, handling, or generating, these types of refuse shall be responsible for transporting the materials to such locations as may be designated in writing for disposal by the Director in suitable transportation containers and provide proper safety safeguards during transportation and shall make suitable arrangements for disposal of the material as may be required by the Director, in accordance with all applicable statutes, rules, and regulations.

BURNING OF WASTE, REFUSE, and RECYCLABLE MATERIALS

- 5.1 The burning of Residential Waste, Refuse or Recyclable Materials is strictly prohibited.
- 5.2 No Person shall operate any indoor incinerator unit unless a permit to operate the indoor incinerator unit has been issued by Saskatchewan Environment and Resource Management.
- 5.3 Every permit issued by Saskatchewan Environment and Resource Management for the operation of an incinerator unit shall be posted on or near the incinerator unit, and the permit shall be available for inspection by the Director at all reasonable times.
- 5.4 Notwithstanding that an incinerator permit has been issued by Saskatchewan Environment and Resource Management, rubber, leather, tar paper or other refuse which is not completely combustible or which gives off offensive odour when burning, shall not be disposed of by burning in incinerator units.

CLEAN STREETS

- 6.1 No Person shall allow any material whatsoever that has dropped from a vehicle in his control to remain on any street, lane or public place in the City.
- 6.2 No Person shall convey in or through any part of the City any manure, Garbage, waste organic matter or other obnoxious matter except in properly covered vehicles approved of by the Director or Public Health Inspector.
- 6.3 No Person shall operate any vehicle transporting Ashes, Residential Waste, Refuse, Bulk Refuse, or other debris of any kind on any highway, street, or lane in the City, unless the load is completely enclosed or covered with a securely fastened tarpaulin covering the load in such a manner that it shall be impossible for any part of the load to become dislodged.
- 6.4 No Person shall store, convey or cause to be conveyed on any street or lane, any Dead Animals, Offal or any waste of an offensive nature in a vehicle or container that is not constructed and covered so as to prevent the contents thereof from escaping.
- (i) The vehicle, cover, or container shall be constructed in such a manner as to protect the contents from flies and to minimize any offensive odours emitting therefrom.
 - (ii) No Person shall allow any such vehicle or container to stand on any street, highway, or lane for more than thirty (30) minutes, except in the case of an emergency.
- 6.5 No Person delivering and unloading fuel to any place within the City shall allow any spill or leakage resulting from the unloading to remain on any street, sidewalk or roadway, but shall entirely remove such materials immediately after unloading has been completed.
- 6.6 No Person shall deposit any material, except street dirt, in any street gutter or adjacent to any curbing in the City.
- 6.7 No person shall deposit or permit, employ or direct any other person to deposit any Refuse, dirt, water, Liquid Waste or any offensive matter on or in any street, lane or public place.
- 6.8 No Person conducting building operations or alterations shall deposit on any street, lane or public place any Building Refuse, earth, rubbish, surplus materials, or allow any Building Refuse, earth, rubbish, or surplus materials to be deposited onto adjacent property.
- 6.9 No Person shall deposit or permit, employ or direct any other Person to deposit on or in any street or lane, any snow or ice which has been removed from private property.

LITTERING

- 7.1 All Litter is to be placed firmly into a private or public Trash Receptacle, in a manner to ensure that it cannot be carried by wind. No Person shall discard or deposit in or on any street, lane, sidewalk, boulevard, walkway, watercourse, park, school yard or any other public or private property any form of Litter.
- 7.2 With the exception of tickets deposited or attached by the RCMP or Bylaw Officer, no Person shall deposit on, or in, or attach to any vehicle parked in the City of Humboldt any material whatsoever.
- 7.3 No person shall attach to any power or telephone poles, including traffic light or light standards located within the City, any material whatsoever.
- 7.4 All places of business, and mobile businesses operating from a vehicle, which sell confectionary, ice cream, popcorn, cigarettes, candy and like material shall provide on their premise a Trash Receptacle. Further, all businesses that sell food, confectionary, ice cream, popcorn, cigarettes, candy and like material from a vehicle shall provide attached to said vehicle a Trash Receptacle.
- 7.5 All shopping centers, drive-in business establishments and private parking lots shall provide Trash Receptacles.

- 7.6 The Owner or Occupant of any Commercial, Industrial, or Institutional Premises, shall be responsible for picking up all Litter that accumulates on their premises and if the Owner refuses to pick up any Litter or other material upon being directed to do so by the Director or a duly authorized employee of the City acting on his behalf, the Owner shall be subject to the penalty provided in Schedule B.

WASTE DISPOSAL GROUNDS, WASTE AND RECYCLING TRANSFER STATIONS

- 8.1 The City's Waste Disposal Grounds are owned and operated by REACT. REACT shall, in its sole discretion make such rules and regulation for disposal as it sees fit.
- 8.2 The City may establish, from time to time, waste and/or recycling transfer stations for the placement of Bulk Refuse or Recyclable Materials for transfer to the Waste Disposal Grounds.

CHARGES AND FEES

- 9.1 The fees for collection and disposal of the contents of the Residential Waste and Recycling Carts shall be as set out in *Schedule A* attached hereto.
- 9.2 Charges or fees payable by Owners or Occupants of Households, land or buildings for the collection, and disposal of Residential Waste and Recyclable Materials, in the Residential Waste and Recycling Carts, and for damage to or replacement of any Residential Waste and Recycling Cart, are those charges or fees as set out in *Schedule A* attached hereto.
- 9.3 The accounts for such charges or fees shall be made out and sent monthly or at such other intervals as may be determined from time to time by Resolution of Council and shall be due and payable at the City Hall as indicated on the invoice.
- 9.4 An additional charge or penalty, as set out in *Schedule A* attached hereto, shall be made on all accounts, charges or fees unpaid thirty days after which they become due.

PENALTIES

- 10.1 Any Person to whom the City provides a Residential Waste and Recycling Cart who
- a) does not comply with the direction of the Director;
 - b) sets out for collection any Residential Waste, Refuse, or Recyclable Materials at a place, in a manner, or in a container that contravenes a provision of this Bylaw;
 - c) sets out for collection any substance or thing that is not Residential Waste, permitted Refuse or Recyclable Material or that is not collectable; or
 - d) otherwise fails to comply with a provision of this Bylaw
- is guilty of an offence and liable to a fine as specified in Schedule "B".
- 10.2 Any Person who is guilty of a violation of any provision of this Bylaw is liable to a fine in the specified sum set out in Schedule "B" attached hereto.
- 10.3 Any Person who is guilty of a violation of any provision of this Bylaw, for which no penalty has been otherwise specified in Schedule "B" is liable to a fine in the specified amount of \$100.00.
- 10.4 The penalties and fees set out in the attached Schedule "B" may be amended by resolution of Council, from time to time.

ENFORCEMENT

- 11.1 Application of Act: The provisions of *The Summary Offences Procedure Act and Regulations* respecting summary offence ticket information and voluntary penalties shall apply where consistent with the provisions of this Bylaw.
- 11.2 Voluntary Payment: Where any Person has committed, or is alleged to have committed, a breach of any of the sections of this Bylaw, a ticket in a form to be approved by Council may be served upon such Person. Such Person may pay to the City or deposit appropriate payment in the night deposit box located at City Hall.

11.3 Service of Ticket: Service of a Bylaw ticket may be made by mailing the same, by ordinary mail, to the address of the property upon which the offence has been committed, or by mailing such ticket to the registered Owner of the property as indicated on the municipal tax roll, or by personal service upon the Person who has committed the offence.

AMENDMENT TO SCHEDULE:

12.1 All schedules to this Bylaw shall form part of this Bylaw and may be amended as necessary by resolution of Council.

ALL TO COMPLY:

13.1 Any Person who contravenes any of the provisions of this Bylaw or fails to comply with any notice or order given hereunder has committed an offence and shall be liable to the penalty and fees as herein provided.

ENACTMENT

14.1 That Bylaw No.8/97 and all amendments to it are hereby repealed.

14.2. This Bylaw shall come into force and take effect on June 1, 2017.

Mayor – Rob Muench

City Clerk – Sandra Pauli

Introduced and Read a First time this 27th day of March, 2017.
Read a Second time this day of , 2017.
Read a Third and Final time this day of , 2017.

SCHEDULE "A" TO BYLAW NO. 05/2017

City of Humboldt Bylaw No. 05/2017 Schedule "A"		
Service		
1. Monthly Waste & Recycling Fee (on Utility Bill): Per Unit Cost for Household & Apartment/Condo Buildings of three or less units (waste and recycling carts)	\$15.00	
Additional Waste or Recycling Cart	\$7.50	
2. Residential Cart Replacement Fees		
Residential Cart Replacement (damaged or stolen carts)	\$110.00	
3. Overdue Bill Charges		
	3.0% per month compounded	

SCHEDULE "B"

SECTION	OFFENCE	PENALTY	PAID WITHIN 72 HRS
4.16	Stolen or Missing Cart	\$110.00	N/A
4.31	Parking of Vehicles	\$50.00	\$25.00
6.1- 6.9 inclusive	Clean Streets	\$100.00	N/A
7.1-7.6 inclusive	Littering	\$100.00	N/A
4.2	Garbage not stored in Container	\$50.00	\$25.00
4.4	Mixing hazardous waste with Regular Waste	\$100.00	N/A
4.28	Cart not returned to property	\$50.00	\$25.00
4.37	Unauthorized Items in Carts	\$100.00	\$50.00
10.1	Violation of Bylaw	\$100.00	N/A