

**TOWN OF SHAUNAVON
BYLAW NO. 2020-12
THE REFUSE BYLAW**

**A BYLAW TO PROVIDE FOR THE COLLECTION, REMOVAL AND DISPOSAL
OF DOMESTIC WASTE AND OTHER REFUSE**

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

1. In this Bylaw the following definitions shall apply:
 - a. "Bulk Refuse" means large, bulky items, including wood, trees, shrubs, stumps, branches, carpet, discarded furniture, equipment, large boxes and crates;
 - b. "Council" means the council of the Town of Shaunavon;
 - c. "Commercial Waste" means any waste originating from, or resulting from any Profession or Business; but shall not include Hazardous or Prohibited Waste;
 - d. "Domestic Waste" means putrid animal, mineral and vegetable waste resulting from the handling, preparation, cooking and consumption of food;
 - e. "Hazardous Waste" means any waste materials designated by either the Environmental protection Act and/or the Dangerous Goods Act of Saskatchewan and/or Canada;
 - f. "Household Waste" means any waste originating from any residential premises but does not include Restricted or Prohibited Waste;
 - g. "Institutional" means any premises principally used for the following:
 - i) Hospital
 - ii) School
 - iii) Nursing Home/Senior Citizens Lodge
 - h. "Liquid Domestic Waste" means any waste which contains animal, mineral or vegetable matter in solution or suspension;
 - i. "Public Highway" means a road allowance or a road, street, or lane, vested in Her Majesty or set aside for such purpose and includes the entry road to the waste management site, a bridge, culvert, drain or other public improvement erected upon or in the connection with such public highway;
 - j. "Recyclable Refuse" means refuse for which a recycling collection point or recycling facility is established in the Town;
 - k. "Refuse" means all wastes including domestic waste, rubbish, street cleanings, yard clippings, any useless, unused, unwanted or discarded material resulting from ordinary community activities, but not liquid domestic waste;
 - l. "Scavenger" is a person authorized by Town Council to collect refuse for removal to the waste management site or to a recycle facility;
 - m. "Town" means the municipal corporation of the Town of Shaunavon or, where the context requires, the geographical area within the Town limits of the Town of Shaunavon;
 - n. "Whites" means large metallic objects such as major appliances, water heaters, stoves, furnaces, washers, dryers, refrigerators, deep freezers, dishwashers, bed springs, fencing, gates, sinks, etc.;
 - o. "Waste Management Site" means the Southwest Waste Management Authority regional municipal waste management site located at the Portion of North East Quarter of Section 27, Township 07 in Range 20, West of the Third Meridian, Extensions 1 and 2.
2. Household, Commercial, Domestic, and Institutional wastes in the Town of Shaunavon can be removed to the Waste Management Site by:
 - a. an employee of the Council; or
 - b. any person who has contracted with Council for that purpose; or
 - c. approved Municipal Haulers with up-to-date agreements with Town Council
 - d. any patron who pays the required load charge.
3. Garbage Totes Provided:
 - a. The Town shall provide one (1) Town of Shaunavon 360 litre (95 gallon) Garbage Tote per utility account to all residential properties.
 - b. The Town may provide one (1) Town of Shaunavon 360 litre (95 gallon) Garbage Tote per utility account to commercial properties, upon request.

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4. Parameters for use of the Town of Shaunavon Garbage Totes:
 - a. Subject to subsection (b), every property owner or occupant, as the case may be, shall:
 - i. After removing all recyclable items, place all approved solid waste prepared in accordance with this bylaw into the provided Town of Shaunavon 360 litre (95 gallon) Garbage Tote;
 - ii. place all Household, Commercial, or Domestic Waste originating from that property in plastic garbage bags sturdy enough to hold such contents and, without limiting the generality of the foregoing, in plastic garbage bags with a wall thickness of not less than two (2) mils;
 - iii. ensure the lids on the garbage totes are closed;
 - iv. shrubs and tree trimmings with individual limbs not exceeding four (4") or ten (10 cm) centimeters in diameter shall be compactly and securely tied into bundles;
 - v. maintain, in good repair, the provided Town of Shaunavon 360 litre (95 gallon) Garbage Tote;
 - vi. provide unobstructed and convenient access to Town of Shaunavon Garbage Totes in the back alley of the property or on the street's edge as dictated by the Town of Shaunavon, on designated collection days.
 - b. No owner or occupant of property shall allow:
 - i. any individual garbage bag or bundle of waste or waste receptacle to be filled to such an extent that the combined weight of that waste receptacle, garbage bag or bundle, together with its contents exceeds 100 pounds (45.36 kilograms).
 - ii. damage to the provided Town of Shaunavon 360 litre (95 gallon) Garbage Tote, a replacement Town of Shaunavon 360 litre (95 gallon) Garbage Tote will be provided at a fee as set in Appendix "A".
 - c. The Garbage totes remain the property of the Town of Shaunavon, and as such are to remain at the property location they are designated to.
 - d. The following items are prohibited from being placed in the Town of Shaunavon Garbage Totes:
 - i. Chemicals - Building/Demolition Material
 - ii. Explosives
 - iii. Dirt, Rocks, Sand
 - iv. Animal Carcasses
 - v. Flammable Liquids
 - vi. Pesticides
 - vii. Metal/Steel
 - viii. Tires
 - ix. Motor Oil
 - x. Electronics
 - xi. Batteries
 - xii. Medications
 - xiii. Paint
 - xiv. Ashes
 - xv. Branches larger than indicated in 4. a. iv.
5. Responsibility of landowner or Occupant
 - a. All removal of brush and bulk refuse shall be the responsibility of the landowner or occupant for disposal.
 - b. Brush piles shall not be permitted to accumulate for any longer than two weeks at a time.
 - c. Garden and lawn clippings may be taken to the designated compost area.
6. Collection:
 - a. Collection services will be provided once per week subject to modifications for holidays
 - b. Pick-up may be refused should the parameters as laid out in Clause 4 not be adhered to.
7. All Property Owners or Occupants shall store all waste originating from that property so as to prevent:
 - a. access to such waste by stray animals or birds;
 - b. spread of such waste by wind;
 - c. infiltration of such waste by rain.

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8. Any property that requires more refuse space than what the Town of Shaunavon's 360 litre (95 gallon) Garbage Totes provide with a weekly pick-up, may contract larger containment through private industry at their own expense.
9. Trade refuse, such as papers, paper boxes or packing materials must be kept in bags, boxes or tied in bundles ready for removal by the scavenger, and must be kept in a place convenient for removal by the authorized scavenger, or in a place authorized by the scavenger, and containers used by all business places shall be constructed so that they can not be opened by children or ravaged by animals so that the contents can not be blown around by wind.
10. The proprietor or manager of garages or filling stations shall keep their premises free from accumulation of junk, trade litter, cans, old tires, or refuse by keeping same in a rack or truck or other container or removing same regularly or in a timely manner.
 - a. Old tires, petroleum wastes and propane bottles may not be deposited at the waste management site nor at the sewage lagoon.
11. The proprietor or manager of every tin shop, plumbing and heating shop, garage, vehicle repair shop or any similar establishment shall keep their premises free from any accumulation of scrap metal or old useless equipment, such wastes shall be stored in a covered shed or container and removed regularly or in a timely manner to the waste management site at the expense of the proprietor or manager.
12. The proprietor or manager of all cafes, restaurants and similar eating establishments shall use only approved Town of Shaunavon 360 litre (95 gallon) Garbage Totes or contract larger containment through private industry. Cooking oils and fats must be stored in a proper vessel and transported to a recycle depot.
13. No person shall place, dump or dispose of any refuse, whites or bulk refuse:
 - a. in, near or over the gate at the waste management site or on any public highway.
 - b. on a premise not owned or occupied by that person unless authorized in writing to do so by the owner or occupier of that premise.
 - c. into an approved receptacle/container not owned or leased by that person unless authorized in writing to do so by the owner or lessee of such approved receptacle.
14. No person shall operate any vehicle transporting refuse over any public highway unless the load is completely enclosed or covered with a tarpaulin or secured in such a manner that it shall be impossible for any part of the load of the said vehicle to escape.
15. Council may, from time to time, by resolution, designate and approve Municipal Haulers and Commercial Haulers.
16. Town Council may at their discretion, advertise or proclaim special spring or fall clean up programs clearly outlining the nature and types of refuse that will be collected.
17. If any person fails, neglects or refuses to do anything which he/she is required to do by this bylaw, such thing may be done by the Council at the expense of the person in default and the Town may recover the expense thereof, with costs, in any court within Saskatchewan of competent jurisdiction or in like manner as municipal taxes.

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18. Penalty for non-compliance:

- a. A person who infringes any of the provisions of this bylaw or fails to comply therewith shall be liable on summary conviction to a penalty of not more than \$2000.00 in the case of an individual or \$5,000.00 in the case of a corporation.
- b. The imposition of such penalty for failure to comply with any of the provisions of this bylaw shall not relieve the person in default from carrying out the work therein mentioned, but she/he shall be liable on summary conviction to a further penalty of not more than \$10.00 for each day after the first penalty is imposed until she/he has complied with the provisions of this bylaw.
- c. Any person who contravenes any of the provision of sections 4(a), and 4(b) of this Bylaw shall be guilty of an offence and shall be liable to a penalty of \$50.00
- d. Any person who contravenes any of the provisions of sections 13 or 14 of this Bylaw shall be guilty of an offence and shall be liable to a penalty of:
 - First Offence - \$250.00
 - Second Offence - \$500.00
 - Third Offence - Summary Conviction
- e. A violator of this Bylaw upon being served with a Notice of Violation may during regular office hours voluntarily pay the penalty at the Town Office and upon payment that person shall not be liable to prosecution of the offence.
- f. The notice of violation shall be in Form "1" as attached as Appendix "B" to this Bylaw.

19. Bylaw No. 2017-14 of the Town of Shaunavon is hereby repealed.

20. This Bylaw shall come into effect January 1, 2021.



Mayor



Town Administrator



Read a third time and adopted
the 17th day of November, 2020.



APPENDIX "A"
BYLAW NO. 2020-12

RATES AND FEES SCHEDULE:

1. REPLACEMENT TOWN OF SHAUNAVON 360 LITRE (95 GALLON) GARBAGE TOTE FEE (Damaged or Missing):

\$75.00 each, plus applicable taxes

APPENDIX "B"
BYLAW NO. 2020-12

FORM 1
NOTICE OF VIOLATION

Ticket No. _____

Issued by: _____ Date: _____

Name of Accused: _____

Address of Accused: _____

Make of Vehicle: _____ Plate No: _____

Model of Vehicle: _____ Province: _____

Location of Violation _____

Description of Violation _____

Voluntary Payment Amount _____

Deadline for Voluntary Payment _____

You are charged with a violation of the Town of Shaunavon's Collection, Removal and Disposal of Domestic Waste and Other Refuse Bylaw.

A voluntary payment may be paid at the Town Office in accordance with the instructions on the back.

If payment is received on or before the deadline for voluntary payment (noted above), you will not be prosecuted for this violation.

Avoid prosecution by paying promptly. Unless payment is received by the Town of Shaunavon in accordance with the instructions contained herein, a Criminal Code (Canada) Summons will be issued commanding you to appear in Court with respect to this matter.