

TOWN OF LUMSDEN

BYLAW No. 9-2001

Bylaw

Amendments

No. 04/17

No.

No.

No.

Repealed

No.

A BYLAW OF THE TOWN OF LUMSDEN TO PROVIDE FOR THE COLLECTION AND DISPOSAL OF DOMESTIC WASTE AND OTHER REFUSE

The council of the Town of Lumsden, in the Province of Saskatchewan, enacts as follows:

1.0 TITLE

1.1. This Bylaw shall be known and referred to as the "Waste Management Bylaw".

2.0 DEFINITIONS

2.1. In this Bylaw the following definitions shall apply:

2.1.(a). "Dead Animals" means animal carcasses, including slaughterhouse wastes such as offal and blood.

2.1.(b). "Designated Areas" means separate sites within the landfill site set aside for disposal of particular domestic waste or recyclables.

E.g. Domestic Waste -household waste (domestic waste, bulk refuse, mixed loads) shingles, wood (shrubs, branches, stumps, etc.)

Recyclables -cardboard, paper, metal cans, plastic, glass, leaves, grass, used oil, oil filters & batteries, plastic twine

2.1.(c). "Domestic Waste" means putrescible animal, mineral and vegetable waste resulting from the handling, preparation, cooking and consumption of food.

2.1.(d). "Landfill Site" means the Town of Lumsden waste disposal site located on Parcel A, Registered Plan No. CN 3458 in the NE Quarter of Section 28, Township 19, Range 21, West of the Second Meridian and Parcel B, and Registered Plan No. DV 951 in SE Quarter of Section 33, Township 19, Range 21, West of the Second Meridian.

2.1.(e). "Liquid Domestic Waste" means any waste that contains animal, mineral or vegetable matter in solution or suspension.

2.1.(f). "Public Highway" means a road allowance or a road, street, or lane, set aside for such purpose and includes the entry road to the landfill site, a bridge, culvert, drain or other public improvement erected upon or in the connection with such public highway.

2.1.(g). "Public Works Supervisor" means Town Foreman, or the individual hired by Council to supervise all employees working in the Public Works Department.

2.1.(h). "Recyclables" means cardboard, white paper, newspaper, mixed paper, metal cans, plastic, glass, leaves, grass, used oil, oil filters & batteries.

2.1.(i). "Refuse" means all wastes including domestic waste rubbish and street cleanings but not liquid domestic waste.

2.1.(j). "Scavengers" are persons authorized by Town Council to collect domestic waste for removal to the landfill site.

2.1.(k). "Trade Refuse" means recyclable paper products, plastic products, glass products and aluminum and metal cans.

2.1.(l). "Whites" means large metallic objects such as major appliances, water heaters, stoves, furnaces, washers, dryers, refrigerators, deep freezers, dishwashers, bed springs, fencing, gates, etc..

2.1.(m). "Yard Waste" means wood, trees, shrubs, stumps, branches, leaves and grass.

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3.0 LANDFILL SITE ACCESS

- 3.1. Refuse, recyclables, whites and yard wastes in the Town of Lumsden and surrounding Rural Municipality of Lumsden No. 189 that are being removed to the landfill site, shall be by:
- 3.1.(a). An *employee* of the Council; or
 - 3.1.(b). Any *person who has been awarded a tender or entered into a contract* with the Council and requires access for that purpose; or
 - 3.1.(c). *Approved Municipal and Commercial Haulers* with agreements approved by Council; or
 - 3.1.(d). *Residents of the Town of Lumsden* allowed on designated days; or
 - 3.1.(e). *Residents of the Rural Municipality of Lumsden No. 189* allowed on designated days; or
 - 3.1.(f). *Bona fide Users (including contractors)* allowed on designated days that pay the required tipping fee for disposal privileges.

4.0 COLLECTION OF WASTE

- 4.1. All domestic waste, whether consisting of animal, mineral, vegetable or other substance, and providing the same contains no liquid domestic wastes, for the purpose of being collected and taken to the landfill site shall be kept in covered, fly-proof and watertight containers of not over 65 liters by volume.
- 4.2. Containers for reception of garbage shall be securely fastened on a stand or hanger in a manner that will preclude it from being ravaged by animals; and kept in a convenient place for removal by authorized persons.
- 4.3. If the owner, after receiving notice from the Administration to provide proper waste and refuse receptacles, neglects to do so. Council may order the scavenger, public works staff, or other person(s) contracted by the Council to cease gathering refuse until this bylaw is complied with.
- 4.4. All removal of *whites* and *yard wastes* shall be the responsibility of the landowner for disposal at the landfill site.
- 4.5. All removal of *recyclables* shall be the responsibility of the landowner for disposal at the landfill site. The landowner is encouraged to either dispose the recyclables in the proper *designated areas at the landfill site*, or in designated bins at the recycle depot located at 105 Second Avenue East.
- 4.6. *Whites* and *yard waste* shall not be permitted to accumulate for any longer than two weeks at a time on the landowner's property.
- 4.7. Businesses and Residents are strongly encouraged to bring recyclable refuse to the recycling depot, however, trade refuse, such as papers, paper boxes, straw or other packing 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 in such a manner that they can not be opened by children or ravaged by animals and that the contents can not be blown around by wind.

5.0 DISPOSAL OF SCRAP TIRES

- 5.1. A fee in accordance with "*Appendix B*", will be charged for each scrap or used tire deposited at the municipally owned landfill site, located on Parcel A, Registered Plan No. CN 3458 in the NE Quarter of Section 28, Township 19, Range 21, West of the Second Meridian and Parcel B, and Registered Plan No. DV 951 in SE Quarter of Section 33, Township 19, Range 21, West of the Second Meridian.
- 5.2. A person who contravenes the provisions of this bylaw is guilty of an offence and upon summary conviction shall be liable to the penalty provided for by the General Penalty bylaw of the municipality.

6.0 PUBLIC PREMISES

- 6.1. The proprietor or manager of garages or filling stations shall keep the premises free from accumulation of junk, trade litter, cans, old tires, or refuse by keeping same in a rack or truck or other container and removing same regularly to the landfill sites at the expense of the proprietor or manager.
- 6.2. The proprietor or manager of every plumbing and heating shop, garage, vehicle repair shop or any similar establishment shall keep the premise 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 to the landfill sites at the expense of the proprietor or manager.
- 6.3. The proprietor or manager of all cafes, restaurants and similar eating establishments shall use only approved covered garbage cans described in Section 3 subsection (a) or otherwise approved by the Public Works Supervisor for the storage of table and kitchen wastes.

7.0 LANDFILL OPERATION

- 7.1. Absolutely no burning is allowed at the landfill site unless authorized to do so by the Public Works Supervisor or his representative and a permit is received from Saskatchewan Environment and Resource Management.
- 7.2. Subject to section 3.0, the landfill shall be accessible to individuals, and the *Hours of Operation* for the landfill shall be prescribed in the attached Appendix "A".
 - 7.2.(a). The hours of operation shall be posted at the landfill site;
 - 7.2.(b). An attendant shall be present during the hours of operation, to ensure that authorized users do not neglect, refuse or fail to undertake any of the provisions of this bylaw;
 - 7.2.(c). The attendant shall also collect and immediately upon completing that days work, submit all tipping fees to the Town Office;
 - 7.2.(d). Council may change these hours from time to time by resolution.
- 7.3. No person shall deface, destroy, or alter any signs, gates or fencing at the landfill site.
- 7.4. All domestic waste, refuse, yard wastes, whites and dead animals shall be deposited in the designated areas of the landfill site.
- 7.5. No person shall place, dump or dispose of any domestic waste, refuse, whites, or bulk refuse in, near or over the gate at the landfill site, or on any public highway.
- 7.6. No manure, grain, petroleum wastes, and other comparable wastes shall be deposited at the landfill site.
- 7.7. Dead animals shall be disposed of in a trench in the designated area for dead animals. The owner is responsible for immediate covering of the dead animal. Permission must be received from the Public Works Supervisor or Town Administrator before any animal is disposed of at the landfill site.
- 7.8. Liquid domestic wastes shall not be deposited in the landfill site. Subject to the approval of Saskatchewan Environment and Resource Management, liquid domestic wastes shall be disposed of by:
 - 7.8.(a). Tanking and depositing into an approved sewage disposal system;
 - 7.8.(b). Spreading and incorporating into agricultural land with the approval of Saskatchewan Environment and Resource Management and the landowner.



8.0 SCAVENGING FROM LANDFILL

8.1. No person shall remove, disturb, or take away any material, object or thing from the landfill site without written permission from the Public Works Supervisor, Town Administrator or Council. The Town shall own and have the sole right to dispose of all refuse collected and delivered to the landfill site.

9.0 APPROVED HAULERS

9.1. *Approved Municipal Haulers* and *Approved Commercial Haulers* (with up-to-date agreements) are as prescribed in attached Appendix "A", which may be changed from time to time by resolution of Council.

9.2. All agreements that Council enters into with *Approved Municipal and Commercial Haulers* shall be marked as Exhibit "A", and attached hereto to form a part of this bylaw.

9.3. Tipping fees to be collected by the landfill attendant or Town Administration are as set out in the attached Appendix "B". These fees may be changed from time to time by resolution of Council, and shall be posted at the landfill site.

9.4. No person shall operate any vehicle transporting domestic waste, refuse or rubbish 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

10.0 PENALTIES

10.1. If any person fails, neglects or refuses to do anything that is required by this bylaw, the Council at the expense of the person may do such thing in default and the Town may recover the expense thereof, with costs, in any court of competent jurisdiction or in like manner as municipal taxes.

10.1.(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 less than \$50.00 nor more than \$500.00.

10.1.(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 he/she shall be liable on summary conviction to a further penalty of not less than \$10.00 nor more than \$50.00 for each day after the first penalty is imposed until he/she has complied with the provisions of this bylaw.

11.0 REPEAL

11.1. Bylaw No. 5-2001 of the Town of Lumsden is hereby repealed.

12.0 EFFECTIVE DATE

12.1. This bylaw shall come into force and effect on the day it is approved by Saskatchewan Environment and Resource Management.

<i>Read a first time this</i>	-	10 th Day of <u>September</u> , 2001.
<i>Read a second time this</i>	-	10 th Day of <u>September</u> , 2001.
<i>Read a third time this</i>	-	22 nd Day of <u>October</u> , 2001.

(SEAL)

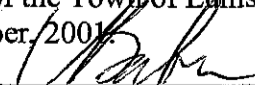


Mayor



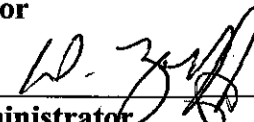
Administrator

Certified to be a true copy of Bylaw No. 9-2001 adopted by the council of the Town of Lumsden on the 22nd day of October, 2001.



Mayor

(SEAL)



Administrator

TOWN OF LUMSDEN

APPENDIX "A" TO BYLAW NO. 9-2001

LANDFILL HOURS OF OPERATION

HOURS OF OPERATION:

SUMMER HOURS –(April 15th to October 15th)

MONDAY	5:00 p.m. – 8:00 p.m.
WEDNESDAY	10:00 a.m. – 4:00 p.m.
THURSDAY	5:00 p.m. – 8:00 p.m.
SATURDAY	10:00 a.m. – 4:00 p.m.

WINTER HOURS –(October 16th to April 14th)

MONDAY	3:00 p.m. – 6:00 p.m.
WEDNESDAY	10:00 a.m. – 4:00 p.m.
THURSDAY	3:00 p.m. – 6:00 p.m.
SATURDAY	10:00 a.m. – 4:00 p.m.

- The Landfill Site shall be open during the above days and times each week, including days falling on Statutory or Civic Holidays.
- Council may, at their discretion, alter the above days and times by resolution
- The Landfill Site shall remain closed when the authorized hours of operation fall on Christmas Eve or Christmas Day.
- Approved Municipal and Commercial Haulers may have access to the landfill Site at other times than indicated above, by signing for the Landfill Site key at the Town Office.

LANDFILL APPROVED HAULERS

APPROVED MUNICIPAL HAULERS:

- 1.0 TOWN OF LUMSDEN
- 2.0 R.M. OF LUMSDEN NO. 189
- 3.0 RESORT VILLAGE OF SASKATCHEWAN BEACH

* -Tipping fees to be paid in accordance with this bylaw or rates prescribed in the signed agreement.

APPROVED COMMERCIAL HAULERS:

- 1.0 CANADIAN WASTE INC.
- 2.0 DEER VALLEY DEVELOPMENTS INC.
- 3.0 ROY'S LOADER SERVICE
- 4.0 SASK POWER CORPORATION
- 5.0 CONTINENTAL DEVELOPMENTS LTD.
- 6.0 SOUTHPAW CARPENTER

* -Tipping fees to be paid in accordance with this bylaw or rates prescribed in the signed agreement.

All Accounts established for Approved Municipal and Commercial Haulers, subsequent to the signing of an agreement with Town Council, are to be paid at the Town Office during regular office hours.

The Town, through the Public Works Supervisor or Landfill Attendant, reserves the right to refuse permission to deposit any part of or all of the refuse the Approved Hauler brings to the Landfill Site, If, in the judgment of the Public Works Supervisor, the material in question does not meet the requirements specified in Bylaw 9-2001.

UB 12.3

TOWN OF LUMSDEN

APPENDIX "B" TO BYLAW 9-2001

SCHEDULE OF LANDFILL TIPPING FEES

The Landfill Tipping fees stated below apply to all Users who are not Approved Municipal or Commercial Haulers (see Appendix "A").

Mixed Loads

Small Items	\$ 5.00 per load
½ Tons & Utility trailers	\$15.00 per load
¾ Tons – 1 Ton Truck	\$30.00 per load
2 Tons & Over	\$75.00 per load

SCRAP/USED TIRES

Passenger Car & smaller	\$ 5.00 per tire
Truck or Semi-Trailer	\$ 7.00 per tire
Agricultural Equipment	\$12.00 per tire
Mining Vehicles/Equip.	\$40.00 per tire

Mixed Loads includes the following waste:

- Household waste that is not contained in bags,
 - Carpet, T.V., Sofas, Furniture, Mattresses, Burning Barrels, etc.,
- Bulk refuse (incl. -Concrete mixed with wood, metal or plastic rubble),
- Shingles and insulation,
- Dead animals –\$15.00 per animal (buried in trench and covered immediately)
- Wood, metals and recyclables that are not sorted for disposal in specified designated areas.

-Cash or cheque shall be accepted as payment of tipping fees.

The Town, through the Public Works Supervisor or Landfill Attendant, reserves the right to refuse permission to deposit any part of or all of the refuse the Approved Hauler brings to the Landfill Site, If, in the judgment of the Public Works Supervisor, the material in question does not meet the requirements specified in Bylaw 9-2001.

WASTE EXEMPT FROM TIPPING FEES:

- Bagged waste shall be allowed into the Landfill Site at no charge,
- Lawn and garden vegetation shall be allowed into the Landfill Site at no charge,
- Recyclables sorted and disposed in specified designated areas at the site shall be allowed at no charge.

Appendix "B" replaced by Bylaw # 24/17