BY-LAW #2670/11
OF
THE CITY OF CAMROSE
PROVINCE OF ALBERTA

A BY-LAW OF THE CITY OF CAMROSE for the purpose of regulating, controlling and maintaining a system for the collection, removal and disposal of solid waste within the City of Camrose.

WHEREAS pursuant to the Municipal Government Act, R.S.A. 2000, Chapter M-26, and amendments thereto authorizes a Council to pass by-laws for the purpose of regulating, controlling and maintaining a system and schedule of rates for the collection, removal and disposal of solid waste within the City of Camrose.

AND WHEREAS pursuant to the Municipal Government Act, R.S.A. 2000, Chapter M-26, and amendments thereto authorizes a Council to enact a bylaw respecting the matter of public utilities.

AND WHEREAS waste management is defined as a public utility in the said statute.

AND WHEREAS it is deemed expedient by the Council of the City of Camrose to pass a by-law for certain waste collection and disposal within the City of Camrose.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF CAMROSE, DULY ASSEMBLED, ENACTS AS FOLLOWS:

SECTION 1
SHORT TITLE

1.1 This by-law may be cited as **"The Waste Collection and Disposal"** By-Law.

SECTION 2
DEFINITIONS

2.1 "Additional waste tag" means a tag that residents must purchase from the City of Camrose and affix to the waste container to obtain collection services from any waste receptacle exceeding the "bag" limit per residential premises per collection day as set out within this bylaw.

2.2 "Ashes" means the residue or material remaining after a substance has been burned, whether such substance has been completely burned or not.

2.3 “Bag” means a container having a capacity of between 60 liters and 100 litres and as described in the definition of receptacle under this bylaw.

2.4 “Bag limit” means the limit of acceptable numbers of receptacles as set forth under section 7.7 of this bylaw.

2.5 “Brown Paper Yard Waste Bag” means a non-reusable double lined brown paper bag available for use in the municipal compost collection program.

2.6 “Box” means a square or rectangular container with stiff sides.

2.7 “Cardboard Box” means a three layer corrugated fiber square or rectangular package.

2.8 “City” means the municipal corporation of the City of Camrose.

2.9 “General Manager Engineering Services” means a municipal official appointed by Council as the General Manager Engineering Services or anyone appointed to act in his stead.

2.11 “Collection area” means the location within the corporate limits of the City from which residential waste collection shall be undertaken and where there is a minimum of one dwelling unit per hectare and such dwellings are adjacent to areas where collection of waste is already established.

2.12 “Collection Day” means the day or days on which waste is regularly collected from specific premises.

2.13 “Collector” means any person authorized by the City to collect, remove and dispose of waste pursuant to this Bylaw.

2.14 “Commercial Container” means a metal bin of 2 to 40 cubic yard capacity that is mechanically emptied of bulk waste.

2.15 “Commercial Property” means all properties other than residential properties as defined in this bylaw.

2.16 “Compost Container” means one or a combination of the following:

2.16.1 Non-reusable double lined brown paper yard waste bag.

2.16.2 Non-reusable clear plastic or paper bag, designed and labeled by the manufacturer “compostable”.

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2.16.3 Other approved compostable container designated by the General Manager Engineering Services and labeled by the manufacturer “compostable”.

2.17 “Compostable” means clean organic plant matter as defined under “Limited Kitchen Organic Waste” and “Yard Waste” of this bylaw.

2.18 “Council” means the Municipal Council of the City.

2.19 “Dwelling Unit” means a complete building or self contained portion of a building intended for the domestic use of one or more individuals living a single housekeeping unit, with cooking, eating, living, sleeping and sanitary facilities.

2.20 “Enforcement Officer” means any Peace Officer, or By-law Enforcement Officer.

2.21 “Hazardous Goods” means any substance, which is capable of causing bodily harm to any person handling, or coming in contact with, such substance or a substance which requires special handling because of health, safety or environmental concerns.

2.22 “Landfill” means an area designated by the City where the public may bring and deposit approved types of waste material.

2.23 “Lane” means a roadway located at the rear of any property and shall include all the land from the property line on one side of such roadway to the property line on the opposite side of said roadway.

2.24 “Limited Kitchen Organic Waste” means organic food waste generated in the kitchen of a residential unit and includes but is not limited to fruit and vegetable and their peelings or like spoilage waste or decomposting matter.

2.25 “Occupant” means any person who occupies a premise or land and, without restricting the generality of the foregoing, including every resident, tenant, owner, general contractor or builder.

2.26 “Person” means any business, or partnership, or firm, or body corporate, owner or occupant of a residence and includes any individual.

2.27 “Receptacle” means:

2.27.1 a sturdy metal or firm plastic container capable of reliably holding up to 20 kg of contents when lifted, with a capacity of between 60 litres and 100 litres being in good condition which has been manufactured for the purpose of containing refuse and which is waterproof and equipped with two fixed handles and a cover or lid which will prevent animals or birds from gaining access to the contents thereof, or

2.27.2 a sturdy disposable plastic bag, securely tied at the top when set out for collection, capable of reliably holding up to 20 kg of contents when lifted, with a capacity of between 60 litres and 100 litres, or

2.27.3 a sturdy disposable box capable of reliably holding up to 20 kg of contents when lifted, with a capacity of between 60 litres and 100 litres securely closed when set out for collection.

2.28 “Residential Property” means property on which is located a low density residential building containing a maximum of four (4) dwelling units and includes mobile home subdivision properties but does not include mobile home parks, hotels, hospitals, motels or institutional facilities.

2.29 “Trade Refuse” means and includes every kind of waste material from a commercial or industrial establishment including warehouses, factories, stores, cafes, eating houses, wholesale or retail business places and office blocks where the establishment occupies all or part of a building having mixed uses and also includes material from the work of constructing, repairing decorating, clearing or grading a building or premises, but does not include waste material from a dwelling, apartment block or apartment house where only residential uses exist.

2.30 “Solid Waste” means any discarded or abandoned organic or inorganic material or material which the health regulations or the amenities of the area in which it exists, require that it be removed, and which, without limiting the generality of the foregoing includes Waste, Garbage, Refuse, Trade Refuse, Compostables and Ashes.

2.31 “Yard Waste” means clean organic plant matter which will decompose biologically and includes but is not necessarily limited to grass cuttings, shrubbery and hedge pruning’s (excluding tree branches, stumps, roots and logs) leaves, soft plant roots, vegetable stalks, weeds, and garden waste that can be effectively composted.

SECTION 3
RESIDENTIAL WASTE COLLECTION FEE

3.1 All residential properties within the collection area shall be levied residential waste collection and disposal fees as established by Council from time to time.

3.2 All residential customers while in account with the City for water service are deemed to be in account for waste collection services.

3.3 A person residing in a part of the City that is not in the collection area may arrange for the collection of solid waste with the General Manager Engineering Services on a cost of service basis or at such rates as may be applicable.

3.4 Residential waste fees shall be added to and form part of the City of Camrose Utility Bill and shall be due and payable on or before the due date shown on the Utility Bill.

3.5 A penalty charge, shall be levied on any unpaid amount which is outstanding after the due date.

3.6 Enforcement of payment of any charges or fees or rates levied pursuant to this By-Law may be any or all of the following methods, namely:

3.6.1 by action in any court of competent jurisdiction;

3.6.2 by shutting off the utility service being supplied to the consumer, or discontinuing the service thereof;

3.6.3 by distress and sale of goods and chattels of the person owing such charges, fees or rates, wherever they may be found in the City;

3.6.4 by entering the account on the assessment and tax roll of the City where the consumer is the owner of the premises being served;

3.6.5 by referral to a Financial Collection Agency acting on behalf of the City of Camrose.

3.7 The tag for additional solid waste receptacles or bags that shall accompany the receptacle at the time of collection may be purchased from the City of Camrose.

SECTION 4
ADMINISTRATION OF RESIDENTIAL WASTE COLLECTION AND DISPOSAL SERVICE

4.1 The collection of solid waste refuse shall be supervised by the General Manager Engineering Services and any decision made by him respecting the collection of solid waste shall be in accordance with this by-law.

4.2 In the event that there is any conflict with respect to any decision made by the General Manager of Engineering Services under the provisions of this section, a person may appeal such decision to Council and the decision of Council shall be final.

4.3 The General Manager of Engineering Services may authorize the collection of solid waste as often as he deems necessary and for the purpose of this subsection he has full authority to specify what types of solid waste shall or shall not be collected by the City.

SECTION 5
WASTE COLLECTION GENERAL

5.1 The City shall maintain a system for the collection, removal and disposal of solid waste refuse from residential properties.

5.2 The City of Camrose may enter into a contract with any person for the collection of all or a portion or specific types of solid waste within the City Limits.

5.4 The City shall not be responsible for the collection or disposal of any solid waste generated on any tax exempt, commercial, industrial or institutional property as designated in the Camrose Land-Use By-Law.

5.5 All persons requiring a higher level of service or the collection of materials not covered under this By-Law herein may make their own arrangements for collection and disposal of solid waste.

5.6 Nothing in this By-law shall prevent any person from making his own arrangements for the disposition of solid waste provided that no Federal Statute or Provincial Act or Municipal By-Law is being contravened subject to section 3 of this By-Law.

5.7 The City shall not be obligated to collect any solid waste at any premises where the provisions of this by-law are being contravened, and the occupant of such premises shall be so notified by the City.

5.8 All residential properties within the collection area and City owned or operated buildings and facilities shall have their solid waste removed by collectors engaged by the City to provide such service at regular intervals established by Council.

5.9 When a dwelling or apartment house contains a commercial or industrial establishment that generates solid waste, all solid waste from that facility will be removed at the expense of the owners.

5.10 Any commercial or industrial property which does not have its solid waste removed in a manner satisfactory to the Enforcement Officer, shall be charged for costs incurred by the City to have the solid waste removed and disposed at the sanitary landfill.

5.11 No collection will be made where there is a threat of harassment of or interference with a collector by dogs or other animals running at large.

5.12 No persons, other than those authorized under the provisions of this bylaw, shall interfere with or disturb the contents of a waste receptacle after the same has been placed for collection.

5.13 The collector shall not be responsible for the cleanup of waste spilled by the owner or resulting from the waste being stored in insecure waste receptacles.

5.14 The municipality will not be responsible for any damages to waste receptacles.

SECTION 6
LOCATION OF RECEPTACLES AND CONTAINERS

6.1 Every owner of residential property in the City, where a lane exists at the rear of said property, shall for the purpose of containing solid waste receptacles, place a stand or enclosure on the rear of the property adjacent to the lane or as directed by an Enforcement Officer.

6.2 A stand shall not be required if the owner of residential property places receptacles adjacent to the lane on only the days on which waste collection is made.

6.3 Solid waste receptacles shall be placed as near as practicable to the lane abutting the property in order to provide the collector unobstructed and convenient access thereto.

6.4 In cases where other special conditions exist which make impractical the keeping of solid waste receptacles at the above locations, such receptacles shall be located at a reasonable place for pickup.

6.5 Where no lane exists at the rear or side of a residential property, the occupant of such property shall place receptacles as near as possible to the roadway at the front of the property, without obstructing the sidewalk or as directed by an Enforcement Officer and the receptacles shall be so placed, and allowed to remain, only on collection day.

6.6 Every person who fails to comply with the provisions of this section shall be responsible for the disposition of all waste which has been generated on such property.

6.7 Every person shall ensure that all solid waste set out for collection is located so as not to impede or obstruct pedestrian or vehicular traffic or road maintenance operations or so as to endanger the safety of a solid waste collector or any other person.

6.8 The General Manager Engineering Services shall be the final authority on placement of waste receptacles/containers in cases of a dispute.

SECTION 7
PREPARATION OF WASTE FOR RESIDENTIAL COLLECTION

7.1 No person shall, within the City:

7.1.1 deposit animal carcasses or parts thereof for disposal with solid waste unless double bagged, sealed and of a weight and dimension stipulated under this bylaw.

7.1.2 place any oil or grease or liquid fat or flammable liquids or other fluid waste for disposal with solid waste.

7.1.3 place any solid waste or any discarded material whatsoever, on any property not his own or occupied by him, except in a sanitary land fill area provided for the disposal of such material, or

7.1.4 place more than 20 kg of solid waste or discarded material in any single receptacle, or use a receptacle having a volume of more than 100 liters.

7.1.5 place any scrap lumber or discarded building materials of any kind with/or as garbage unless contained in boxes or bags, or tied in bundles not more than 1.2 meters in length.

7.1.6 leave receptacles uncovered and thereby allow animals or birds or flies to gain access to the contents.

7.2 The owner or occupant of residential property shall keep the lane in the rear and/or the sidewalk in front of their premises in a clean and tidy condition and free from solid waste.

7.3 No owner or occupant shall permit waste to accumulate loosely on any land or property.

7.4 The owner or occupant of residential property shall ensure that any solid waste is held in receptacles or containers in good condition adequate to contain the accumulation of solid waste originating from such property between collection times.

7.5 The owner or occupant of a residential property within the collection area shall:

7.5.1 provide receptacles for the depositing of yard waste and household solid waste for disposal.

7.5.2 clearly identify waste as being solid waste or yard waste / limited kitchen organic waste as applicable for the collection services;

7.5.3 thoroughly drain all household solid waste and place it in either plastic garbage bags and or securely tie the parcel before disposing in the receptacle;

7.5.4 ensure that waste paper and cardboard if not recycled is securely tied in bundles or tied within bags and placed within or beside receptacles for removal.

7.5.5 ensure that ashes are cold and kept separate when set out for collection;

7.5.5.1 for the purposes of this item, ashes shall not be considered “cold” until at least 5 days after they have been removed from a fire.

7.5.6 at those infrequent intervals when accumulated household solid waste cannot be accommodated within the waste receptacles, place the extra waste accumulated in non-returnable plastic bags or large double ply cardboard box container of sufficient strength to hold the waste contained therein provided:

7.5.6.1 Bags are securely tied at the top and

7.5.6.2 No sharp or pointed or jagged objects placed therein that may puncture or tear or split the bag or box and

7.5.6.3 The bags or boxes are not filled with such bulk or weight as to cause the bags or boxes to split or open when lifted and

7.5.6.4 The bags or boxes are closed to prevent the contents from spilling or being scattered by any means and

7.5.6.5 Boxes are not allowed to become so wet as to collapse or open when moved.

7.5.7 ensure that all receptacles and containers are fitted with covers which must remain closed. The covers must prevent waste spilling or blowing from receptacles or containers.

7.5.8 place all ashes or offal or dung in a separate disposable containers.

7.5.9 place household waste in bags or packages before depositing same in receptacles for disposal

7.5.10 place all weeds and cutting of grasses and shrubs in disposable bags or boxes as approved by the General Manager Engineering Services.

7.5.11 ensure that during winter conditions, no solid waste or limited kitchen organic waste set out for collection is located on top of any snowbank, and that the areas in which such solid waste is located is clear of snow and ice to provide for ready and safe access by any solid waste collector.

7.5.12 keep receptacles clean and free of any substance that will attract flies or other vermin.

7.5.13 place all limited kitchen organic waste or yard waste in an approved non-reusable compostable container as designated by the General Manager Engineering Services and labeled by the manufacturer “compostable”.

7.6 The owner of the container or receptacle who fails to, within 24 hours, pick up waste which has spilled from such containers or receptacles is liable for an offense under the Bylaw.

7.7 The number of waste receptacles or bags to be set out for collection day shall not exceed 4 per residential unit per collection day in 2011, 3 per residential unit in 2012 and 2 per residential unit in 2013, unless additional waste receptacles or bags are accompanied by one additional waste collection tag per additional receptacle or bag.

7.8 There is no limit on the number of limited kitchen organic waste or yard waste receptacles or bags or boxes to be set out for collection.

SECTION 8
PREPARATION OF WASTE FOR COMMERCIAL COLLECTION

8.1 Every occupant of a business or commercial or institutional premises dealing with the sale or processing or preparation of any food shall:

8.1.1 provide sufficient waterproof container to contain all waste resulting from such business,

8.1.2 ensure that such containers are kept covered to prevent any animal or bird from gaining access to the contents thereof,

8.1.3 remove, or cause to be removed, any waste whenever necessary to prevent the emission into the atmosphere of any offensive odors, and

8.14 remove, or cause to be removed, any waste whenever necessary to prevent infestation of flies and other vermin

8.2 Every occupant of a premises on which any commercial or industrial wastes are generated shall:

8.2.1 provide a bin or other suitable enclosure to prevent such waste from being scattered about by any means whatsoever, and

8.2.2 remove, or cause to be removed, to a sanitary land fill area all industrial waste as often as is necessary;

8.2.2.1 to keep such premises from being untidy or unsightly, or

8.2.2.2 to prevent the emission into the atmosphere of offensive odor, or

8.2.2.3 to prevent vermin or pests from inhabiting or frequenting such premises

8.3 The occupant of every business premises not being regulated under the provisions of Sections (8.1) and (8.2) herein, shall:

8.3.1 provide sufficient receptacles to contain all refuse to be disposed of, and

8.3.2 remove, or cause to be removed, to a sanitary land fill area all trade refuse as often as necessary,

8.3.3 keep such premises from being untidy or unsightly, or

8.3.4 prevent the emission into the atmosphere of offensive odor, or

8.3.5 prevent vermin or pests from inhabiting or frequenting such premises

SECTION 9
PROHIBITIONS

9.1 No person shall, within the City:

9.1.1 burn any solid waste.

9.1.2 pick through, or remove, or in any way interfere with any solid on property not his own.

9.1.3 collect waste for use as animal food.

9.1.4 place any hazardous goods with, or as, solid waste for collection.

9.1.5 dispose of any waste from non-residential establishments in receptacles used for disposal of waste intended for residential dwellings.

9.2 The provision of this section shall not apply when a permit has been obtained, from the authority having jurisdiction; to carry on the activity specified on the permit.

SECTION 10
OFFENCES AND PENALTIES

10.1 Every person who contravenes any portion of this By-Law is guilty of an offence and liable on summary conviction to a fine of not less than One Hundred Dollars ($100.00) and not more than Twenty-Five Hundred Dollars ($2,500.00).

10.2 Notwithstanding any other provisions for penalties in this By-Law, an Enforcement Officer may, in lieu of laying any violation ticket in respect to the alleged breach, issue a voluntary penalty ticket in the amount of $50.00 for the first offense or in the amount of $100.00 for a second or subsequent offense to the accused in respect to the said breach and the accused may within seven (7) days of the issuance of such ticket pay such amount.

10.3 In the event that the prescribed voluntary penalty is not paid within the time allotted herein, an Enforcement Officer may thereafter lay a violation ticket in respect to the offense for which the voluntary penalty ticket was issued.

10.4 The Levying and payment of any fines shall not relieve a person from the necessity of paying any fees, charges or costs from which he is liable under the provisions of this By-Law.

11.0 By-Laws # 2197/00, 2174/99, 2100/98, 1959/94, 1387, are hereby repealed.

12.0 This By-Law shall come into force and effect upon the date of the final passing thereof.

READ a FIRST time in COUNCIL this 28th day of February, A.D. 2011.

READ a SECOND time in COUNCIL this 28th day of February, A.D. 2011.

READ a THIRD time and FINALLY PASSED this 28th day of February, A.D. 2011.

_____
MAYOR

_____
GENERAL MANAGER,
CORPORATE AND PROTECTIVE SERVICES

BY-LAW # 2689/11
OF THE
CITY OF CAMROSE
PROVINCE OF ALBERTA

A BY-LAW TO PROVIDE FOR A SCHEDULE OF RATES FOR THE COLLECTION, REMOVAL AND DISPOSAL OF SOLID WASTE AND REFUSE AND YARD WASTE AND LIMITED KITCHEN ORGANIC WASTE FROM RESIDENTIAL PROPERTIES.

WHEREAS pursuant to the Municipal Government Act, R.S.A. 2000, Chapter M-26 and amendments thereto, authorizes a Council to pass By-Laws for the purpose of regulating, controlling and maintaining a system and a schedule of the rates for collection, removal and disposal of solid waste and refuse and yard waste and limited kitchen organic waste within the City of Camrose;

AND WHEREAS it is deemed necessary and expedient by Council of the City to pass a By-Law to establish rates for the collection and disposal of solid waste and refuse and yard waste and limited kitchen organic waste from all residential properties within the City, as defined in The Waste Collection and Disposal By-Law #2670/11.

NOW THEREFORE the Municipal Council of the City of Camrose, duly assembled, enacts as follows:

1. That the following rates for the collection and disposal of residential solid waste and refuse and yard waste and limited kitchen organic waste be established.

RESIDENTIAL SOLID WASTE RATES

Solid Waste Collection Fee	$5.84 per month
Solid Waste Disposal Fee	$3.42 per month
Yard Waste Collection Fee	$3.66 per month
Total Waste Management Fee	$12.92 per month
Additional Collection Tag Fee	$5.00 per tag

PENALTY FEES – PAST DUE ACCOUNTS

A penalty charge of one and one half percent (1 ½%) per month on the total amount remaining unpaid after the due date, shall be added to all utility bill accounts at the close of the business on the due date.

2. This By-Law shall take effect on the 1st day of January 2012 and that By-Law 2665/10 and 2671/11 be rescinded on December 31, 2011.

READ a FIRST time in COUNCIL this 12th day of December, 2011.

READ a SECOND time in COUNCIL this 12th day of December, 2011.

READ a THIRD time in COUNCIL and FINALLY PASSED this 12th day of December, 2011.

MAYOR

CITY MANAGER