

**Town of Raymond
Bylaw 976-10
Waste Management**

**A BYLAW OF THE TOWN OF RAYMOND, IN THE PROVINCE OF ALBERTA,
RESPECTING THE REGULATION AND MANAGEMENT OF WASTE AND REFUSE**

WHEREAS the Town Council has determined it is expedient to establish a Waste Management Bylaw for the Town of Raymond;

AND WHEREAS the *Municipal Government Act*, R.S.A. 2000, c.M-26, as amended, provides the Town Council with the authority to deal with the accumulation, transportation and disposal of waste;

NOW THEREFORE, under the authority and subject to the provisions of the *Municipal Government Act*, R.S.A. 2000 c.M-26, as amended, Town Council for the Town of Raymond, duly assembled enacts as follows:

PART I – INTERPRETATION

1.1 This Bylaw may be referred to as the “Waste Management Bylaw”.

PART 2-APPLICATION

2.1 This Bylaw applies to all Waste produced, generated, located or transported within the boundaries of the Town.

PART 3- DEFINITIONS

Unless the context otherwise indicates, the following terms have the following definitions for the purpose of this Bylaw:

- 3.1 “Alley” means a narrow laneway intended chiefly to give access to the rear of buildings and parcels of land;
- 3.2 “Bylaw Enforcement Officer” means a Person appointed by the Town pursuant to Section 555 of the *Municipal Government Act*;
- 3.3 “CAO” means the Chief Administrative Officer for the Town appointed by Council in accordance with the *Municipal Government Act*;
- 3.4 “Council” means the Municipal Council of the Town of Raymond;

- 3.5 “Designated Officer” means a person appointed pursuant to Section 210(1) of the *Municipal Government Act*;
- 3.6 “Disposal Site” means any location designated by the Town for the disposal of Waste or any other location approved by Alberta Environment for the disposal of Waste;
- 3.7 “Garbage” has the same meaning as “Waste”;
- 3.8 “*Municipal Government Act*” means R.S.A. 2000, Chapter M-26, as amended or repealed and replaced from time to time;
- 3.9 “Municipal Tag” means a notice issued by the Town pursuant to Section 7 of the *Municipal Government Act*, for the purpose of providing a Person with an opportunity to acknowledge a contravention of this Bylaw, and to pay a penalty directly to the Town, in order to avoid prosecution for the contravention;
- 3.10 “Occupant” means a Person occupying Premises, including an Owner, lessee or licensee, or anyone who has actual use, possession or control of the Premises including a general contractor with respect to a Construction Site;
- 3.11 “Owner” means the registered owner of real property;
- 3.12 “Person” includes any individual, firm, partnership or body corporate;
- 3.13 “Premises” means real property and all buildings, structures and improvements thereon;
- 3.14 “Road” means land shown as road on a plan of survey that has been filed or registered in a land titles office;
- 3.15 “Town” means the municipal corporation of the Town of Raymond, or the geographical area of the Town, as applicable;
- 3.16 “Violation Ticket” means a ticket issued pursuant to Part II of the *Provincial Offences Procedure Act* R.S.A. 2000, Chapter P-34;
- 3.17 “Waste” means any discarded refuse including, but not limited to, such items as dry waste, food waste, construction waste, and yard waste generated by any residential, commercial or industrial property;
- 3.18 “Waste Management Policy” means the standard of practice of solid waste collection followed by the Town of Raymond as outlined in Appendix “B”.

PART IV- AUTHORITY OF THE CAO

- 4.1 The CAO is responsible for the administration and enforcement of this Bylaw, and may delegate this authority and he/she, in his/her sole discretion, deems appropriate.

PART V- RESTRICTED AND PROHIBITED WASTE

- 5.1 Any Person who breaches any of the sections in this Part of the Bylaw shall be responsible for all costs incurred in eliminating any pollution or contamination of the Disposal Site or any other property in the Town and shall make payment of same to the Town on demand for same. Payment of such costs or payments will not exempt the Person from prosecution for contravention of this Bylaw.

PART VI- GENERAL PROVISIONS

- 6.1 No Person shall dispose of Waste other than in accordance with the terms of this Bylaw and the Waste Management Policy or at a Disposal Site appropriate for the type of Waste being disposed.
- 6.2 Whenever in this Bylaw it is directed that an Owner, Occupier, or Person shall do any manner of thing, then in default of its being done by such person, the same may be done by the Town at the expense of such person and the Town may recover the expense thereof with costs in any Court of competent jurisdiction or in like manner as municipal taxes.
- 6.3 Any Person who disposes of Waste contrary to the provisions of this Bylaw or the Waste Management Policy is guilty of an offence and, in addition to any other penalty or fine that may be imposed, is responsible for the cost of removing the Waste and the proper disposal of the Waste.
- 6.4 Nothing contained within this Bylaw relieves any Person from complying with any Federal, Provincial or municipal law, regulation, bylaw, permit, order, consent or other direction.
- 6.5 Every provision of this Bylaw is independent from all other provisions. If any provision of this Bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

PART VII – OFFENCES AND PENALTIES

Designated Officers

- 7.1 The CAO and Bylaw Enforcement Officers are Designated Officers for the purposes of inspection and enforcement under this Bylaw.
- 7.2 Where a Designated Officer finds that an Owner, Occupant, Consumer or Person is contravening any provision of this Bylaw, in addition to any other remedy provided, the

Designated Officer may issue an Order to the Owner, Occupant, Consumer or Person responsible for the contravention pursuant to Section 545 or 546 of the *Municipal Government Act*, as applicable, directing that the Owner, Occupant, Consumer or Person responsible for the contravention or any or all of them take the steps necessary to remedy the contravention in a time period set by the Designated Officer.

Inspection

- 7.3 A Designated Officer under this Bylaw has the right to enter upon and inspect any Premises for the purposes of determining compliance with and enforcing this Bylaw in accordance with Section 542 of the *Municipal Government Act*.

Offences

- 7.4 Any Person who contravenes any provision of this Bylaw is guilty of an offence and is liable, upon summary conviction, to the applicable penalties set out in Appendix "A".
- 7.5 Any Person who provides false information to the Town, the CAO, a Designated Officer or to any other person empowered to enforce the terms of this Bylaw, is guilty of an offence and, upon summary conviction, shall be liable to the applicable penalties set out in the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34, and any amendments and regulations thereto, and the Town's Fee Schedule, as established by Council from time to time.

Municipal Tags

- 7.6 A Bylaw Enforcement Officer is hereby authorized and empowered to issue a Municipal Tag to any Person whom the Bylaw Enforcement Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 7.7 A Municipal Tag shall be served upon such Person personally, or in the case of a corporation, by serving the Municipal Tag personally upon the Manager, Secretary or other Officer of the corporation, or a person apparently in charge of a branch office, or by mailing a copy to such Person by registered mail.
- 7.8 Where personal service cannot be affected upon a Person, the Bylaw Enforcement Officer may serve the Municipal Tag by leaving the Tag with a Person on the Premises who has the appearance of being at least eighteen (18) years of age.
- 7.9 A Municipal Tag shall be in a form approved by Council, and shall contain the following information:
- a) The name of the Person to whom the Municipal Tag is issued;
 - b) The date of issuance;
 - c) A description of the offence, the section number of the Bylaw, and the date on which the offence occurred;

- d) The appropriate penalty for the offence as specified in the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34, and any amendments and regulations thereto, and the Town's *Rates Bylaw*, as established by Council from time to time;
 - e) That the penalty shall be paid within prescribed time; and
 - f) Any other information as may be required by the CAO from time to time.
- 7.10 Where a Municipal Tag has been issued pursuant to Section 8.5, the Person to whom the Municipal Tag has been issued, may, in lieu of being prosecuted for the offence, pay to the Town, the penalty specified on the Municipal Tag, within the time period provided.
- Violation Tickets

Violation Tickets

- 7.11 In those cases where a Municipal Tag has been issued and the penalty specified on the Municipal Tag has not been paid within the prescribed time, the Bylaw Enforcement Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the *Provincial Offences Procedure Act*.
- 7.12 Notwithstanding Section 8.6 above, a Bylaw Enforcement Officer is hereby authorized and empowered to immediately issue a Violation Ticket to any Person whom the Bylaw Enforcement Officer has reasonable grounds to believe has contravened any provision of this Bylaw, notwithstanding that a Municipal Tag has not first been issued.
- 7.13 Where a Violation Ticket has been issued to a Person pursuant to this Bylaw, that Person may plead guilty to the offence by submitting to a Clerk of the Provincial Court, the specified penalty set out on the Violation Ticket at any time prior to the appearance date indicated on the Violation Ticket.

PART VIII – NOTICES

- 8.1 Unless a provision of this Bylaw dictates otherwise, any notice required to be given pursuant to this Bylaw may be given by registered mail, personal service, or by posting the notice at a location on the premises where the notice is likely to come to the attention of the Person to whom it has been issued.

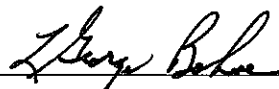
Bylaw No. 891-02 is hereby repealed.

This Bylaw shall come into full force and effect on the date of its third and final reading.

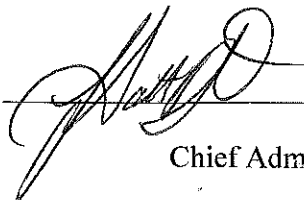
READ a first time this the 1st day of June, 2010.

READ a second time this the 15th day of June, 2010.

READ a third and finally passed this the 15th day of June, 2010.



L. George Bohne
Mayor



J. Scott Barton
Chief Administrative Officer

Appendix "A"
Fines and Penalties

The fine for violating any provision of this Bylaw is as follows:

- a) \$500.00 for the first offence,
- b) \$600.00 for the second offence, and
- c) \$750.00 for the third and all subsequent offences.

Appendix "B"
WASTE MANAGEMENT POLICY
MOTION #

PURPOSE:

To delineate all of the details related to the collection and disposal of waste for businesses, commercial institutions and residents within the Town of Raymond.

POLICY STATEMENT:

The Town of Raymond Waste Management Policy will outline all of the requirements, rules and details for businesses, commercial institutions and residents to dispose of their waste through the Town's programs including collection, the 4th Monday Clean-Up Day program and Transfer Station.

WASTE COLLECTION

PROCEDURE:

General Rules

In order to establish a standardised method of collecting waste the Town and Town businesses, commercial institutions, and residents shall adhere to the following regulations:

1. Waste includes:
 - a) Wet or dry offal refuse, animal and vegetable matter created from a domestic or commercial kitchens, stoves, or ovens.
 - b) Waste or trash created from domestic activities
 - c) Waste or trash from lawn and gardens excluding dirt

2. Waste does not include:
 - a) Automobile bodies
 - b) Trees
 - c) Manure
 - d) Dead Animals
 - e) Any larger object that does not fit into a Town issued 369L waste collection cart.
 - f) Dangerous, toxic or hazardous waste
 - g) Concrete
 - h) Dirt

3. Every residency shall be provided with one 369L Waste Collection Cart provided by the Town.

4. Every residency shall only use the Town issued Waste Collection Cart for the disposal of their waste.

5. Every Town issued Waste Collection Cart shall be the sole responsibility of the property owner.

6. If a Town issued Waste Collection Cart is lost, stolen, damaged, or another Waste Collection Cart is required the replacement cost shall be absorbed by the property owner.

7. All waste that is deposited into the Town issued Waste Collection Cart shall be bagged in a plastic bag tied at the top and shall fit into the Waste Collection Cart so that the lid can close.
8. Every residency on their collection day shall:
 - a) Place only the Town issued Waste Collection Cart within ten (10) feet of the curb or traveled area of the street before 8:00 a.m. with the arrow (on the lid of the Waste Collection Cart) facing the street.
 - b) Ensure that there is nothing that would obstruct the automated pickup of the Waste Collection Cart by ensuring that there is nothing located directly in front of the Waste Collection Cart and that there is nothing found within a one meter circumference of the Waste Collection Cart.
 - c) Ensure that the Waste Collection Cart is returned to their property before 8:00 a.m. the following day
9. If a residency is not in adherence to section 8 the cart will not be picked up on that day or any other day of the week and will only be picked up on the next scheduled collection day if it is in adherence to Section 8.
10. The Town of Raymond will collect waste weekly according to the following schedule and according to Appendix A.

Monday:	All commercial, institution and large container pickups
Tuesday:	All residential pickups in the area between the north side of 100N to the most northern Town boundary and from the east side of Broadway to the eastern Town boundary
Wednesday:	All residential pickups in the area between the south side of 100N to the southern Town boundary and from the east side of Broadway to the eastern Town boundary
Thursday:	All residential pickups in the area between the south side of 100N to the southern Town boundary and from the west side of Broadway to the western Town boundary. All commercial, institution and large container pickups throughout the Town of Raymond
Friday:	All residential pickups in the area between the north side of 100N to the northern Town boundary and from the west side of Broadway to the western Town boundary

11. If a scheduled pickup as outlined in Section 10 falls upon a statutory holiday the waste shall be collected on the next business day.

4th MONDAY CLEAN-UP DAY PROGRAM

The Town of Raymond Clean-Up Day program is a special pick-up service whereupon residents book and pay for the pick-up of unwanted goods by Operational Services.

PROCEDURE:

General Rules

12. Designated pick-up days are the fourth Mondays of April, May, July, August, September and October.
13. Residents need to book at the Town Office or online via raymondgetactive.ca in order for their discarded goods to be picked up.
14. A charge of \$10 per pick up will be instituted.
15. Payment must be made at the Town Office or online via raymondgetactive.ca.
16. All payments and bookings must be made before 4:30 pm by the Friday preceding the fourth Monday of the month.
17. Garbage must be set out at the curb of the resident's driveway before 8:00am on the designated pick-up day.
18. Garbage may not be set out prior to the Saturday immediately preceding the designated pick-up day. Garbage not picked up must be removed by 6 pm of the coming Wednesday, if not a warning or fine by a designated officer under Bylaw#952-10 may be issued.
19. Garbage should be set out in a manner that is secure and tidy. This may necessitate tying together or otherwise containing materials that have potential to blow away, fall, or obstruct sidewalks or roadways. If garbage is not kept secure and tidy a fine or warning by a designated officer under Bylaw#952-10 may be issued.
20. Garbage must be sorted by material; wood with wood, concrete with concrete, metal with metal, shingles with shingles and so forth. This will require that a resident disassembles some items.
21. Some items, such as mattresses and couches, do not need to be disassembled, but must be stacked separate from other materials (i.e. wood should not be organized on top of a sofa; a roll of carpet may not be set on top of appliances).
22. The Town crews are organized to pick-up materials in phases. Crews may pick-up branches first; followed by metal; followed by furniture.

23. Typical household garbage will be picked-up as outlined in Section 10.
24. Toxic materials, such as paint will not be picked-up. Flammable liquids will also not be picked up but may be taken to DBS Recycling in Lethbridge.
25. Commercial garbage will not be picked up. This is any waste that is generated from pay-for-service activities on or off the site of the residence in front of which the garbage is set out.
26. Out-of-Town garbage will not be picked up.
27. Batteries will not be picked up can be taken to the Raymond Transfer Station.
28. E-waste will not be picked up but can be taken to the Raymond Transfer Station. E-waste includes: Televisions and Computers (including hard drives, mice, keyboard and monitors).
29. Manure, dirt, twine, wire cannot be picked up but can be taken to the Raymond Transfer Station.
30. Tree trunks and branches must be cut down to a maximum of six foot lengths or they will not fit properly into Town trucks and will not, therefore, be picked-up.
31. Appliances containing Freon, such as fridges, air conditioners and deep freezes require a white goods tag, which may be purchased from the Town Office for \$10 per appliance. This tag must be securely fastened to the appliance in a noticeable location or it will not be picked up.
32. In the event of heavy wind, rainfall or any other adverse weather condition in any month, the Town may elect not to carry-out the pick-up. Residents may contact the Town Office, check www.raymond.ca, or look for a notice on the electronic sign in front of the Community Centre to determine the status of the pick-up in the event of poor weather conditions.
33. The Town also reserves the right to cancel the designated pick-up day when situations arise that are beyond our control (i.e. fire bans).

Transfer Station

The purpose of this section is to outline the hours of operation, explain what acceptable and non acceptable waste is and to set guidelines for the Raymond Transfer Station.

34. The Transfer Station shall have the following hours of operation:

Summer Hours-April 1st to October 31st

Tuesday 11.00 a.m. – 7.00 p.m.

Thursday 11.00 a.m. – 7.00 p.m.

Saturday 8.00 a.m. – 7.00 p.m.

Winter Hours – November 1st to March 31st

Tuesday 10.00 a.m. – 5.00 p.m.

Thursday 10.00 a.m. – 5.00 p.m.

Saturday 10.00 a.m. – 5.00 p.m.

PROCEDURE:

General Rules

35. Turn off vehicle while unloading in station.
36. Please ensure that all garbage is secured while transporting waste to the Transfer Station.
37. Litter on the way to the Transfer Station is not acceptable and will be subject to the fines and penalties as outlined in "Appendix A" of bylaw 968-10 Waste Management.
38. Children are to remain in the vehicle while unloading.
39. Domestic Garbage Only will be accepted.
40. Scavenging is not permitted unless authorized by the Town of Raymond.
41. Transfer Station Operator has the right to inspect any load. The Transfer Station Operator may refuse any waste that in the judgment of the Operator should be rejected by reason of unknown content that may be a hazard.
42. The following waste products must be placed inside the Raymond Transfer Station Shed
 - a) Domestic Garbage
 - b) Ashes
 - c) Burning barrels or contents only if completely extinguished.
 - d) Small Animals. To be sealed in a plastic bag
 - e) Mobile phones
 - f) Microwaves, Video recorders, DVD players and stereos
 - g) Grass. To be bagged

- h) Asphalt shingles, renovation and other construction materials (a limit of one half –tonne pickup truck once per day)
- i) Straw, hay, rock, brick, cement or dirt (a limit of a half –tonne pickup truck once per day)
- j) P.V.C pipe, vinyl siding. To be broken into 4ft pieces and put inside on the side of the building.
- k) Couches, mattresses, box springs, rolls of carpet, plastic sheeting such as silage cover. To be placed inside on the side of the building

43. The following waste products must be placed outside, as directed

- a) White goods
 - i. There will be a charge of \$10 for each refrigeration unit disposed of. Payment is to be made at the Town office and a receipt must be presented to the operator before the refrigeration unit can be accepted.
 - ii. All refrigerators and freezers should be lined up sitting upright with the back of the unit easily accessible to technicians.
- b) Metal scraps. To be no bigger than 6ft
- c) Lumber. To be no bigger than 6ft
- d) Branches. To be no bigger than 6ft
- e) Tires. Tires mounted on rims will not be accepted, tires need to be sorted and stored in one pile
- f) E-Waste. E-Waste includes: Televisions, Computers, including hard drives, mouses, keyboards and monitors.
- g) Ovens and Stoves
- h) Scrap Metal

44. The following waste products will not be accepted at the Raymond Transfer Station

- a) Liquid Wastes
- b) Any commercial waste
- c) Toxic or hazardous substances including flammable liquids
- d) Car or truck bodies and parts
- e) Paint

45. Recyclable goods can be disposed of at the Raymond Transfer Station. All recyclable goods must be correctly sorted and disposed of in the Raymond Recycling Trailer located within the Raymond Transfer Station.

CONSTRUCTION SITE WASTE

46. Every owner and occupant, including the general contractor of a construction site shall ensure the following:
- a) There are sufficient waste receptacles to contain the construction waste
 - b) A construction site is maintained in a tidy manner and is free of any debris or construction waste
 - c) Construction waste does not remain loose, free or uncontrolled on the premises
 - d) Proper disposal of the construction waste at an appropriate disposal site
 - e) Any waste that escapes from the construction site is retrieved and deposited into a waste receptacle designated for the construction site
47. The Town may require the owner, occupant or general contractor to provide fencing that will prevent construction waste from escaping the construction site.

HAZARDOUS WASTE

48. Any person that produces or possesses any dangerous, toxic or hazardous waste shall remove, transport and dispose of such waste in accordance with applicable Provincial and Federal statutes and regulations.
49. No person shall dispose of dangerous, toxic or hazardous waste into any waste receptacle located on Town owned property.

ANIMAL CARCASSES

50. No person shall bring a dead horse, cow, pig, sheep, or other large animal into the Town for disposal.
51. No person responsible for an animal shall permit an animal carcass to remain on any road for longer than four (4) hours after the carcass is discovered.
52. A person that is responsible for a dead animal located on a road shall dispose of the animal carcass at their own cost.
53. An owner of a dead cat, dog or other small animal shall dispose of the animal in a proper manner at their own cost.

GENERAL RULES

54. No Person shall:
- a) Import waste of any kind into the Town for disposal
 - b) Transport waste within the Town unless it is securely covered in such a manner as to prevent the waste from falling out of the vehicle during transportation. If waste does escape during transportation the owner or person driving the vehicle must clean up the waste immediately.
 - c) Place waste of any type on a road or other public place