

A BY-LAW OF THE SUMMER VILLAGE OF GULL LAKE IN THE PROVINCE OF ALBERTA TO REGULATE THE COLLECTION, REMOVAL AND DISPOSAL OF WASTE MATERIALS.

WHEREAS section 7 of the *Municipal Government Act*, RSA 2000 and amendments thereto provide for the passing of By-Laws for services provided by or on behalf of a Municipality; and the enforcement of this or any other enactment, including the creation of offences, and;

WHEREAS the Municipal Council of the Summer Village of Gull Lake wish to establish rules and regulations for the collection and disposal of garbage and refuse from the households and places of business within the Summer Village;

NOW THEREFORE the Council of the Summer Village of Gull Lake, in the Province of Alberta, duly assembled, enacts as follows:

NAME OF BYLAW

This By-Law may be cited as "The Summer Village of Gull Lake's Garbage By-Law.

DEFINITIONS

1. In this By-Law:

- (a) "Agricultural Refuse" means manure, offal, straw, hay, spoiled or treated grain, screenings, or like material which would result from agricultural or agricultural processing activities.
- (b) "Authority" shall mean the Lacombe Regional Solid Waste Authority.
- (c) "Biological Refuse" shall mean the carcass and offal of any animal in whole or in part, animal or human excrement or manure.
- (d) "Collector" shall mean an employee or agent of the Village whose duty shall be to collect garbage and specified refuse from dwellings and other premises.
- (e) "Construction Refuse" shall mean wood, cardboard, gypsum board, concrete, roofing, metal, gravel, asphalt, packaging, containers, or other material, which may result from the construction or demolition of any building or other work.
- (f) "Dwelling" shall mean any building or place including the land upon which the premises is located, which is occupied or used as a place of abode other than a store, motel or campground.
- (g) "Garbage Refuse" shall mean all kitchen and table leavings, condemned

meats, fish, fruits, vegetables and other like putrescible waste or decomposing matter.

- (h) "General Refuse" shall mean plastic, ceramic, glass, rags, castoff clothing, waste paper, excelsior, food containers, packaging, metal, wood, grass cuttings, shrubbery, tree prunings, weeds, ashes excepting those generated from incinerators, and other non-putrescible materials not exceeding 10 pounds in weight or four feet in dimension.
- (i) "Liquid Refuse" shall mean any waste in a liquid state which may include petroleum products, industrial residue or sewage.
- (j) "Other Premises" shall mean any building or place, including the land upon which the premises is located, which is occupied or used for
 - a. commercial or industrial purpose
 - b. government or institutional purpose.
- (k) "Refuse" shall mean Garbage Refuse, Agricultural Refuse, Biological Refuse, Construction Refuse, General Refuse, Liquid Refuse, Toxic Refuse, Yard Refuse.
- (l) "Toxic Refuse" shall mean ashes generated by an incinerator and any other solid, liquid or gaseous substance defined by the Province of Alberta as toxic.
- (m) "Yard Refuse" shall mean tree stumps, tree trunks, branches, roots, turf, and other non-putrescible materials which may exceed 10 pounds in weight or four feet in dimension.
- (n) "Village" shall mean the Summer Village of Gull Lake.

2. For the purposes of this By-Law the following classifications of refuse shall be used:

- (a) Agricultural Resuse
- (b) Biological Refuse
- (c) Construction Refuse
- (d) Garbage Refuse
- (e) General Refuse
- (f) Liquid Refuse
- (g) Toxic Refuse
- (h) Yard Refuse

3. For the purpose of this By-Law the following classifications of premises shall be used:

(a) dwellings

(b) other premises

4. The owner or occupant of a dwelling or other premises shall be responsible to:

(a) prevent the accumulation of refuse at a dwelling or other premises to the point where a unsanitary, unsafe or unsightly condition develops;

(b) store all garbage refuse and general refuse in compliance with the requirement of this By-Law.

(c) store all refuse other than garbage and general refuse in such a manner as to prevent any material from being scattered, blown, spilled or otherwise dispersed, to prevent any odors from escaping or any nuisance from being caused.

5. The owner or occupant of a dwelling or other premises shall keep that portion of the lane and street adjacent to the dwelling or other premises from the property line to the center line of street or lane, in a clean and tidy condition and free from garbage and refuse.

6. Any person other than:

(a) an employee, contractor or agent of the Village

(b) the owner or occupant of a Dwelling

(c) the owner or occupant of an Other Premises, or employee thereof

is prohibited from the handling of, interfering with or the removal of any garbage or refuse, or any container or receptacle thereof.

Employees, contractors or agents of the Village will handle garbage and refuse solely for the purpose of collection and disposal. (No salvaging)

7. The Village shall provide collection of all garbage and general refuse from each dwelling and other premises within the Village, once per week at a time and day determined by the Village.

8. During the months of July and August of each year the Village shall provide collection of all garbage and general refuse from each dwelling and other premises within the Village, two times per week at a time and day determined by the Village.

9. Except during the dates of which shall be determined in each year by the

Village and communicated to the public, the village shall not be responsible for the removal of yard refuse.

10. The Village shall not be responsible for the collection of agricultural, biological, construction, toxic, or liquid wastes.
11. Notwithstanding anything in this By-Law the Village may refuse to collect any material defined as refuse which is not accepted for disposal by the Authority or which otherwise in the opinion of the collector may create a danger to the health or safety of those collection such garbage and refuse.
12. Where a dwelling is located adjacent to a roadway the owner or occupant shall place all garbage and general refuse in the proper receptacles or containers unobstructed and convenient access for collection.
13. The location of containers or receptacles for other premises may be located on public or private property at a location determined by the Village in consultation with the occupant or owner.
14. The owner or occupant of any dwelling shall provide one or more receptacles as may be required to contain the volume of garbage generated by a dwelling during a typical week.
15. Each receptacle shall have a tight fitting lid or cover to prevent access by animals and to minimize emission of odor.
16. All garbage shall be placed in standard bags of low-density plastic of at least 24" X 32" in size that are tied and secured and of sufficient strength to contain the garbage during handling and placed in receptacles. The weight of each bag of garbage shall not exceed 35 pounds or 16 kilograms.
17. A receptacle shall not be filled with general refuse to a point where the weight of the receptacle exceeds 35 pounds or 16 kilograms.
18. No more than a total of five standard garbage bags of low density plastic not exceeding 26" x 36" in size may be placed for collection unless the bags are tagged with "Additional Garbage" tags. These tags for additional garbage bag collection can be purchased from the Summer Village of Gull Lake at a price of \$1.50 per tag.
19. General refuse may be placed along side the receptacle for collection provided:
 - (a) the refuse does not emit an offensive odor
 - (b) the refuse is tied in bundles not exceeding four feet in length and not weighing more than 35 pounds.

20. For the purpose of facilitating the recycling of materials or accommodating the disposal requirements of the Authority, the Village may direct that certain materials within the definition of garbage or refuse be segregated for separate collection and disposal.
21. Owners or occupants of dwellings or other premises shall, where directed, comply with any requirements to separate any materials for separate collection and disposal.
22. Notwithstanding the provisions of this By-Law, the Village may make such special arrangements for the collection of garbage and refuse as may be appropriate.
23. All garbage shall be disposed through the facilities of the Authority.
24. The Village may designate certain materials of refuse that may be disposed of within a designated site in the Village.
25. Owners and occupants of dwellings or other premises shall be responsible to dispose in a proper manner at an approved site any refuse for which the Village does not accept responsibility for collection and disposal.
26. The Village shall deliver all garbage to the Authority at such locations and subject to such regulations as the Authority may determine.
27. Any owner, occupant or employee thereof may deliver any garbage or accepted refuse to the Authority at such locations and subject to such regulations as the Authority may determine.
28. The Village and any owner, occupant, or employee thereof of a dwelling or other premises may deliver any designated refuse to a location designated by the Village for disposal.
29. It is unlawful for any owner, occupant or employee of a dwelling or other premises, or an individual not living or working in the Village, to dispose of any refuse to a location not designated by the Village for disposal; or to dispose of any refuse at a dwelling or other premises at which they are not the owner, occupant or employee.
30. Any vehicle, conveyance or container used for the transportation of garbage or refuse shall be fully enclosed or fitted with a suitable cover so as to prevent any material from dropping, spilling or blowing from the vehicle during transit.
31. No person shall burn or be responsible for the burning of any garbage of refuse except in an incinerator, the emissions from which meet the

standards and regulations of the Provincial and Federal Governments.

32. Any person violating the provisions of this By-Law shall be subject to the following penalties:

- (a) First offence - a fine of \$ 50.00
- (b) Second offence - a fine of \$100.0
- (c) Third offence - a fine of \$200.00

Additionally, any such person shall on reasonable notice have garbage collection services discontinued by the Village until such time as the Village is satisfied that the person has complied with all the provisions of this Bylaw, including payment of any penalties and expenses.

33. For the purposes of enforcement and compliance with this Bylaw and in conformity with the Municipal Government Act, in those instances where a collector deems a non-compliance with this Bylaw to be an emergency, the collector may enter upon any lands for the purpose of remediation of the said emergency. For the purpose of this provision "emergency" includes any condition that in the reasonable opinion of the collector may give rise to human health concerns.

34. By-law 310 is hereby repealed upon this Bylaw coming into full force.

35. This Bylaw shall take effect upon final passing thereof.

READ a first time this _10_ day of April, A.D. 2005.

READ a second time this _20_ day of __May_____, A.D. 2005.

READ a third time and finally passed this _20_ day of __May_____, A.D. 2005.

Mayor

Chief Administrative

Officer