



CITY OF MOOSE JAW

Office Consolidation

WASTE MANAGEMENT BYLAW

Bylaw No. 5156

Date of Passage February 11, 2002
(effective date April 1, 2002)

Including amendments to June 11, 2018

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available at the Office of the City Clerk and must be consulted for purposes of interpretation and application of the law.

This Bylaw has been consolidated under the authority of the City Clerk. It represents proof, in absence of evidence to the contrary of:

- (a) the original bylaw and of all bylaws amending it; and**
- (b) the fact of passage of the original and all amending bylaws.**

AMENDMENTS**DATE PASSED****FORCE/EFFECT**

Bylaw No. 5227
Bylaw No. 5240
Bylaw No. 5293
Bylaw No. 5392
Bylaw No. 5478
Bylaw No. 5506
Bylaw No. 5534
Bylaw No. 5560

Feb. 7, 2005
June 13, 2005
Nov. 3, 2008
Nov. 28, 2011
May 5, 2014
Nov. 16, 2015
June 12, 2017
June 11, 2018

Feb. 7, 2005
July 1, 2005
Nov. 3, 2008
Jan. 1, 2012
May 5, 2014
Nov. 16, 2015
June 12, 2017
June 11, 2018

BYLAW NO. 5156

**A BYLAW OF THE CITY OF MOOSE JAW TO
PROVIDE FOR THE MANAGEMENT AND OPERATION OF
A PUBLIC UTILITY SERVICE FOR THE COLLECTION, REMOVAL
AND DISPOSAL OF SOLID WASTES AND OTHER REFUSE**

=====

**NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF MOOSE JAW
ENACTS AS FOLLOWS:**

PART 1 - INTERPRETATION AND ADMINISTRATION

Title

1. This Bylaw may be referred to as the Waste Management Bylaw.

(Bylaw No. 5156)

Interpretation

2. In this Bylaw, in any amending Bylaws, and in any schedules attached hereto, the following words and terms shall have the following meaning unless there is something in the subject matter or context inconsistent therewith:

(a) the term “**Automobile Parts**” means any item manufactured specifically for incorporation in or on a motor vehicle or other form of motorized conveyance;

(a.1) the term “**Business**” means any organization involved in the production, buying and selling of goods or services and any multi-unit residential dwelling not described in “Residential Property”.

(Bylaw No. 5534)

(b) the term “**City Council**” means the elected officials of the City of Moose Jaw;

(c) the word “**City**” means the Municipal Corporation of the City of Moose Jaw or, where the context requires, the geographical area within the city limits of the City of Moose Jaw;

(d) the term “**City Engineer**” means the person appointed as the City Engineer for the City of Moose Jaw or his/her duly authorized representative or designate;

(e) the term “**Construction Rubble**” includes used or discarded building materials, fences, gates, soil, cement and other similar materials;

(f) the term “**Commercial Waste**” means any waste originating from any Business premises or resulting from the operation of any Business and any premises not described in the term “Household Waste”, but shall not include Prohibited Waste;

(Bylaw No. 5534)

(g) the term “**Collection Day**” means the day designated for the collection of waste or recycle for a particular area of the City in accordance with the Collection Schedule;

(h) the term “**Collection Schedule**” means the schedule of the systematic collection of Household and Commercial Waste or Household Recycle determined, from time to time, by the City Engineer pursuant to clause 4(2)(c);

(i) the term “**Dangerous Object**” means any object or material which presents a health and safety risk to waste collection staff and, without limiting the generality of the foregoing, includes explosives, discarded razorblades, needles and knives, and broken glass and fluorescent tubes.

(j) the term “**Household Waste**” means any waste originating from any Residential Property, but does not include Restricted or Prohibited Waste;

(Bylaw No. 5534)

(k) the term “**Household Recycling**” means any recycle originating from any residential premises;

(l) the term “**Restricted Waste**” means a material, substance or waste identified and set forth in Part “A” of Schedule “A”;

(m) the term “**Prohibited Waste**” means a material, substance or waste identified and set forth in Part “B” of Schedule “A”;

(n) the term “**Recycle**” means the materials designated in Schedule “F”;

(n.1) the term “Residential Property” means any single family dwellings and two (2) unit duplexes;

(Bylaw No. 5534)

(o) the term “**Waste**” includes garbage, rubbish, refuse, scrap, discarded materials, bottles, cans and other waste products or remains of any kind whatsoever but does not include liquid domestic sewage entering the City’s sewage works;

(p) the term “**waste collection staff**” means persons retained by the City Engineer for the purpose of collecting and delivering waste to the Waste Disposal Grounds;

(q) the term “**Waste Disposal Grounds**” means the area of land situated within the City of Moose Jaw and legally described in Schedule “B”;

(r) the term “**waste disposal staff**” means persons retained by the City Engineer for the purpose of receiving waste at the Waste Disposal Grounds and for organizing, managing, treating, monitoring and disposing of waste on behalf of the City.”

(Bylaw No. 5156 and 5506)

Public utility established

Public utility established

- 3(1) a self-funded public utility service is hereby established for the collection, transportation, storage, management and disposal of Waste and Recycle.
- (2) The public utility service referred to in subsection (1) shall be operated in accordance with the provisions of The Cities Act and the provision of this bylaw.
- (3) The public utility service referred to in subsection (1) shall be operated as a self-funded entity in accordance with the following provisions:
 - (a) The City Engineer shall establish a Solid Waste Utility Reserve;
 - (b) The City Engineer is authorized to reserve funds as needed for the capital and operating programs of the public utility; and;
 - (c) The City Engineer shall establish a Recycle Utility Reserve.

(Bylaw No. 5293 and 5506)

Administration of bylaw

- 4(1) The City Engineer shall be responsible for the administration and enforcement of this Bylaw.
- (2) Subject to and in accordance with the provisions of this Bylaw, the City Engineer:
 - (a) shall provide for the systematic collection and disposal of all Household Waste originating within the City;
 - (b) may enter into agreements with the owner or operator of any Business premises for the systematic collection and disposal of Commercial Waste and Household Recycle originating from that property on such terms and conditions as may be agreed to by the parties;

(Bylaw No. 5534)

(c) may determine schedules for the collection and disposal of Household and Commercial Waste and Household Recycle and, without limiting the generality of the foregoing, the City Engineer may divide the City into geographic regions and may determine specific days, or a rotating schedule of days, for the collection of waste or within such regions;

(d) shall publish, from time to time, and make available, free of charge, a copy of the Waste Collection Schedule for the City;

(e) may designate certain Residential Properties or certain geographic areas of properties for alley collection of Household Waste and Household Recycle.

(Bylaw No. 5156, 5506 and 5534)

Fees for collection and disposal services

5(1) Subject to the other provisions of this Bylaw, the cost of waste collection and disposal services provided for in this Bylaw:

(a) in the case of Household Waste, shall be borne by the owner or occupant of the premises, as the case may be, at the rates provided for in Schedule “H”;

(Bylaw No. 5534)

(b) in the case of Commercial Waste, shall be borne by the owner or operator of the Business premises, as the case may be, at the rates provided for in Schedule “C”;
and;

(Bylaw No. 5534)

(c) in the case of Household Recycle, shall be borne by the owner or occupant of the premises, as the case may be, at the rates provided for in Schedule “G”.

(Bylaw No. 5156 and 5506)

Fees for disposal of waste at the Waste Disposal Grounds

6(1) Subject to subsection (2), the rates payable for disposing of waste at the Waste Disposal Grounds shall be the rates set forth in Schedule “C”.

(2) The City Engineer may waive the collection of fees for the disposal of Household Waste at the Waste Disposal Grounds during annual promotions for periods not exceeding two (2) weeks at a time.

(Bylaw No. 5156)

Agreements re: disposal of waste at the Waste Disposal Grounds

7. Notwithstanding subsection 6(1), the City Engineer may enter into agreements, on such terms and conditions as the City Engineer may deem appropriate, for the disposal of waste at the Waste Disposal Grounds and for the collection of fees at rates other than those set forth in Schedule “C” under the following circumstances:

- (a) the disposal of waste resulting from the remediation of petroleum-contaminated properties;
- (b) the disposal of waste, which in the opinion of the City Engineer, is valuable or beneficial to the operation of the Waste Disposal Grounds or any other City program or services;
- (c) the disposal of waste resulting from the redevelopment of any property for economic development purposes, with the approval of City Council;
- (d) any circumstances which, in the opinion of City Council, are in the public interest.

(Bylaw No. 5156 and 5227)

PART II – HOUSEHOLD WASTE AND HOUSEHOLD RECYCLE

COLLECTION AND DISPOSAL

Household Waste and Household Recycle receptacles

8(1) Every owner or occupant, as the case may be, of Residential Property shall maintain in good repair the waste receptacles and recycle receptacles provided by the City to hold the Household Waste and Household Recycle originating from the property during the interval between Collection Days for that property or the geographic area within which that property is located.

(Bylaw No. 5156, 5506 and 5534)

Disposal of Household Waste

9(1) Subject to subsection (2), every owner or occupant, as the case may be, of Residential Property shall:

(Bylaw No. 5534)

- (a) place all Household 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;

- (b) place all clippings from shrubs and trees in plastic garbage bags sturdy enough to hold such contents or securely bundle such clippings in such a fashion that they may be conveniently collected with the other Household Waste on Collection Day;
 - (c) place all rags, papers, magazines, cartons and other paper products in garbage bags sturdy enough to hold such contents or securely bundle such articles in such a fashion that they may be conveniently collected with the other Household Waste on Collection Day;
 - (d) store all Household Waste originating from that property in the waste receptacles provided for that property;
 - (e) store all waste originating from that property so as to prevent:
 - (i) access to such waste by stray animals or birds;
 - (ii) spread of such waste by wind;
 - (iii) infiltration of such waste by rain.
- (2) No owner or occupant of Residential Property shall allow 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 23 kilograms (50 pounds).

(Bylaw No. 5156 and 5534)

Disposal of Dangerous Objects

10. Every owner or occupant, as the case may be, of Residential Property shall:

- (a) separate any Dangerous Objects from other Household Waste originating from that property; and
- (b) place such objects in separate waste receptacles or containers; and
- (c) label the contents of such receptacles or containers appropriately such that the nature of the risk is identified for waste collection staff.

(Bylaw No. 5534)

(Bylaw No. 5156)

Disposal of garden and lawn clippings, animal waste, dust particles, ashes

11(1) Every owner or occupant, as the case may be, of Residential Property shall ensure that all garden and lawn clippings, animal waste, dust particles and ashes are placed in plastic garbage bags sturdy enough to hold such contents.

(Bylaw No. 5534)

(2) Garden and lawn clippings may be placed in clear or orange plastic garbage bags and stored separately from all other Household Waste originating from that property.

(Bylaw No. 5156)

Disposal of Restricted and Prohibited Waste.

12(1) Every owner or occupant, as the case may be, of Residential Property shall separate all Restricted Waste and Prohibited Waste from other waste originating from that property and:

(Bylaw No. 5534)

(a) shall transport all Restricted Waste to the Waste Disposal Grounds for disposal in accordance with this Bylaw;

(b) ensure that all Prohibited Waste is disposed of according to law.

(2) Notwithstanding clause 5(1)(a), the rates payable for disposing of Restricted Waste at the Waste Disposal Grounds shall be the rates set forth in Schedule “C”.

(Bylaw No. 5156)

Right to refuse collection, re Household Waste and Household Recycle

13(1) The City Engineer may refuse to collect any waste or recycle originating from a Residential Property:

(Bylaw No. 5534)

(a) that is not contained in a waste receptacle described in section 8 or a garbage bag of sufficient strength to hold its contents or securely bundled;

(Bylaw No. 5534)

(b) contained in a waste receptacle, garbage bag or bundle, if that waste receptacle garbage bag or bundle, as the case may be, together with its contents, exceeds 23 kilograms (50 pounds) or 1.22 metres (4 feet) in length;

(c) that, on Collection Day, is located more than two (2) metres from the lane, street or point of access to the property for purposes of waste and/or recycle collection;

(d) that contains any Restricted or Prohibited Waste;

(e) that contains any Dangerous Objects if such objects are not separately stored from other Household Waste, are not appropriately labeled, and are not safely and conveniently packaged for collection;

(f) that, for any individual property on Collection Day, exceeds 90 kilograms (200 pounds).

(2) The City Engineer may refuse to collect any waste originating from a Residential Property if, in the opinion of the City Engineer, such waste represents a risk to the health or safety of waste collection workers or may be detrimental to the environment.

(Bylaw No. 5156, 5506 and 5534)

Household Waste

14(1) Every owner or occupant, as the case may be, of Residential Property designated for front yard collection of Household Waste or Household Recycle shall:

(Bylaw No. 5534)

- (a) store all waste and recycle receptacles and Household Waste or Household Recycle originating from that property within the confines of that property until Collection Day;
- (b) on Collection Day, place all waste and recycle receptacles containing Household Waste or Household Recycle originating from that property on the curb immediately in front of that property.

(2) No owner or occupant of Residential Property shall place Household Waste or Household Recycle on the curb before 6:00 pm on the day immediately preceding Collection Day.

(3) No owner or occupant of Residential Property shall fail to remove all waste or recycle receptacles and uncollected Household Waste or Household Recycle, as well as any other uncollected waste, before 12:01 am on the day immediately following Collection Day.

(Bylaw No. 5534)

14.1 Recycle service

No person shall set out, cause to be set out or permit to be placed in the recycling receptacle and set out for recycling collection any material for recycling other than the material defined as recycle as identified in this Bylaw.

(Bylaw No. 5156 and 5506)

PART III - COMMERCIAL WASTE COLLECTION AND DISPOSAL

Commercial Waste receptacles

15(1) Every owner or operator of a business shall provide and maintain in good repair, a sufficient supply of waste receptacles to hold the Commercial Waste originating from that Business during the interval between the collection day as scheduled by that Business.

(Bylaw No. 5534)

- (2) The waste receptacles described in subsection (1) shall:
 - (a) be made of water-tight galvanized steel or PVC material;
 - (b) subject to subsection (3), be kept at the rear or side of the property and located such that waste collection staff may have ready and convenient access for collection of all Commercial Waste originating from that property.
- (3) Where there is no lane at the rear or side of a property or where, for any reasons, the provisions of clause (2)(b) can not be reasonably complied with, the waste receptacles for that property shall be kept in such place as the City Engineer may designate.

(Bylaw No. 5156)

Disposal of Commercial Waste

16. Every owner or operator of a Business shall:
 - (a) place all Commercial 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;
 - (b) place all clippings from shrubs and trees in plastic garbage bags sturdy enough to hold such contents or securely bundle such clippings in such a fashion that they may be conveniently collected with the other Commercial Waste on Collection Day;
 - (c) place all rags, papers, magazines, cartons and other paper products in garbage bags sturdy enough to hold such contents or securely bundle such articles in such a fashion that they may be conveniently collected with the other Commercial Waste on Collection Day;
 - (d) store all Commercial Waste originating from that property in the waste receptacles provided for that property;
 - (e) store all waste originating from that property so as to prevent:
 - (i) access to such waste by stray animals or birds;
 - (ii) spread of such waste by wind;
 - (iii) infiltration of such waste by rain.

(Bylaw No. 5156 and Bylaw No. 5534))

Right to refuse collection, re Commercial Waste

17(1) The City Engineer may refuse to collect any waste originating from any Business if:

- (a) the owner or operator of that Business has not entered into any agreement for the collection and disposal of waste originating therefrom;
- (b) the owner or operator of that Business has refused or neglected to promptly pay any fees assessed and payable pursuant to this Bylaw with respect to that Business.

(Bylaw No. 5534)

(2) The City Engineer may refuse to collect any waste originating from any Business if, in the opinion of the City Engineer, such waste:

- (a) is not provided for, or contrary to, the provisions of the agreement with the owner or operator of such Business regarding the collection and disposal of waste originating therefrom;
- (b) represents a risk to the health or safety of waste collection workers or which may be detrimental to the environment.

(Bylaw No. 5156 and Bylaw No. 5534)

Disposal of Dangerous Objects

17.1 Every owner or occupant, as the case may be, of a Business shall:

- (a) separate any Dangerous Objects from other Commercial Waste originating from that property;
- (b) place such objects in separate waste receptacles or containers; and
- (c) label the contents of such receptacles or containers appropriately such that the nature of risk is identified for the staff of the organization the Business contracted with to collect the Commercial Waste originating from that property.

(Bylaw No. 5534)

Disposal of Restricted and Prohibited Waste

17.2(1) Every owner or occupant, as the case may be, of a Business shall separate all Restricted Waste and Prohibited Waste from other waste originating from that property and:

- (a) shall transport all Restricted Waste to the Waste Disposal Grounds for disposal in accordance with this Bylaw;
- (b) ensure that all Prohibited Waste is disposed of according to law.

(2) Notwithstanding clause 5(1)(b), the rates payable for disposing of Restricted Waste at the Waste Disposal Grounds shall be the rates set forth in Schedule “C”.

(Bylaw No. 5534)

PART IV – WASTE DISPOSAL GROUNDS

Waste Disposal Grounds

18(1) Subject to subsection (2), the Waste Disposal Grounds are hereby designated as the location for disposal of all waste originating within the City.

(2) The Waste Disposal Grounds shall be fully enclosed with a suitable fence to prevent spread of such waste from the property by the wind.

(Bylaw No. 5156)

Entry to Waste Disposal Grounds

19(1) No person shall enter the Waste Disposal Grounds except:

- (a) the operator or passenger of a vehicle for purposes of delivering waste to the Waste Disposal Grounds;
- (b) waste collection and waste disposal staff;
- (c) persons under the direction of the City Engineer.

(2) The City Engineer or waste disposal staff may require any person entering the Waste Disposal Grounds to furnish any information that he/she requires in the fulfillment of his/her duties under this Bylaw.

(3) The City Engineer may refuse entry to the Waste Disposal Grounds to any person:

- (a) if that person has neglected or refused to pay any fees assessed or payable pursuant to this Bylaw;
- (b) if that persons refuses to furnish any information required pursuant this section;
- (c) if that persons neglects or refuses to comply with:
 - (i) the instructions or directions posted at the Waste Disposal Grounds;
 - (ii) the instructions or directions given by the City Engineer or waste disposal staff;
 - (iii) the provisions of section 19;
- (d) if that person has been convicted of violating section 20;
- (e) if that person is transporting Prohibited Waste.

(Bylaw No. 5156)

Disposal of certain restricted waste

- 20(1) Every person disposing of batteries at the Waste Disposal Grounds shall ensure that:
- (a) such waste is delivered to the location or facilities provided for that purpose; and
 - (b) such waste is disposed of in accordance with any instructions which may be posted by the City Engineer.
- (2) Every person disposing of refrigerators, freezers or iceboxes at the Waste Disposal Grounds shall ensure that:
- (a) such waste is delivered to the location or facilities provided for that purpose;
 - (b) the locking mechanism on the door or the entire door is removed therefrom; and
 - (c) such waste is disposed of in accordance with any instructions which may be posted by the City Engineer.
- (3) Every person disposing of used oil or any other petroleum product at the Waste Disposal Grounds shall ensure that:
- (a) such waste is delivered to the petroleum recycling facilities provided for that purpose; and
 - (b) such waste is disposed of in accordance with any instructions which may be posted by the City Engineer.
- (4) Every person disposing of petroleum-contaminated soils at the Waste Disposal Grounds shall ensure that:
- (a) such waste is delivered to the location or facilities provided for that purpose; and
 - (b) such waste is disposed of in accordance with any instructions which may be posted by the City Engineer.
- (5) The City Engineer may refuse to accept delivery or disposal of any substance, material or waste at the Waste Disposal Grounds which, in the opinion of the City Engineer, is:
- (a) in the case of used oil or petroleum products, is unrecyclable due to contamination;
 - (b) unacceptable for disposal at the Waste Disposal Grounds pursuant to provisions of *The Municipal Refuse Management Regulations*;
 - (c) a risk to the health or safety of waste disposal workers or which may be detrimental to the environment.

(Bylaw No. 5156)

Offences, re: Waste Disposal Grounds

- 21(1) No person shall deliver any Prohibited Waste to the Waste Disposal Grounds.
- (2) No person shall remove waste or any other material from the Waste Disposal Grounds without the express written permission of the City Engineer.
- (3) No person shall set a fire or burn any combustible or other waste at the Waste Disposal Grounds.

(Bylaw No. 5156)

PART V - GENERAL

Offences, re: burning waste

22. No person shall burn any combustible or other waste in the City.

(Bylaw No. 5156)

Offences, re: transportation of waste

23. No person operating any vehicle while transporting waste within the City or while delivering waste to the Waste Disposal Grounds shall fail to cover and securely fasten such waste in such a manner as to prevent any part thereof from spilling, dropping, blowing or falling from the vehicle during transportation.

(Bylaw No. 5156)

Procedure for violation notices

- 24(1) Where a person commits or is alleged to have committed an offence for which a penalty is set out in Schedule “D” of this Bylaw, a peace officer or any other person authorized by the City Engineer shall issue a Notice of Violation to such person.

(2) The Notice of Violation shall be in the form or substantially in the form of Form “1” and shall provide for the voluntary payment of a penalty in the amount set forth in Column B of Schedule “D” for the offence which the person is alleged to have committed. If no amount is set forth in Column B for that particular offence, the penalty shall be in the amount set forth in Column A of Schedule “D” for that offence.

(3) Voluntary payment of a penalty specified in a Notice of Violation shall be made on or before the date indicated on the Notice of Violation. Voluntary payment shall be made in person at the front counter of the Finance Department at City Hall during normal business hours.

- (4) If payment of the amount specified on the Notice of Violation is made on or before the date indicated on the Notice of Violation, neither the person alleged to have committed the offence nor owner of the vehicle shall be liable to prosecution for the offence indicated.
- (5) If payment of the amount specified on the Notice of Violation is not made on or before the date indicated on the Notice of Violation, a peace officer or other authorized person shall issue or cause to be issued a Summons.
- (6) The Summons shall be in the form or substantially in the form of Form 2 and shall provide for the voluntary payment of a penalty in the amount set forth in Column A of Schedule “D” for the offence which the person is alleged to have committed. The Summons shall be served by a peace officer or other authorized person.
- (7) Voluntary payment of a penalty specified in a Summons shall be made on or before the date indicated on the Summons. Voluntary payment shall be made in person at the front counter of the Moose Jaw Police Service at the Moose Jaw Police Station during normal business hours.
- (8) If payment of the amount specified on the Summons is made on or before the date indicated on the Summons, neither the person alleged to have committed the offence nor owner of the vehicle shall be liable to prosecution for the offence indicated.
- (9) If payment of the amount specified on the Summons is not made on or before the date indicated on the Summons, the person to whom the Summons has been issued shall be liable to prosecution of the alleged contravention of the Bylaw.
- (10) Nothing in this section shall be construed to prevent any person from exercising his or her right to defend a charge of contravention of any provision of this Bylaw.

(Bylaw No. 5156)

Procedure for summary offence tickets

25(1) Where a person commits or is alleged to have committed an offence which is set out in Schedule “E” of this Bylaw, a peace officer or other authorized person shall issue to such person a Summary Offence Ticket in accordance with the procedures set forth in *The Summary Offenses Procedure Act*.

(2) The Summary Offence Ticket shall be in the prescribed form and shall provide for the voluntary payment of a penalty in the amount set forth in Schedule “E” for the offence which the person is alleged to have committed.

(3) Subject to the limitations and in accordance with the procedures set forth on the Summary Offence Ticket, a person to whom a Summary Offence Ticket has been issued may plead guilty to the alleged offence without the necessity of appearing in court.

(Bylaw No. 5156)

Bylaws repealed

26. Bylaw No. 4596 and 4953 are repealed.

(Bylaw No. 5156)

Coming into force

27. This Bylaw comes into force and effect April 1, 2002.

(Bylaw No. 5156)

PASSED AND ENACTED ON THE 11TH OF FEBRUARY, 2002.

“Al Schwinghamer”

MAYOR

“Steven Schiefner”

CITY CLERK

READ a first time the 11th day of February, A.D. 2002

READ a second time the 11th day of February, A.D. 2002

READ a third time the 11th of February, A.D. 2002

SCHEDULE “A”

Bylaw No. 5156, The Waste Management Bylaw

Schedule of Restricted and Prohibited Waste

PART A - List of Restricted Waste

1. Construction Rubble weighing more than one (1) kilogram (2.25 pounds)
2. Automobile Parts weighing more than one (1) kilogram (2.25 pounds)
3. Batteries.
4. Animal carcasses.
5. Large furniture.
6. Major appliances.
7. Used or discarded oil, including oil filters.
8. Petroleum-contaminated soil or other materials.
9. Fuel storage and propane tanks.

PART B - List of Prohibited Waste

1. Any material or substance designated as a “hazardous substances” within the meaning of *The Hazardous Substances and Waste Dangerous Goods Regulations*, R.R.S., c.E-10.2 Reg 3.
2. Used or scrapped tires.
3. Radioactive materials.
4. Explosives.
5. Gasoline or other combustible liquids.
6. Contaminated medical waste.

SCHEDULE “B”

Bylaw No. 5156, The Waste Management Bylaw

Legal Description of Waste Disposal Grounds

Commencing at a point 91.44 metres south of South Boundary of CNR Right-of-Way Registered Plan No. AF 6582 on West Boundary of S.E. ½ of Section 2, Township 17, Range 26, West of 2nd Meridian; thence 160.02 metres South along Western Boundary of S.E. ¼ of Section 2; thence southeasterly along a line parallel 91.44 metres to North Boundary of Trans Canada Highway, Registered Plan No. EX 1145; thence northeasterly to a point on the East Boundary of S.E. ¼ of Section 2, 297.18 metres south of the South Boundary of CNR Right-of-Way Registered Plan No. AF 6582; thence northerly along the East Boundary of S.E. ¼ Section 2 to within 91.44 metres of the South Boundary of CNR Right-of-Way; thence westerly to the point of commencement.

Schedule C

Waste Management Bylaw No. 5156
as Amended by Bylaw No. 5560

Waste Disposal Fees

Resident Rate	Current 2018 Rates	June 11, 2018 Rates
Standard Waste (per tonne)	\$60.00	\$69.00
Separated Glass and Concrete (per tonne)	\$60.00	\$69.00
Asbestos (flat fee for pit) Plus fee per tonne	\$339.00 \$60.00	\$339.00 \$69.00
Decontaminated Medical Waste Plus fee per tonne	\$339.00 \$60.00	\$339.00 \$69.00
Animal Carcasses (per carcass)		
Hogs	\$56.50	\$56.50
Horses	\$90.00	\$90.00
Tipping Fees – Light Vehicles (1/2 ton and smaller)	\$10.00	\$10.00
Clean Fill	No Charge	No Charge

Non-Resident Rate	Current 2018 Rates	June 11, 2018 Rates
Standard Waste (per tonne)	\$79.00	\$89.00
Separated Glass and Concrete (per tonne)	\$79.00	\$89.00
Asbestos (flat fee for pit) Plus fee per tonne	\$368.00 \$79.00	\$368.00 \$89.00
Decontaminated Medical Waste Plus fee per tonne	\$368.00 \$79.00	\$368.00 \$89.00
Animal Carcasses (per carcass)		
Hogs	\$262.00	\$262.00
Horses	\$262.00	\$262.00
Tipping Fees – Light Vehicles (1/2 ton and smaller)	\$20.00	\$20.00
Clean Fill	No Charge	No Charge

SCHEDULE “D”

Bylaw No. 5156, The Waste Management Bylaw

Offences for which a Notice of Violation May be Issued

<u>Section #</u>	<u>Description of Offence</u>	<u>Column “A”</u>	<u>Column “B”</u>
14(3)	Failing to remove waste receptacles and uncollected waste from curb	\$50.00	\$25.00
21(2)	Removal of waste from Waste Disposal Grounds without authorizations	\$50.00	\$25.00
23.	Failing to adequately secure or cover while transporting waste	\$100.00	\$50.00

SCHEDULE “E”

Bylaw No. 5156, The Waste Management Bylaw

Offences for which a Summary Offence Ticket May be Issued

<u>Section #</u>	<u>Description of Offence</u>	<u>Voluntary Payment</u>
19(1)	Unauthorized entry to Waste Disposal Grounds	\$100.00
21(1)	Delivery of Prohibited Waste to Waste Disposal Grounds	\$250.00
21(3)	Setting fire or burning waste at the Waste Disposal Grounds	\$250.00
22	Burning waste within City limits	\$250.00

Schedule “F”

RECYCLABLE MATERIAL

The following items are recyclable materials for the purposes of this By-law:

“**aseptic containers**” (tetra-paks) which are any multi layered beverage box container;

“**boxboard**” means a (flattened) lightweight paperboard used in making packaging boxes or cartons for cereals or shoes;

“**clear glass containers**” collectively means (washed) glass jars, bottles and containers used in food packaging;

“**high density polyethylene**” means plastic containers labelled with the codes #1 through #7;

“**Mixed paper**” collectively means recovered paper that is not sorted into specific categories and included, but is not limited to, newsprint, old corrugated containers, boxboard, old telephone books, and aseptic containers;

“**Newsprint**” collectively means newspaper and advertising supplements and other paper grades;

“**old corrugated containers**” collectively means flattened corrugated containers having liners of either jute, test liner or kraft;

“**paper**” collectively means paper products such as newsprint, mixed paper, sorted office paper, old corrugated containers and boxboard;

“**polycoat containers**” means any paper-based carton packaging for beverage and food products that are made of bleached paperboard and polyethylene and some varieties that have a micro-thin layer of aluminum foil in the middle;

“**shredded paper**” means any paper product that has been processed through a shredding machine, either cross cut or strip. Shredded paper must be placed inside a paper sack or clear recyclable bag.

Schedule "G"

Residential Recycling Fees

Billed quarterly	2015-2016	2016-2017	2017-2018
Monthly Charge	\$6.75	\$6.92	\$7.09
Daily Charge	\$0.2225	\$0.2281	\$0.2337

Schedule "H"
Waste Management Bylaw No. 5156
as amended by Bylaw No. 5560

Household Waste Fees

Charge	Current Rate	June 11, 2018 Rate
Annual Charge	\$78.84	\$117.24
Monthly Charge	\$6.57	\$9.77

FORM "1"

BYLAW NO. 5156, The Waste Management Bylaw

Notice of Violation (Front)

NOTICE OF VIOLATION

Ticket No. _____

Issued by: _____ Date: _____

Name of Accused: _____

Address of Accused: _____

Make of Vehicle: _____ Plate Number: _____

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 City of Moose Jaw's Waste Management Bylaw

A voluntary payment may be paid at City Hall 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. Please also note that the voluntary payment is less than the full penalty prescribed by the Bylaw for this offence.

Avoid prosecution by paying promptly. Unless payment is received by the City of Moose Jaw 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. In addition, the penalty will increase to the maximum specified in the Bylaw for this offence.

Payment instructions are on the back.

FORM "1"

BYLAW NO. 5156, The Waste Management Bylaw

Notice of Violation (Back)

PAYMENT INSTRUCTIONS

1. Make all cheques or Money Orders payable to the "City of Moose Jaw".
2. Do not mail cash. The City of Moose Jaw assumes no responsibility for cash sent through the mail.
3. Where a receipt is required, payment may be made in person at the City Cashier - City Hall, 228 Main Street N., Moose Jaw, Saskatchewan, during normal business hours. Ticket must be presented with payment.
4. Where a receipt is not required, payment may be mailed to the City Treasurer, City of Moose Jaw, 228 Main Street N. Moose Jaw, Saskatchewan, S6H 3J8. Enclose ticket and payment in envelope.
5. Avoid prosecution by paying promptly. If prompt payment is not received 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.
6. The voluntary payment provided herein is reduced from the full penalty prescribed in the Waste Management Bylaw. If prompt payment is not received in accordance with the instructions contained herein, the penalty will increase in accordance with the provisions of the Waste Management Bylaw.
7. For enquiries, please contact _____.

FORM "2"

BYLAW NO. 5156, The Waste Management Bylaw

Modified Criminal Code Summons (Front)

**SUMMONS TO A PERSON
CHARGED WITH A VIOLATION**

Ticket No. _____

Canada }
Province of Saskatchewan } **ON BEHALF OF HER MAJESTY THE QUEEN**
Provincial Court, City of Moose Jaw }

TO _____ Date of Birth: ____/____/____

WHEREAS YOU HAVE BEEN CHARGED that, on or about the _____ day of _____, A.D.
_____ at the City of Moose Jaw, in the Province of Saskatchewan, you did commit the following offence:

contrary to the provisions of the Waste Management Bylaw, being Bylaw No. _____ of the said City.

AND WHEREAS a Notice of Violation for the above captioned offence was issued and our records indicate that no payment has been received in accordance with the instructions contained in the said Notice.

IF VOLUNTARY PAYMENT IN THE AMOUNT OF _____ IS NOT RECEIVED ON OR BEFORE _____, YOU ARE COMMANDED, IN HER MAJESTY'S NAME:

(1) to appear before the presiding judge of **The Provincial Court of Saskatchewan at 110 Ominica Street West**, Moose Jaw, Saskatchewan, on the _____ day of _____ A.D. _____ at _____ o'clock in the _____ noon (Moose Jaw Time) or before any justice for the said Province who is there, and to attend thereafter as required by the Court in order to be dealt with according to law; and

YOU ARE WARNED THAT FAILURE WITHOUT LAWFUL EXCUSE TO ATTEND COURT IN ACCORDANCE WITH THIS SUMMONS IS AN OFFENCE UNDER SUBSECTION 145(4) OF THE CRIMINAL CODE (CANADA).

DATED this _____ day of _____ A.D. _____, at Moose Jaw in the Province of Saskatchewan.

A JUSTICE OF THE PEACE IN AND FOR THE
PROVINCE OF SASKATCHEWAN

SUBMIT THIS STUB WITH PAYMENT

Payment Instructions on the Back

Ticket No. _____

Payment to:
The City of Moose Jaw
c/o The Moose Jaw Police Service
21 Fairford Street W.
Moose Jaw, Saskatchewan

FORM “2”

BYLAW NO. 5156, The Waste Management Bylaw

SUMMONS TO A PERSON CHARGED WITH A VIOLATION

PAYMENT INSTRUCTIONS

1. Payment may be made in person at the front counter of the Moose Jaw Police Station, 21 Fairford Street West, during normal business hours.
2. Payment may also be made by mailing this Summons, together with the exact amount of the penalty specified therein for voluntary payment, to the following address:

The City of Moose Jaw, c/o
The Moose Jaw Police Service
P.O. Box 1175
Moose Jaw, Saskatchewan
S6H 4P9.
3. **Payment must be received prior to the date specified in the summons. Voluntary payment can not, and will not, be accepted after the date specified for voluntary payment. If you choose to send your payment by mail, it is your responsibility to ensure that your payment is posted in sufficient time to be received prior to the date specified.**
4. **Avoid presecution by paying promptly. If payment is not received by the City of Moose Jaw in accordance with the instructions contained herein, a mandatory court appearance is required at the time and place specified herein.**
5. You are warned that failure, without lawful excuse, to attend court in accordance with this summons is an offence under subsection 145(4) of the *Criminal Code* (Canada), which provides as follows:

“(4) Every one who is served with a summons and who fails, without lawful excuse, the proof of which lies on him, to appear at a time and place stated therein, if any, for the purposes of the *Identification of Criminals Act* (Canada) or to attend Court in accordance therewith, is guilty of:
(a) an indictable offence and is liable to imprisonment for a term not exceeding two years; or
(b) an offence punishable on summary conviction.”
6. For enquiries, please contact the Moose Jaw Police Service at 694-7660.