

## BYLAW NO. 13

### A BY-LAW RESPECTING THE PROPER SEPARATION, STORAGE, PLACEMENT FOR PICK-UP, COLLECTION AND DISPOSAL OF ALL TYPES OF SOLID WASTE

**BE IT ENACTED** that the Council of the Region of Queens Municipality, under the authority vested in it by the Municipal Government Act, S.N.S. 1998, c 18, as follows:

1. This By-law shall be known as Bylaw Number 13 and may be cited as the **“Solid Waste Management By-law”**.

#### DEFINITIONS:

2. Words used in this by-law shall take their meaning from their context and from dictionaries of the English (Canadian) language, except those words or phrases specifically defined below:
  - a. **“Administrator”** means a person appointed in writing by the Chief Administrative Officer to administer this by-law, or a person appointed by the Administrator as their designate;
  - b. **“approved storage bin”** means a storage bin which meets the following specifications:
    - i. is constructed of wood or other material in such a manner as to be inaccessible to pests, rodents, vermin, seagulls or animals;
    - ii. is fitted with a securely-hinged lid weighing not more than 5 kilograms; and
    - iii. is not equipped with a self-locking latch;

- c. **“bulky items”** means large items - other than metal items or white goods, including but not limited to, vacuum cleaners, upholstered furniture, mattresses, box springs, plastic barrels, and porcelain bathroom items such as toilets, tubs and sinks;
- d. **“Christmas tree collection”** means the annual collection of any properly- prepared natural Christmas trees on a date to be set each year by the Municipality;
- e. **“collectible waste”** means material originating from eligible premises and placed by the owner or occupant for collection by a collection contractor or by an agent of the Municipality and includes, without limitation, organic materials, recyclable materials, and residual waste;
- f. **“collection contractor”** means any company, person or persons and the agents of such persons under contract with the Municipality to collect collectible waste from eligible premises.
- g. **“collection”** means, in relation to collectible waste, special waste or natural Christmas tree waste from eligible premises as per the controls in this by-law; the acts of picking up at the curb, at an approved off-street location or from an approved storage bin; the loading of same onto or into trucks; and, the transporting of same to a designated disposal site or sites by the Municipality, its contractors or agents;
- h. **“collection day”** means any day which is scheduled by the Municipality for municipal collection of collectible waste.
- i. **“commercial container”** means any container used for the storage of Industrial, Commercial & Institutional (ICI) waste or any container used for the storage of organic materials or recyclable materials originating from industrial, commercial or institutional premises on properties located in the Municipality for collection by a hauler;

- j. **“construction or demolition materials”** means left-over material generated as a result of any form of construction or renovation and materials generated from demolition activity including, but not limited, to: asphalt, brick, mortar, polystyrene or fibreglass insulation, cellulose, drywall, plaster, shingles, metal and scrap wood, whether or not such other materials are regulated by the Province of Nova Scotia and whether or not such material meets the definition of “construction and demolition debris” per Nova Scotia Environment and Climate Change’s 2003 Solid Waste Management Facility Guidelines for Construction and Demolition Debris Disposal Storage, Transfer, Process and Disposal, as amended from time to time;
- k. **“Council”** means the Council of the Region of Queens Municipality;
- l. **“Depot”** means a place designated to receive recyclable materials under the Extended Producer Responsibility (EPR) for Packaging, Paper Products, and Packaging-like Products (PPP) Regulation
- m. **“dispose”** means any form of removal from use by means of destruction or burial and includes any of the following whether temporary or permanent: deposit, storage, placement, or burial, regardless of whether the material in question is deposited, stored or placed in a bin, box, other container or other containment method;
- n. **“dwelling”** means a building, or a unit in a building, occupied or intended to be occupied as a home, residence or sleeping place by one or more persons, but does not include a hotel, motel, guesthouse or inn;
- o. **“electronic waste”** means computers, cables and all related components, audio or video systems and all cables and related components, and cellular phones, together with such other items as may be designated by the Administrator from time to time;
- p. **“eligible premises”** means those properties within the Municipality which are eligible for collection services and includes all properties in the Municipality, including properties located on private roads which are subject to restrictions as noted elsewhere in this by-law;

- q. **“EPR”** means Extending Producer Responsibility for Packaging, Paper Products and Packaging-Like Products as described in Section 102 of the Environment Act of Nova Scotia.
- r. **“ENVIRO-DEPOT”** means a place registered with the Resource Recovery Fund Board operated for the collection of redeemable beverage containers, post-consumer paint products or other materials;
- s. **“food waste”** means fruit and vegetable peelings, table scraps, cooked or uncooked meat , poultry and fish, shellfish, dairy products, cooking oil, grease and fat, bread, grain, rice and pasta, bones, eggshells, coffee grounds and filters, tea leaves and bags, or other similar items;
- t. **“green cart”** - see definition of “organic materials collection cart”;
- u. **“Grey Box Collection Site”** means a location with one or more approved storage bins and green carts constructed and maintained by the Municipality for the purpose of collecting waste from private roads
- v. **“household hazardous waste”** means any corrosive, flammable, poisonous or reactive material or substance such as oil and oil products, acids, poisons, insecticides or other poisons used for agricultural purposes or for rodent control, any substance or chemical highly lethal to mammalian or aquatic life and any substance or chemical dangerous to the environment, including but not limited to: batteries, paint, paint cans which still contain left-over liquid paint, empty paint cans and covers, left-over corrosive cleaners, pesticides and herbicides, gasoline, fuel oil and used motor oil, solvents and thinners, antifreeze, pharmaceuticals and drugs, aerosol cans which contain hazardous substances, BBQ propane tanks and small propane cylinders or canisters such as those used for camp stoves or propane torches;

- w. **“ICI”** means relating to Industrial, Commercial and Institutional businesses.
- x. **“leaf and yard waste”** means grass clippings, leaves, brush, twigs, house and garden plants, or other similar items;
- y. **“metal items”** means medium to large metal items including metal fencing, hot water tanks, oil tanks, metal barrels and metal containers other than those that were designed to hold anything intended for human consumption or Household Hazardous Waste;
- z. **“mini-bin”** means a small, green plastic container supplied to eligible premises, with the exception of properties located on a private road, by the Municipality for the short-term internal storage of organic materials prior to deposit in an organic materials regulation container;
- aa. **“Municipality”** means the Region of Queens Municipality;
- bb. **“non-collectible waste”** means all material other than collectible waste, special waste or natural Christmas tree waste and, without limiting the generality of the foregoing, includes:
  - i. highly combustible or explosive materials including, but not limited to, celluloid cuttings, motion picture film, oil or gasoline soaked rags, gas containers, chemicals, acids or other combustible residues, ammunition, dynamite, marine flares, or other similar material;
  - ii. bio-medical waste;
  - iii. carcasses or animal parts that died of a reportable disease or as controlled by the Canadian Food Inspection Agency;
  - iv. electronic waste;
  - v. waste listed or characterized as hazardous by any Federal or Provincial law;

- vi. household hazardous waste;
  - vii. transient waste;
  - viii. liquid waste or material that has attained a fluid consistency and has not been drained;
  - ix. soil, rock and stumps;
  - x. construction or demolition materials, other than as exempted under the definition of special waste;
  - xi. tires registered for road use;
  - xii. septic tank pumping, raw sewage or industrial sludge;
  - xiii. radioactive materials;
  - xiv. contaminated soil;
  - xv. industrial waste from factories or manufacturing processes;
  - xvi. human excrement, animal excrement other than that found in used pet litter, diapers or fish processing waste;
  - xvii. lead-acid automotive batteries and propane tanks;
  - xviii. rejected waste; and
  - xix. materials banned from landfill disposal pursuant to the Solid Waste-Resource Management Regulations, N.S. Reg. 25/1996, as amended, other than recyclable materials or organic materials from eligible premises.
- cc. **“N.S.E.C.C”** means Nova Scotia Environment and Climate Change or its successor provincial department;

- dd. **“occupant”** means any person who, in addition to or instead of the owner, resides in or is the lessee of, whether by way of verbal or written lease or other arrangement, a building or on a property located within the Municipality and includes any assignee or legal representative of same;
- ee. **“organic materials”** means food waste, leaf and yard waste, non-recyclable paper or fibre, ashes or soot, branches and bushes, sawdust, wood chips and wood shavings, natural Christmas trees and other material of plant or animal origin as designated by the Administrator from time to time;
- ff. **“organic materials collection cart”** or **“green cart”** means a green plastic cart supplied to eligible premises, with the exception of properties located on a private road, by the Municipality for the short-term external storage of organic materials prior to collection and for the placing out for collection of same;
- gg. **“owner”** refers to the owner of property and includes a part owner, joint owner, tenant in common or joint tenant of the whole or any part of land or a building and, in the case of the absence or incapacity of the person having title to the land or building, a trustee, an executor, a guardian, an agent, a mortgagee in possession or a person having the care or control of the land or building, and, in the absence of proof to the contrary, the person assessed for the property;
- hh. **“recyclable materials”** means paper/fibre recyclables, blue bag recyclables and other materials of a recyclable nature as defined in the EPR for PPP Regulation;
- ii. **“regulation container”** means a green cart or a container as specified elsewhere in this by-law for the placing out for collection of collectible waste, other than minor exceptions for certain forms of residual waste;
- jj. **“rejected waste”** means any type of waste which has been placed for collection but not in accordance with the provisions of this by-

law and which has had a rejection sticker affixed thereto by the Municipality, its contractors or agents;

kk. **“residual waste”** or **“garbage”** means the following:

- i. broken or whole bottles, crockery or glassware, unwanted kitchenware and tools subject to the restrictions imposed elsewhere in this by-law;
- ii. floor sweepings, used pet litter, used disposable diapers, covers removed from hard cover books, discarded clothing and furnishings, broken toys, mats and small carpets, non-recyclable plastic and metal, non repairable household goods and other household waste;
- iii. tires not registered for road use; and
- iv. artificial Christmas trees, subject to controls elsewhere in this by-law.

ll. **“non-recyclable paper or fibre”** means any paper/fibre recyclables when and if they are soiled or wet;

mm. **“solid waste”** means collectible waste, non-collectible waste, special waste, construction or demolition materials, household hazardous waste, residual waste, natural Christmas tree waste, transient waste, and any other waste or discarded tangible personal property;

nn. **“special waste”** means metal items, white goods, bulky items, wood, wooden pallets, barrels or furniture and small quantities of construction or demolition materials subject to restrictions under the “Collection of Special Waste” section elsewhere in this by-law;

oo. **“Organics Transfer Station”** means the Organic Materials Transfer Station operated by the Municipality at the Queens Solid Waste Facility;

- pp. **“transient waste”** means any type of solid waste generated outside the Municipality;
- qq. **“unit”** means a self-contained portion of a building occupied as a separate residence;
- rr. **“used pet litter”** means pet litter which has been used for deposit of bodily wastes from a domesticated pet cat, dog or bird, or other household domesticated pet;
- ss. **“waste disposal fees”** means user fees, per tonne fees or per cubic metre fees charged by the Municipality for the acceptance of applicable residual waste, mixed waste, recyclable materials, and organic materials at designated waste management facilities operated by the Municipality, its contractors or its agents as established by Council
- tt. **“waste management facilities”** means any of the facilities for the management of residual waste, mixed waste, recyclable materials, and organic materials operated by the Municipality, its contractors or its agents and includes, without limitation, the front end processing facility, materials recovery facility, residuals disposal facility, source-separated composting facility(s), transfer station(s) and waste stabilization facility
- uu. **“white goods”** means any large household appliance including, but not limited to, stoves, dishwashers, washers, dryers, hot water heaters, refrigerators, freezers, dehumidifiers and air conditioners

## COLLECTION:

3. The Council may:
  - a. divide the Municipality into zones for the purpose of collection of collectible waste from properties within the Municipality on various days of the week;

- b. designate a particular day of the week for, and the frequency of, collection of collectible waste in each zone;
- c. alter the boundaries of zones as deemed necessary on reasonable notice to the public;
- d. design special rules for the collection of collectible waste from properties located on private roads; and
- e. designate areas, streets, roads or collection zones where the collection of waste at roadside shall be one-side collection only.
- f. Approve funding and supplies for litter collection initiatives that do not meet the specifications of this bylaw.

## COLLECTION DAYS:

- 4. Regularly scheduled collection of collectible waste from eligible premises other than properties on private roads shall take place once every two (2) weeks commencing at 8:00 a.m.
- 5. When a regularly scheduled day for collection falls on a holiday which has been designated by the Municipality as a non-collection day, there shall be no collection on that day, and the collection day shall be rescheduled.
- 6. Regularly scheduled collection of collectible waste may be rescheduled to an alternate day which may be:
  - a. Saturday;
  - b. combined with another collection day; or
  - c. a day in the week following or preceding the normal collection week.

7. Non regularly scheduled collections of special waste, leaf and yard waste and natural Christmas trees will be held at certain times of the year and announced by the Municipality beforehand.
8. The schedule of exact dates for collection of collectible waste throughout the Municipality will be as described and distributed in a collection calendar.

## COLLECTION FROM PROPERTIES LOCATED ON PRIVATE ROADS:

9. Properties located on private roads shall receive collection service. Where collection is not available in front of a residential premise, collection shall take place in the designated Grey Box Collection Site consisting of one or more approved storage bins and one or more green carts located at or near the intersection of said private road and the nearest public highway or another location as determined by the Municipality which is accessible to both properties on private roads and the collection contractor.
10. Collection of collectible waste from approved storage bins servicing properties located on private roads shall take place as scheduled by the Administrator.
11. Notwithstanding the above, all service shall take place in accordance with:
  - a. Operational Policy 17 - Private Road Solid Waste Collection Boxes and;
  - b. Operational Policy 53 - Private Collection & Disposal Of Organics On Private Roads Serviced By Municipal Solid Waste Boxes

## CONTAINER and BUNDLING REGULATIONS for recyclable materials:

12. No person shall place, or caused to be placed, blue bag recyclables out for collection other than in a regulation container consisting of a plastic bag which meets the following specifications:
  - a. watertight, transparent, blue plastic of a maximum overall length, when empty, of 1 metre; and
  - b. no smaller than twenty-five by forty centimetres (25 cm x 40 cm) and no larger than seventy-six by one hundred and twenty-two centimetres (76 cm x 122 cm).
13. When set out for collection each bag of blue bag recyclables, including contents, shall be securely tied and not exceed 25 kilogram in weight.
14. With the optional exception provided for corrugated cardboard, as set out below, no person shall place, or caused to be placed, paper/fibre recyclables out for collection other than in a regulation container consisting of a plastic bag which meets the following specifications:
  - a. watertight, transparent, blue plastic, with an overall size of no smaller than 0.65 metres by 0.90 metres and no larger than 0.76 metres by 1.20 metres when empty;
15. When set out for collection each bag of recyclables, including its contents, shall be securely tied and not exceed 25 kilogram in weight.
16. No person shall place, or caused to be placed, corrugated cardboard out for collection in any fashion other than in a regulation container plastic bag, unless it is flattened out into convenient bundles weighing no more than 25 kilograms each and not exceeding 0.6m by 1.0m in dimensions and well-anchored, in some fashion, against the wind.

## CONTAINER REGULATIONS for residual waste:

17. No person shall place, or caused to be placed, residual waste out for collection other than in a regulation container consisting of a plastic bag which meets the following specifications:

- a. Watertight, transparent, clear plastic, with an overall size of no smaller than 0.65 metres by 0.90 metres and no larger than 0.76 metres by 1.20 metres when empty;
- b. bags must have a thickness of at least 0.009525 mm (0.375 mil) to prevent breakage, tearing or splitting upon collection;
- c. bags shall be non-coloured (transparent)
- d. all bags contained with the larger clear bag shall also be clear

18. Notwithstanding the above, (1) privacy container per eligible premises per collection cycle consisting of a plastic bag which meets the following specifications:

- a. Made of opaque, black plastic watertight of an overall size of no smaller than 0.65 metres by 0.90 metres and no larger than 0.76 metres by 1.20 metres when empty;
- b. bags must have a thickness of at least 0.009525 mm (0.375 mil) to prevent breakage, tearing or splitting upon collection;
- c. must only contain permitted personal hygiene products or medical waste.

19. Each bag shall be securely tied and, including its contents, shall not exceed 25 kilograms in weight.

20. No residence shall place more than six (6) containers as described above per collection cycle

## CONTAINER REGULATIONS for organic materials:

21. No person shall place, or caused to be placed, organic materials out for collection in any fashion other than contained within a green cart or mini-bin as provided by the Municipality
22. No person shall place, or caused to be placed, a green cart of organic materials out for collection unless all contents, including leaf and yard waste, are contained entirely within the green cart and the lid properly and fully closed.
23. Notwithstanding clauses 21 and 22 of this by-law, leaf and yard waste may be completely enclosed in a green cart or heavy kraft paper bags for the purposes of the special twice yearly scheduled collections of leaf and yard waste. Plastic bags are not permitted.

## PLACEMENT OF COLLECTIBLE WASTE FOR COLLECTION:

24. For property located on a public road, no person shall place collectible waste out for collection in a location other than at the end of the driveway servicing the premises from which the collectible waste was generated subject to the following conditions:
  - a. Waste must be in a container as defined herein and must be placed along the shoulder of the street, road or highway which abuts that premises and in a manner which does not obstruct pedestrian traffic, vehicular traffic or snow removal operations on said street, road or highway.
  - b. Waste must be between 1.0m and 3.0m from the edge of the roadway as above
  - c. Waste streams must be separated by at least 0.6m

25. In the case of a property located on a private road, no person shall place collectible waste out for collection other than in an approved storage bin or green cart located at or near the intersection of said private road and the nearest public highway.

## COLLECTIBLE WASTE-PREPARATION AND RESTRICTIONS:

26. No person shall place, or cause to be placed, any collectible waste out for municipal collection on any one collection day unless done so in accordance with the following restrictions:

a. broken bottles, crockery, glassware kitchenware, tools and sharp metal items shall be tightly wrapped in cardboard or other suitable material and clearly marked to prevent injury to collection personnel;

b. ashes and soot shall be completely cooled; and

27. Artificial Christmas trees intended to be placed out for collection on regular collection days must be disassembled and placed in a regulation container for residual waste, as set out in Section 17 of this bylaw.

28. There is no limit on the number of blue bags which may be placed for collection from eligible premises on any one collection day, however, there is an aggregate total volume limit applicable to all waste placed out for collection from any one eligible premises of 2 cubic metres.

29. No person shall place, or cause to be placed, any collectible waste out for municipal collection before 7:00 pm of the day immediately preceding the scheduled collection day.

30. No person shall place, or cause to be placed, any collectible waste out for municipal collection after 8:00 a.m. of the day scheduled for collection.

31. No person shall permit any empty or rejected regulation container or any rejected materials to remain at the collection placement spot after 9:00 pm of the collection day.
32. No person shall place, or cause to be placed, any non-collectible waste in, at or near the locations described above as being appropriate for the placement of collectible waste for collection.
33. Collectible waste shall not be stored on eligible premises for a period of more than fourteen (14) days unless an interruption in collection schedule has occurred on the designated collection day in which case the waste must be placed for collection on the subsequent collection day

## COLLECTION OF SPECIAL WASTE:

34. The Administrator may designate a day or days for collection of special waste.
35. No person shall place, or caused to be placed, special waste out for collection unless done in accordance with the following restrictions:
  - a. any oil tank shall not exceed 0.75 cubic meters in capacity, and shall be drained, cleaned and cut in half;
  - b. any quantities of construction or demolition materials that are placed out for special waste collection shall be packaged, bundled or boxed so as to facilitate removal and handling and each individual package, bundle or box shall not exceed 45 kilograms in weight nor exceed 2 metres in any dimension; and
  - c. the total volume of special waste, per eligible premises, placed out for collection on any one day shall not exceed 3 cubic metres.
36. No person shall place, or cause to be placed, any special waste out for collection before 7:00 pm of the day immediately preceding the collection day.

37. No person shall place, or cause to be placed, any special waste out for collection after 8:00 a.m. of the collection day.

38. No person shall permit any rejected or residue special waste to remain at the collection placement spot after 9:00 pm of the collection day.

## COLLECTION OF NATURAL CHRISTMAS TREES:

39. The Administrator may designate a day or days for collection of natural Christmas trees.

40. No person shall place, or caused to be placed, a natural Christmas tree out for collection unless it meets the following restrictions:

- a. it is to be unpackaged and undecorated, including the removal of all lights any tree stand or other artificial material;
- b. it shall have no wires or nails attached; and
- c. it must not exceed 3 metres in length.

41. No person shall place, or cause to be placed, any natural Christmas tree out for collection before 7:00 pm of the day immediately preceding the collection day.

42. No person shall place, or cause to be placed, any natural Christmas tree out for collection after 8:00 a.m. of the collection day.

43. No person shall permit any rejected natural Christmas tree to remain at the collection placement spot after 9:00 pm of the collection day.

## RESPONSIBILITIES OF OWNERS and OCCUPANTS:

44. Every owner or occupant shall:

- a. use only regulation containers as prescribed in the by-law for the storing, and placement for collection, of residual waste, recyclable materials and organic materials;
- b. provide a sufficient number of regulation containers to contain all of the collectible waste generated at the subject eligible premises between regularly scheduled collection dates;
- c. maintain such regulation containers in good repair and in a sanitary condition;
- d. take all reasonable measures to ensure that each regulation container is covered and secured at all times except when being emptied or filled;
- e. clean up any type of solid waste which has escaped from its container, whether it be a regulation container or not;
- f. store collectible waste outside the main building on the eligible premises in secured regulation containers made inaccessible to pests, rodents, vermin, seagulls or animals;
- g. Store plastic bags for waste in outdoor, roadside boxes or bins, provided they meet the following specifications:
  - i. a box or bin constructed of wood or other material as long as the box or bin is rodent and animal proof;
  - ii. waste streams must be clearly separated inside of boxes or bins;
  - iii. boxes or bins must be affixed with a lid weighing not more than 5 kilograms;
  - iv. boxes or bins shall be maintained in a neat and sanitary condition and kept in good repair at all times

- v. Boxes or bins must be placed between 1 metre and 3 metres from the travelled portion of the road.
- vi. Boxes or bins must be of original construction for the intended use
- h. store any waste refrigerator or freezer either inside an enclosed and locked building or with the refrigerator or freezer doors removed;
- i. ensure the proper preparation of all collectible waste in accordance with this by- law;
- j. ensure that collectible waste or special waste is placed for collection in accordance with this by-law.
- k. be responsible for the care and cleaning of each organics collection cart and mini-bin which have been assigned to their eligible premises.
- l. the repair or replacement of cart(s) or mini-bin(s) assigned to eligible premises due to misuse, alterations or abuse involving the owner or occupant of the eligible premises.
- m. be responsible for the cart(s) and mini-bin(s) assigned to the premises and used by tenants who are renting or leasing the premises

## REJECTION OF WASTE:

45. Any type of solid waste which has been set out for collection is subject to inspection by the Municipality or its agents or contractors and any such solid waste found or deemed by same to not be set out in accordance with the requirements of this by-law may be rejected and not collected.

46. In the event that collection of solid waste is rejected by the Municipality or its agents or contractors, a tag may be affixed to each such container, bag or bundle indicating the reason or reasons for rejection and a written

record of such rejection, and the reasons therefore, may be kept by the Municipality.

## PROPERTIES LOCATED ON PRIVATE ROADS:

47. Every person residing on a private road shall place all organic waste into a green cart and ensure that said green cart is placed at or near the intersection of said private road and the nearest public highway at the appropriate time for collection.
48. Every person residing on a private road shall transport all other collectible waste generated from an eligible premises to an approved storage bin and deposit same inside that approved storage bin.
49. The Municipality may, as per Operational Policy 17, establish a Grey Box Collection Site for owners and occupiers of the eligible premises on any private road, but otherwise the owners and occupants of the eligible premises on the said private road shall ensure that one or more approved storage bins, meeting the definition as contained in this by-law, is/are constructed to a size sufficient to handle the quantity of collectible waste generated from the eligible premises involved.
50. In both cases described in clause 50 of this by-law, the owners and occupiers of the eligible premises on any private road shall ensure that any approved storage bin is located at or near the intersection of said private road and the nearest public highway and ensure that any approved storage bin is maintained at all times in a neat and sanitary condition and kept in good repair.
  - a. Notwithstanding the above, residents who are collected by Operational Policy 17 are exempt from the previous clause.

## COMMERCIAL CONTAINERS

51. The following provisions apply to commercial containers:

- a. Any person who makes use of a commercial container for the temporary storage of waste shall ensure that such a commercial container:
  - i. is sturdily constructed of weather-proof and animal proof material and is capable of containing the material deposited within;
  - ii. is equipped with a tight-fitting lid with a positive closing device which shall be kept closed except when the container is being loaded or unloaded;
  - iii. meets the performance requirements set out in clause 3 of the American National Standards Institute Z245.3-1977, Safety Requirements for the Stability of Refuse Bins as updated and amended from time to time; (iv) is placed on a hard level surface and is loaded uniformly and has displayed thereon the following message or similar: "CAUTION: DO NOT PLAY ON OR AROUND";
  - iv. has displayed thereon the name and telephone number of the owner of the container and the type of material to be deposited therein;
  - v. is cleaned out regularly and periodically, as necessary, to avoid the build-up of odours;
  - vi. where tenants are required to place materials in the container, the container shall be designed and situated so as to be reasonably accessible for this purpose.
  - vii. has displayed thereon the following message "GARBAGE" or "WASTE" or "REFUSE", where ICI waste is to be deposited in the commercial container;

- viii. has displayed thereon the following message "RECYCLABLES" or "BLUE BAG RECYCLABLES", where blue bag recyclables are to be deposited in the commercial container;
  - ix. has displayed thereon the following message "PAPER" where paper is to be deposited in the commercial container, and has displayed thereon the following message "CARDBOARD ONLY" or "CARDBOARD" where corrugated cardboard is to be deposited in the commercial container;
  - x. has displayed thereon the following message "ORGANICS" or "COMPOST", where organic materials are to be deposited in the commercial container;
  - xi. any message required by this section that is placed directly on commercial container(s) of less than 365 litres in volume shall use lettering that is at least 5 cm in height and 2.5 cm in width and any message required by this section that is placed on larger commercial container(s) or posted within 3 metres of the commercial container(s) shall use lettering that is at least 10 cm in height and 4 cm in width.
  - xii. any message required by this section shall use lettering that is at least 10 centimetres in height and 4 centimetres in width.
- b. The owner of any premises on which a commercial container is placed shall ensure that:
- i. where possible, any such container is kept behind or beside the building which it serves;
  - ii. if kept in front of the building due to lot size and/or property configuration, such container is located at least 6 metres from the front property line;
  - iii. any such container is screened so as not to be visible from any street; any such container is kept in a manner that is not

unsightly and does not cause a nuisance or health-related problem.

- c. Where it is physically impossible for the owner to comply with the requirements of 51 (b) or in the case where the premises does not contain a building, the owner may keep the commercial container at a location on the premises which is not unsightly and does not cause a nuisance or health-related problem.
- d. A commercial container may be placed on a premises for a temporary period of time not longer than one month when the placement is in relation to the construction or repair of a building or structure, provided the commercial container is removed as soon as the construction or repair ceases or if it is to remain on the premises, the commercial container is made to comply with the provisions of this By-Law.
- e. The owner of any commercial container shall keep such a container clean and in good condition and the cover shall be kept in good working order.
- f. No person shall place a commercial container on any surface unless the surface is hard, level and weather resistant.
- g. No person shall place a commercial container on any public street within the Municipality without the written permission of the Municipality.
- h. The owner of any premises on which a commercial container is located shall be responsible to ensure that any such container is loaded uniformly and is loaded such that waste material is completely contained within the container when closed.
- i. The owner of any premises upon which a commercial container is located shall be responsible to:
  - i. keep the area surrounding any such container free from litter and waste;

- ii. cause any such container to be emptied at least once in every seven (7) days or more frequently if the container becomes filled before the seven-day period elapses unless the material is of a nature such that longer storage will not cause a nuisance or health related problem (e.g. dry or inert type materials, recyclables, scrap metals, etc.);
  - iii. cause such a container to be normally covered while containing waste.
- j. The owner of any industrial, commercial or institutional (ICI) premises may make use of aerated or other commercial container(s) specifically designed for containing organic materials and commercial container(s) such as wheeled totes for containing blue bag recyclables, plastic bags to contain paper or such other commercial container(s) specifically designed to contain materials and approved by the Administrator for the storage and collection of source-separated organic or recyclable materials from ICI premises provided that the owner shall not use any commercial container provided for pursuant to this section for the storage of ICI waste and provided that the owner complies with the other applicable requirements of this Section 52(a).
- k. No person shall place waste in any commercial container without permission of the owner of the container.
- l. The one month time limit in 51 (d) above can be extended with permission of the Administrator.
- m. The owner of any ICI premises shall ensure that commercial containers on the premises:
  - i. accommodate source-separated waste generated at that location;
  - ii. are designed and constructed such that the waste (i.e. ICI waste, organic materials, blue bag recyclables, paper and

corrugated cardboard) remains in a source-separated condition; and

- iii. are easily accessible to the occupants

## VEHICLES CARRYING WASTE:

52. The following provisions apply to vehicles carrying waste materials:

- a. Persons who collect, transport and dispose of waste materials, ICI waste, mixed waste, organic materials and recyclable materials shall do so in a sanitary manner; any fluid matter shall be transported in watertight containers having tight-fitting covers.
- b. Every vehicle used for the collection and transportation of solid waste materials shall have a tailgate or other restraining device and shall be closed or equipped with a tarpaulin, and such tarpaulin shall be used to cover such solid waste materials while the same is being transported.
- c. All solid waste materials shall be transported in such a manner that materials shall not spill or scatter from the vehicle containing the same.
- d. Solid Waste materials shall generally not remain in a vehicle overnight but shall be transported and disposed of on the same day as collected except in circumstances such as poor weather conditions, occasional equipment breakdowns, facility closures, etc. where delays shall be minimized, and disposal shall occur as soon as reasonably possible.
- e. All vehicles or containers used for the transportation of waste materials, ICI waste, mixed waste and organic materials shall be hosed down as required and kept in a sanitary condition.

- f. All vehicles or containers used for the transportation of recyclable materials shall be kept in a sanitary condition.
- g. The Administrator or designate may inspect vehicles used for the collection or carriage of waste materials at all reasonable times to ensure compliance with this By-Law.
- h. The municipal collection contractor has responsibility for and care of all solid waste materials from the collection point until the material is delivered to the designated receiving facility.

## LEGAL and ILLEGAL DISPOSALS:

53. Other than the placement of collectible waste for collection in accordance with this by-law, no person shall dispose of, or cause or permit the disposal of, collectible waste, special waste or non-collectible waste at any location or manner in the Municipality except as follows:
- a. short-term internal (mini-bin) and short-term external (green cart) storage of organic materials prior to collection;
  - b. backyard composting of organic materials, so long as it is carried out in such a manner which does not constitute a nuisance;
  - c. subject to any Federal or Provincial law to the contrary, the disposal of waste trees, brush or portions thereof or other organic farm or forestry waste on privately-owned forest or farmland in such a manner as to not constitute a nuisance;
  - d. construction or demolition materials shall not be stock piled, stored or disposed of in any other fashion on private property; and
  - e. subject to any Federal or Provincial law or other Municipal By-laws to the contrary, the disposal of aggregate, soil, bricks, mortar, concrete or asphalt pavement as fill in such a manner as to not constitute a nuisance.

54. No person shall dispose of, or cause or permit the disposal of, any solid waste in, at or near an approved storage bin if that person is not an owner or occupier of an eligible premise on the private road serviced by that approved storage bin.
55. No person shall dispose of, or cause or permit the disposal of, any solid waste at, near, on top of or otherwise outside an approved storage bin.
56. No person shall dispose of, or cause or permit the disposal of, any non-collectible or rejected solid waste at an approved storage bin.
57. No person shall dispose of, or cause or permit the disposal of, construction or demolition materials at any location in the Municipality except at the approved Construction and Demolition Materials Landfill Site operated by the Municipality at the Queens Solid Waste Facility.
58. No person shall dispose of, or cause or permit the disposal of, household hazardous waste at any location in the Municipality except at the approved Household Hazardous Waste Depot at the Queens Solid Waste Facility.
59. No person shall dispose of collectible waste at the Queens Solid Waste Facility operated by the Municipality anywhere other than as directed by authorized staff of the Municipality.
60. No person shall engage in salvage or scavenging activity at either the Queens Solid Waste Facility operated by the Municipality or the Construction and Demolition Materials Landfill Site operated by the Municipality.
61. No person shall transport solid waste within the Municipality unless same is well secured against spillage or upset and in a manner that meets or exceeds any Federal, Provincial or other regulatory requirement.
62. Proof that any type of solid waste, which was disposed of in contravention of this by-law, originated from a particular person, or from the property of a particular person, shall, in the absence of evidence sufficient to

convince a court to the contrary, be sufficient evidence for a court to infer that the said particular person disposed, or caused or permitted the disposal, of that solid waste or a portion of that solid waste.

## HOUSEHOLD HAZARDOUS WASTE DEPOT:

63. Every owner or occupant shall store any household hazardous waste generated by same in a safe and secure manner and place and shall deliver same, as soon as is reasonably possible, to the Household Hazardous Waste Depot at the Queens Solid Waste Facility operated by the Municipality.

64. No person shall dispose of - or cause or permit the disposal of - any type of household hazardous waste in or adjacent to the Household Hazardous Waste Depot ("HHW Depot") in the following circumstances:

- a. when the said HHW Depot is not open and operational; or
- b. after authorized municipal staff of the HHW Depot has refused to accept same.

## CONSTRUCTION OR DEMOLITION MATERIALS LANDFILL SITE:

65. The operator or other authorized municipal staff of the Construction or Demolition Materials Landfill Site operated by the Municipality may refuse a load of solid waste under the following circumstances:

- a. when it is comprised of, or contains, solid waste other than the type of solid waste for which that facility has been designed;
- b. for which a tipping fee has not yet been set or negotiated with the solid waste generator or collector;
- c. for which a tipping fee has not yet been paid to the facility; or

d. for which tipping fee payment arrangements, satisfactory to the Municipality, have not yet been made.

66. No person shall dispose of, or cause or permit the disposal of, any type of solid waste in or adjacent to the Construction or Demolition Materials Landfill Site in the following circumstances:

a. when the landfill site is not open and operational; or

b. after authorized municipal staff of the landfill site has refused to accept same.

## GENERAL PROHIBITIONS:

67. No person shall pick over, remove, collect, disturb or otherwise interfere with any type of, solid waste or regulation container which has been placed out for collection.

68. No person shall pick over, remove, collect, disturb or otherwise interfere with any type of solid waste or regulation container which has been placed in an approved storage bin.

69. The prohibitions in clauses 68 and 69 of this by-law do not apply to:

a. the person who placed the solid waste or regulation container either out for collection or into the approved storage bin; or

b. waste wood material, appliances or furniture.

70. No person shall pick over, remove, collect, disturb or otherwise interfere with waste wood material, appliances or furniture without immediately thereafter cleaning up any mess created and, if deciding to not remove the item, then returning it to its former location.

71. No person shall dispose of any type of solid waste by the burning of same except for brush or tree limbs and clean wood (untreated, unstained, unpainted) and only in such place and under such conditions as are

permitted by any applicable municipal by-law or Provincial or Federal laws.

## ENFORCEMENT and PENALTIES:

72. Any person who disposes of Construction or Demolition materials or Household Hazardous waste other than in accordance with this by-law is guilty of a summary offense and is liable, upon conviction, to a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars (\$5,000.00), and in default of payment to a term of imprisonment not to exceed ninety (90) days.
73. Any person who disposes of or causes or permits the disposal of collectible waste, special waste or non-collectible waste at a location or in a manner contrary to section 54 of the by-law is guilty of a summary offense and is liable, upon conviction, to a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars (\$5,000.00), and in default of payment thereof to a term of imprisonment not to exceed ninety (90) days.
74. Any person who violates any other provision of, or permits anything to be done in violation of, this by-law is guilty of a summary offense and is liable, upon conviction, to the following:
  - a. for a first offense, a fine of not less than One Hundred Dollars (\$100.00) and not more than One Thousand Dollars (\$1,000.00) and in default of payment thereof to a term of imprisonment not to exceed thirty (30) days;
  - b. for a second offense, a fine of not less than Two Hundred and Fifty Dollars (\$250.00) and not more than Two Thousand Dollars (\$2,000.00) and in default of payment thereof to a term of imprisonment not to exceed sixty (60) days;
  - c. for each subsequent offense, a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars

(\$5,000.00) and in default of payment thereof to a term of imprisonment not to exceed ninety (90) days.

75. Any person who obstructs or hinders any person in the performance of their duties under this by-law is guilty of a summary offence and is liable, upon conviction, to a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars (\$5,000.00), and in default of payment to a term of imprisonment not to exceed ninety (90) days.
76. Pursuant to the provisions of the Municipal Government Act, in addition to a fine imposed for violation of this by-law a judge may order the person to comply with this by-law within a time period specified in the order.
77. Each day that a person commits any offence, or permits an offence, under this by-law constitutes a separate offence.
78. Where a person is convicted of an offence under this by-law and the court is satisfied that, as a result of the commission of the offence, clean-up or site remediation costs were incurred, whether by the Municipality or by a person, the Court may order the offender to pay, in addition to all other fines and penalties, restitution to the Municipality or person in an amount equal to the said clean-up or remediation costs.

## REPEAL:

79. The Solid Waste Collection By-law of the Region of Queens Municipality passed by the Council of the Region of Queens Municipality on the 3rd day of July 2019 is hereby repealed.

**THIS IS TO CERTIFY THAT** this bylaw was passed by the Council of the Region of Queens Municipality at a duly constituted meeting of said Council held on the 27th day of November 2025.

SIGNED by the Mayor and Municipal Clerk this 9th day of November 2025.

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Mayor

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Municipal Clerk

First Reading: November 12, 2025

Public Notice: November 13, 2025

Second Reading: November 27, 2025

Notice of Passing: December 1, 2025

**Filed/**Approved: Municipal Affairs: December 9, 2025