

CANADA  
PROVINCE OF NOVA SCOTIA  
COUNTY OF QUEENS

I, Chris McNeill, of White Point in the County of Queens, Province of Nova Scotia make oath and say:

1. THAT I am the Chief Administrative Officer of the Region of Queens Municipality;
2. THAT hereto attached and marked Exhibit "A" is a true copy of Bylaw No. 13 - A Bylaw Respecting the Proper Separation, Storage, Placement for Pick-up, Collection and Disposal of All Types of Solid Waste, that was adopted at a meeting of the Council of the Region of Queens Municipality held on the 25<sup>th</sup> of June, 2019;
3. THAT I have compared the attached bylaw with the original thereof and that it is in all respects a true copy;
4. THAT the aforementioned bylaw was filed with the Minister of Municipal Affairs on the 3<sup>rd</sup> day of July, 2019;
5. THAT attached hereto and marked Exhibit "B" is a true copy of the notice that was published in the 3<sup>rd</sup> day of July, 2019, edition of the *South Shore Breaker*;
6. THAT I have compared the advertisement marked Exhibit "B" with the original thereof and it is in all respects a true copy thereof.

IN WITNESS WHEREOF I have affixed my signature and the seal of the Region of Queens Municipality this 3<sup>rd</sup> day of July, 2019.

  
Chris McNeill  
Chief Administrative Officer



# EXHIBIT 'A'

## 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 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. **"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;
  - b. **"blue bag recyclables"** means glass jars and bottles, cans (whether made of aluminum, steel or tin), plastic containers numbered 1, 2, 3, 4, 5, 6 and 7, plastic bags, film stretch and pallet wrap, aluminum foil, milk and juice containers and tetra packs, together with such other items as may be designated by Council from time to time;
  - c. **"boxboard"** means cereal, shoe, tissue, detergent, cracker, cookie, baking product and frozen food boxes, toilet paper rolls and paper towel rolls, and other similar items;
  - d. **"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;

- e. "**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;
- f. "**collectible waste**" means organic materials, recyclable materials, and residual waste;
- 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. "**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's 1997 Construction and Demolition Debris Disposal Site Guidelines, as amended from time to time;
- i. "**Council**" or "**council**" means the Council of the Region of Queens Municipality;
- j. "**dispose**" means any form of disposal, burning or other destruction, 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;
- k. "**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;
- l. "**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 Council from time to time;
- m. "**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;

- n. **"food waste"** means fruit and vegetable peelings, table scraps, meat, poultry and fish, shellfish, dairy products, cooking oil, grease and fat, bread, grain, rice and pasta, bones, egg shells, coffee grounds and filters, tea leaves and bags, or other similar items;
- o. **"green cart"** - see definition of "organic materials collection cart";
- p. **"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;
- q. **"leaf and yard waste"** means grass clippings, leaves, brush, twigs, house and garden plants, or other similar items;
- r. **"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;
- s. **"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;
- t. **"mixed paper"** means any type of bond paper, foolscap or other writing paper, notepaper, envelopes, correspondence, and such other products as may, from time to time, be designated by the Municipal Engineer;
- u. **"Municipality"** or **"municipality"** means the Region of Queens Municipality;
- v. **"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 parts of any domestic animal;
  - 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 pumpings, 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 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.
- w. **"N.S.E."** means Nova Scotia Environment or its successor provincial department;
- x. **"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;

- y. **"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 Council from time to time;
- z. **"organic materials collection cart" or "green cart"** means an aerated 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;
- aa. **"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;
- bb. **"paper/fibre recyclables"** means corrugated cardboard even if wet or soiled and any of the following when and if they are not soiled and not wet: mixed paper, file folders, envelopes, boxboard, fibre egg cartons, newsprint, glossy and non-glossy flyers and magazines, catalogues, telephone books, the pages of what had been a hard cover book once the covers are removed, soft cover books, or other similar items as are designated by Council from time to time;
- cc. **"recyclable materials"** means paper/fibre recyclables, blue bag recyclables and other materials of a recyclable nature;
- dd. **"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;
- ee. **"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;
- ff. **"residual waste"** 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, light bulbs, used disposable diapers, candy wrappers, covers removed from hard cover books, discarded clothing and furnishings, broken toys, mats and small carpets, non-recyclable plastic and metal, non-recyclable packaging including Styrofoam™, 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.

- gg. "**non-recyclable paper or fibre**" means any of the following when and if they are soiled or wet: napkins, paper towel and fast food wrappers, wax paper, wrapping paper, pizza boxes, paper plates and cups, boxboard, newspaper and flyers, sugar, flour and potato paper bags, file folders, envelopes, or other similar items;
- hh. "**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;
- ii. "**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;
- jj. "**transfer station**" means the Organic Materials Transfer Station operated by the Municipality;
- kk. "**transient waste**" means any type of solid waste generated outside the Municipality;
- ll. "**unit**" means a self-contained portion of a building occupied as a separate residence;
- mm. "**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;
- nn. "**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.

#### **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 public, Region or statutory 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 in a mail-out "collection calendar".

#### **COLLECTION FROM PROPERTIES LOCATED ON PRIVATE ROADS:**

9. Properties located on private roads shall receive collection service but in a restricted fashion in that collection shall take place not in front of each individual property but from one or more approved storage bins or one or more green carts located at or near the intersection of said private road and the nearest public highway.



10. Collection of collectible waste from approved storage bins servicing properties located on private roads shall take place on an as-needed basis.

**CONTAINER and BUNDLING REGULATIONS for recyclable materials:**

11. 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, clear or 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).
12. When set out for collection each bag of blue bag recyclables, including contents, shall be securely tied and not exceed 25 kilogram in weight.
13. 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, clear or 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 122cm).
14. When set out for collection each bag of paper/fibre recyclables, including its contents, shall be securely tied and not exceed 25 kilogram in weight.
15. Blue bag recyclables and paper/fibre recyclables (including corrugated cardboard) may be set out for collection, as combined recyclables, in the same regulation container plastic bag.
16. When set out for collection each bag of combined recyclables, including its contents, shall be securely tied and not exceed 25 kilogram in weight.
17. 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 2 feet by 3 feet in dimensions and well-anchored, in

some fashion, against the wind.

**CONTAINER REGULATIONS for residual waste:**

18. No person shall place, or caused to be placed, residual waste out for collection other than in a regulation container consisting of which is a plastic bag which meets the followingspecifications:
  - a. made of dark green or black plastic, watertight of an overall length of between 0.5 metres and 1 metre when empty;
  - b. no smaller than sixty five by ninety centimetres (65 cm x 90 cm) and no larger than seventy-six by one hundred and twenty centimetres (76 cm x 120 cm);
19. Each bag shall be securely tied and, including its contents, shall not exceed 25 kilograms in weight.

**CONTAINER REGULATIONS for organic materials:**

20. No person shall place, or caused to be placed, organic materials out for collection in any fashion other than contained within a green cart.
21. 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.
22. Notwithstanding clauses 20 and 21 of this by-law, leaf and yard waste may be completely enclosed in a green cart or in orange or clear bags for the purposes of the special twice- yearly scheduled collections of leaf and yard waste.

**PLACEMENT OF COLLECTIBLE WASTE FOR COLLECTION:**

23. In the case of a property not located on a private 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 and 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 the said street, road or highway.
24. 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:

25. 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 and tools 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
26. 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 18 of this bylaw.
27. There is no limit on the number of bags of blue bag recyclables and paper/fibre recyclables 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.
28. No person shall utilize any plastic retail or grocery store bag as a container or receptacle for other waste; such bags are acceptable only when empty and as part of blue bag recyclables.
29. No person shall place, or cause to be placed, any collectible waste out for municipal collection before 12:00 noon of the day immediately preceding the day scheduled for collection.
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 12:00 noon of the day immediately following the day scheduled for collection.
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.

### COLLECTION OF SPECIAL WASTE:

33. The Engineer may designate a day or days in the Spring, as well as a day or days in the Fall, for collection of special waste.

34. 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 200 gallons in capacity, 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 70 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.
35. No person shall place, or cause to be placed, any special waste out for collection before 12:00 noon of the day immediately preceding the day designated for collection of same.
36. No person shall place, or cause to be placed, any special waste out for collection after 8:00 a.m. of the day designated for collection of same.
37. No person shall permit any rejected or residue special waste to remain at the collection placement spot after 12:00 noon of the day immediately following the day designated for collection of same.

#### **COLLECTION OF NATURAL CHRISTMAS TREES:**

38. The Engineer may designate a day or days for collection of natural Christmas trees.
39. 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 and any tree stand;
  - b. it shall have no wires or nails attached; and
  - c. it must not exceed 3 metres in length.
40. No person shall place, or cause to be placed, any natural Christmas tree out for collection before 12:00 noon of the day immediately preceding the day designated for collection of same.
41. No person shall place, or cause to be placed, any natural Christmas tree out for collection after 8:00 a.m. of the day designated for collection of same.

42. No person shall permit any rejected natural Christmas tree to remain at the collection placement spot after 12:00 noon of the day immediately following the day designated for collection of same.

#### **RESPONSIBILITIES OF OWNERS and OCCUPANTS:**

43. 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. ensure that any approved storage bin serving that premises is maintained at all times in a neat and sanitary condition and kept in good repair;
  - h. store any waste refrigerator or freezer either inside an enclosed and locked building or with the doors of the refrigerator or freezer removed;
  - i. ensure the proper preparation of all collectible waste in accordance with this by-law; and
  - j. ensure that collectible waste or special waste is placed for collection in accordance with this by-law.

#### **REJECTION OF WASTE:**

44. 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.

45. In the event that collectible waste or special 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:**

46. 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.
47. 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.
48. The Municipality may, in its sole discretion, provide one or more approved storage bins for owners and occupiers of the eligible premises on any private road, but otherwise the owners and occupiers 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.
49. In both cases described in clause 48 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.

#### **LEGAL and ILLEGAL DISPOSALS:**

50. 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 farm land 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.
51. 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.
  52. 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.
  53. No person shall dispose of, or cause or permit the disposal of, any non-collectible or rejected solid waste at an approved storage bin.
  54. 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.
  55. 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 Solid Waste Facility operated by the Municipality.
  56. No person shall dispose of collectible waste at the Solid Waste Facility operated by the Municipality anywhere other than as directed by authorized staff of the Municipality.
  57. No person shall engage in salvage or scavenging activity at either the Solid Waste Facility operated by the Municipality or the Construction and Demolition Materials Landfill Site operated by the Municipality.
  58. No person shall transport solid waste within the Municipality unless same is well secured against spillage or upset.
  59. 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:**

60. 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 Solid Waste Facility operated by the Municipality.

61. 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:**

62. 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.
63. 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:**

64. 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.



65. 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.
66. The prohibitions in clauses 64 and 65 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.
67. 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.
68. 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 Provincial or Federal laws.

#### **ENFORCEMENT and PENALTIES:**

69. 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.
- 69A. 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 50 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.
70. 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.

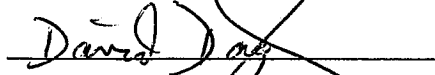
- 71. Any person who obstructs or hinders any person in the performance of their duties under this by-law is guilty of a summary offense and is liable, upon conviction, to a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars (\$5,000.00), and in default of payment to a term of imprisonment not to exceed ninety (90) days.
- 72. 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.
- 73. Each day that a person commits any offence, or permits an offence, under this by-law constitutes a separate offence.
- 74. 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:**

- 75. The Solid Waste Collection By-law of the Region of Queens Municipality passed by the Council of the Region of Queens Municipality on the 17<sup>th</sup> day of September, 2012 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    day of    , 2019.

**SIGNED** by the Mayor and Chief Administrative Officer this 3<sup>rd</sup> day of July , 2019.

  
\_\_\_\_\_

Mayor

  
\_\_\_\_\_

Chief Administrative Officer

**PROPOSED READINGS:**

First Reading:            May 28, 2019  
Public Notice:            June 5, 2019  
Second Reading:        June 25, 2019  
Notice of Passing:      July 3, 2019  
Filed/Approved: Municipal Affairs:    July 3, 2019

CONSTRUCTION WOES

MODL municipal building estimate rises to \$8.7 million

Council exploring options to find \$1.1 million in savings from other capital projects

JOSH HEALEY

With the cost of its new municipal service building on the rise, the Municipality of the District of Lunenburg (MODL) needs to find \$1.1 million in savings from other projects.

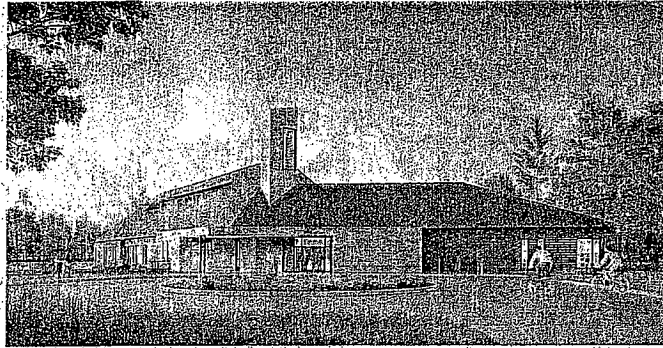
The search was made necessary after council moved to give the building tender to Roscoe Construction; the tender was awarded at a special meeting on June 5.

Despite being the lowest bidder, Roscoe's tender — which came in at \$6.6 million — was significantly more expensive than the \$5.5 million anticipated by council.

The total price for the municipal services building is now estimated at \$8.7 million.

When asked if she was surprised by the jump in price, MODL mayor Carolyn Bolivar-Getson said the difference resulted from the cost of trades like millwork and electrical.

"Council did expect the bids to come in closer to the estimated



An artist's rendition of MODL's new municipal service building in Osprey Village. CONTRIBUTED

budget," she wrote via email, adding that managing project costs is a top priority.

It is always difficult in the estimating stage of a multi-million-dollar project to determine what the bids might come in at.

Bolivar-Getson added the province is experiencing a con-

struction boom, which also increased costs.

Instead of increasing taxes or incurring debt, council moved to explore finding the \$1.1 million price difference from existing capital projects.

Council is expected to discuss the issue at a meeting on June

25, including a presentation from the project manager about other ways to cut costs.

When asked if it was council's belief that it was better to cut from existing projects than raise taxes, the mayor said council would explore delaying projects rather than using exist-

ing reserves.

"This project will not raise taxes, as the municipality has ample reserves in place," she added.

As per a report submitted by Catalyst Consulting Engineers, Avondale Construction's bid came in at \$6.8 million while Maxim Construction estimated it would take \$7 million to complete the project.

By moving forward with Roscoe Construction, said the report, council would keep to their goal of finishing the project by the spring of 2020.

Still, given the price of trade work, council is exploring their options to reduce the estimated costs.

"As soon as the contracts are signed, the construction of the building will begin," said Bolivar-Getson.

In fact, work has already begun for MODL's new home in Osprey Village; council previously awarded the tender for the building's site development back in April.

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**Region of Queens Municipality**

**PUBLIC NOTICE PASSING OF BYLAW**

**PUBLIC NOTICE IS HEREBY GIVEN** that the Council of the Region of Queens Municipality approved the second and final reading of the Solid Waste Management Bylaw at its regular meeting of Council held on June 25, 2019 at the Council Chambers, 249 White Point Road, Liverpool, NS.

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

The effective date of the noted bylaw will be July 3, 2019.

A copy of the approved bylaw is available at the Municipal Office at 249 White Point Road in Liverpool, Nova Scotia, between the hours of 8:30 am and 4:30 pm, Monday to Friday. It can also be viewed on the Region's website at [www.regionofqueens.com](http://www.regionofqueens.com) under Council & Governance / Bylaws. Further information may be obtained by contacting the Planner at 902.354.3455.

Mike MacLeod  
Planner

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