



## **BYLAW NO 1785**

### **SOLID WASTE MANAGEMENT BYLAW**

#### **A BYLAW OF KNEEHILL COUNTY, IN THE PROVINCE OF ALBERTA, FOR THE COLLECTION, REMOVAL AND DISPOSAL OF MUNICIPAL SOLID WASTE**

**WHEREAS**, pursuant to the Municipal Government Act, Chapter M-26, Revised Statutes of Alberta 2000, as amended, a Municipal Council has authority to govern and the authority to pass bylaws respecting the municipality, including services provided by or on behalf of the municipality;

**ANDWHEREAS**, the Municipal Government Act give Municipalities the power to enact Bylaws and impose fines and penalties for infractions of their bylaws;

**ANDWHEREAS**, Council deems it appropriate to establish a system for waste management to provide for the collection, removal and disposal of municipal solid waste.

**NOW THEREFORE**, the Council of Kneehill County, duly assembled, enacts as follows:

#### **PART ONE INTRODUCTION**

##### **1. TITLE**

**This Bylaw shall be known as the "Solid Waste Management Bylaw".**

##### **2. DEFINITIONS**

**In this bylaw the following words and phrases mean:**

- (1) **"Ash" or "Ashes"** shall mean the solid residue left when combustible material is thoroughly burned;
- (2) **"Business"** shall mean any business, trade, profession, industry, occupation, employment or calling and providing of goods and services within the County;
- (3) **"Collection"** shall mean the removal of household refuse from premises to a disposal location whether the County or a contractor under contract does such removal;
- (4) **"Collection Day"** means the day which is scheduled for municipal collection of solid waste in the Hamlets of Huxley, Swalwell, Sunnyslope, Torrington, and Wimborne;

- (5) **Collector** means a person or corporation who collects waste within the County for and on behalf of the County;
- (6) **Commercial Waste** shall mean any waste produced by a commercial business paying commercial taxes;
- (7) **Council** means the municipal council of Kneehill County;
- (9) **Household Hazardous Waste** means waste in the possession of a householder generated during the normal course of household activities that requires special handling because of health, safety or environmental concerns;
- (10) **Household Refuse** means waste bi-products produced from household process and can be composed of organic and inorganic material;
- (11) **Residential** means any premise which:
  - (i) Is actually used as a dwelling;
  - (ii) Consists of four (4) or fewer self-contained suites/units;
  - (iii) Has, at the sole discretion of the Chief Administrative Officer, been described otherwise as residential and therefore entitled to residential waste collection and removal.
- (12) **Scavenging** shall mean the collection of items by searching through waste;
- (13) **Summons** shall mean a summons as defined in the Provincial Offences Procedure Act.;
- (14) **Transfer Station** means a County facility where waste is received for transfer to another location for processing or disposal;
- (15) **Waste** shall mean any discarded household refuse, recyclables, or household hazardous wastes.

## **PART TWO GENERAL RULES**

### **3. GENERAL**

- (1) Except as otherwise provided in this Bylaw, the County may provide for the public Collection and removal of waste within the limits of the Hamlets of Huxley,-Swalwell, Sunnyslope, Torrington, and Wimborne;
- (2) Except as otherwise provided in this Bylaw, the County shall provide a designated site for residents to bring and dispose of waste.

### **4. WASTE DISPOSAL**

- (1) Disposal charges as outlined in the current Master Rates Bylaw will apply to household and commercial waste brought to the County landfill and transfer stations or collected by the County Collector.

- (2) All Cardboard shall be flattened and placed in specified Approved Receptacle. No food waste or other waste other than cardboard shall be placed in Approved Receptacle for cardboard. Approved Receptacles are located at each County Transfer Station.
- (3) Ashes shall be quenched and placed in a separate container for disposal.

## **5. COLLECTION**

- (1) The county will designate one day per week as the collection day.
- (2) All persons shall dispose of household refuse by placing it in an appropriate waste bag in good repair, securely tied, to a maximum weight of 23 kg and to a total maximum of 3 bags per collection day.
- (3) Where the Collector does not collect household refuse at a non-residential premise, the occupant shall have arrangements to remove and dispose of the waste in compliance with all applicable Federal, Provincial and Municipal Laws.
- (4) Properties within the designated areas that are not defined as residential may have the option to undertake their own solid waste collection and disposal. To do so, the property owner must complete the required form (attached as schedule B) and acceptance shall be determined by the CAO or designate.

## **6. PROHIBITIONS**

- (1) No person shall set out for collection, either accidentally or intentionally, as household waste any of the following materials:
  - (a) Highly combustible or explosive materials including but not limited to liquid or solid fluids, gunpowder, ammunition or explosives;
  - (b) Hot ashes;
  - (c) Compressed propane or butane cylinders;
  - (d) Toxic or household hazardous waste including solvents, oven cleaners, paints, automotive fluids, wet cell batteries, pesticides, herbicides, or any material commonly referred to as household, commercial, or industrial hazardous waste;
  - (e) Hypodermic needles or syringes, lancets or any sharp item used in home medical care;
  - (f) Fluorescent tubes and incandescent light bulbs;
  - (g) Loose sharps such as broken glass, razor blades, sheet metal scraps, and items with exposed nails or screws;
  - (h) Large or bulky items such as mattresses, box springs, dressers, tables, chairs, major appliances, or auto and truck tires;

- (i) Renovation material, stumps, concrete blocks or slabs
  - (j) Electronic equipment including televisions, computers, computer monitors, keyboards, and associated cables
  - (k) Any quantity of sod, dirt, or gravel
- (2) No person shall burn any waste within the limits of each Hamlet.
  - (3) No person shall deposit any waste whatsoever on any public or private property in the County, except as permitted by this Bylaw.

## **7. LANDFILLS AND TRANSFER STATIONS**

- (1) No person shall, accidentally or intentionally, deliver waste to the County landfill that is unsuitable for landfill disposal.
- (3) The County landfill will accept inert waste listed by the Provincial Government as suitable for disposal in a Class III municipal landfill but will not accept:
  - (a) Asbestos or asbestos-containing material in any quantity;
  - (b) Radioactive material;
  - (c) Liquid waste;
  - (d) Agriculture Plastics;
  - (e) Any and all cannabis related waste;
  - (f) Any other material determined by the CAO or Designate as unsuitable for landfill disposal.
- (4) The Attendants employed by the County reserves the right to reject loads based on material type, volume, source, prevailing weather or any factor affecting disposal facility operation.
- (5) No load of waste will be accepted at a County landfill where the nature of the material is unknown or the proper disposal or handling method is in doubt.
- (6) No person while at a County landfill or transfer station shall disobey any facility attendant's instructions, posted speed limits, material restrictions, hours of operation, safety requirements, or litter prevention requirements.
- (7) No person, except where authorized by the County, shall enter a County landfill or transfer station for the purpose of scavenging, picking over, scattering, searching or burning of any material.
- (8) The CAO or Designate may deny any person violating the terms of this Bylaw entry to a County landfill or transfer station.

**8. LOAD SCREENING AT COUNTY LANDFILL AND TRANSFER STATIONS**

- (1) The County reserves the right to inspect any load arriving at any County landfill and transfer station for unacceptable materials.
- (2) When a load is selected for inspection the vehicle operator shall either comply with the directions of County staff or shall immediately remove the load from the facility.
- (3) County staff will instruct the vehicle operator to dump the load in a designated holding area, may request information regarding the nature and source of the load, and may request that the vehicle operator sign a statement confirming the accuracy of the information given.

**9. LIMITATIONS**

- (1) The County shall not be liable in any manner whatsoever for damage, loss or associated costs resulting from or arising from the process of waste collection or the process of using County facilities to dispose of such waste.
- (2) The County reserves the right to withhold collection of improperly prepared waste, prohibited waste, excessive quantities of waste, or waste located at unsafe or non-compliant set-out locations.

**10. OFFENSES & PENALTIES**

- (1) Any person who contravenes this Bylaw is guilty of an offence.
- (2) Persons contravening certain sections of this Bylaw shall be liable for the penalties set out in such section or set out opposite such section number in schedule 'A' hereto.
- (3) A summons may be issued by a Peace Officer or a Bylaw Enforcement Officer to any person alleged to have breached any provision of this Bylaw, and the said Offence Ticket shall require the payment to Kneehill County in the amount specified in this Bylaw or the regulations pursuant to the PROVINCIAL OFFENCES PROCEDURE ACT, (Alberta) as amended.
- (4) A summons shall be deemed to be sufficiently served:
  - (a) If served personally on the accused; or,
  - (b) If mailed to the address of the registered Owner of the business concerned; or to the person concerned.

**PART THREE TRANSITION****11. SEVERABILITY**

- (1) If a portion of this bylaw is found by a court of competent jurisdiction to be invalid, the invalid portion will be voided, and the rest of the bylaw remains valid and effective.

**12. EFFECTIVE DATE**

(1) This bylaw comes into effect upon third reading of this bylaw.

**13. BYLAW REPEAL**

(1) Bylaw No. 1684 is hereby repealed.

**READ** a first time on this 12<sup>th</sup> day of February, 2019.

**READ** a second time on 12<sup>th</sup> day of February, 2019

*UNANIMOUS permission for third reading given in Council* on the 12<sup>th</sup> day of February, 2019.


**READ** a third time and final time of this 12<sup>th</sup> day of February, 2019.

  
\_\_\_\_\_  
Reeve

Jerry Wittstock

  
\_\_\_\_\_  
Interim Chief Administrative Officer

Peter Tarnawsky

  
\_\_\_\_\_  
Date Bylaw Signed

**SCHEDULE A – PENALTY AMOUNTS**

OFFENCE	SECTION	1 <sup>st</sup> OFFENCE	2 <sup>nd</sup> OFFENCE	3 <sup>rd</sup> OFFENCE
Prohibited Waste Collection Items	5	\$100.00	\$150.00	\$250.00
Burning Waste Within a Hamlet	6	\$100.00	\$150.00	\$250.00
Disposal of Prohibited Waste at a Landfill	11	\$200.00	\$250.00	\$350.00
Scavenging	16	\$200.00	\$250.00	\$350.00
All Other Sections		\$100.00	\$150.00	\$250.00



**Schedule B**

**Request for Non-Participation in  
Hamlet Residential Solid Waste Collection**

Property Name: \_\_\_\_\_

Property Location: \_\_\_\_\_

Property Owner Name: \_\_\_\_\_

Property Representative Name: \_\_\_\_\_

Property Representative Title: \_\_\_\_\_

Describe the property, its purpose and use:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the request for non-participation is acceptable to the County, the owner of the property will be responsible for all requirements and costs related to the collection and disposal of solid waste at this property. The solid waste shall be collected and removed in a timely manner that it does not cause a nuisance or become an unsightly property.

Commercial bin collection services are to off-load at an approved site. The County does not have an approved site.

\_\_\_\_\_  
Property Owner/Representative

\_\_\_\_\_  
Date

**Internal use only:**

Has form been completed in full and signed? \_\_\_\_\_

Does property qualify as non-residential? \_\_\_\_\_

\_\_\_\_\_  
CAO or Designate

\_\_\_\_\_  
Date