

**THE CORPORATION OF THE  
TOWNSHIP OF EDWARDSBURGH/CARDINAL  
BY-LAW NO. 2001-69**

**“BEING A BY-LAW TO PROVIDE FOR THE  
COLLECTION OF GARBAGE AND OTHER WASTE MATERIAL”**

WHEREAS Section 208.2 of the Municipal Act, RSO 1990, Chapter M.45 authorizes the council of a local municipality to pass by-laws for establishing, maintaining and operating a system for waste management;

AND WHEREAS Section 208.6, Paragraph 2 of the Municipal Act authorizes the council of a local municipality to set out provisions for charging rates for the aforementioned service;

AND WHEREAS Section 210, Paragraph 82 of the Municipal Act authorizes the council of a local municipality to pass by-laws prohibiting the throwing, placing or depositing of refuse or debris on private property or on property of the municipality or any local board thereof without authority from the owner or occupant of such property;

AND WHEREAS the Council of the Corporation of the Township of Edwardsburgh/ Cardinal deems it expedient to pass a by-law setting out new policies and procedures for the collection, removal and disposal of garbage in the Township;

AND WHEREAS the Council wishes to provide a means of reducing the amount of garbage going to landfill sites;

NOW THEREFORE the Council of the Corporation of the Township of Edwardsburgh/ Cardinal enacts as follows:

**1. Definitions**

For the purposes of this by-law, the following words shall have the meaning given herein:

- 1.1 **“Commercial property”** means land, buildings or structures used for the purpose of buying and selling commodities and supplying of services as distinguished from such uses as manufacturing or assembling of goods, warehousing, transport terminals, construction and other similar uses.
- 1.2 **“Garbage”** shall include and mean all animal, mineral and vegetable matter, sweeping of floors, discarded wearing apparel, waste paper, cartons and boxes, excelsior and packing material, glass, crockery and metals in any form or state abandoned, discarded or thrown out by any occupant of and generated from a residential property or dwelling. Garbage shall be separated into recyclables, compostables and other.
- 1.3 **“Industrial property”** means land, building(s) or structure(s) used for the purpose of manufacturing, assembling, making, preparing, inspecting, ornamenting, finishing, treating, altering, repairing, warehousing, or storage or adapting for sale any goods, substances, article or thing, or any part thereof and the storage of building and construction equipment and materials as distinguished from the buying and selling of commodities and the supplying of personal services.

- 1.4 **"Institution"** means land, building, structure or part thereof used by any government agency, organization, group or association, for the promotion of religious, charitable, educational, medical, benevolent objectives or public service and which is not operated for profit or gain.
- 1.5 **"Occupant"** shall include and mean any occupant, owner, lessee, tenant or responsible employee thereof of any residential dwelling.
- 1.6 **"Residential dwelling unit"** shall mean one or more habitable rooms designed for use and occupied by not more than one family and in which separate kitchen and sanitary facilities are provided for the exclusive use of such a family, with a private entrance from outside the building or from a common hallway or stairway inside the building.
- 1.7 **"Street"** shall mean any public highway, road, lane, alley, square, place, thoroughfare or way within the Township of Edwardsburgh/Cardinal.
- 1.8 **"Township"** shall mean the Corporation of the Township of Edwardsburgh/Cardinal.

## **2. General**

- 2.1 No garbage of a semi-liquid consistency shall be collected from any premises whatsoever.
- 2.2 Occupants may place garbage bags in a suitable container sufficient to prevent the entry of water, rain, flies and animals and the escape of noxious odours therefrom.
- 2.3 All garbage shall be placed in Township clear plastic disposable garbage bags and no bag shall exceed 40 pounds in weight.
- 2.4 The maximum number of bags placed out for collection by the occupant shall not exceed ten per collection for each residential dwelling unit, for each commercial property and for each institution. For commercial or institutional properties where waste exceeds ten bags per week, a bin may be obtained from independent contractors for a weekly rental fee depending on the bin size.
- 2.5 The containers or garbage bags shall be placed by the occupant for pick up as close as possible to the travelled portion of the street and in a manner as not to impede pedestrians or traffic;.
- 2.6 Garbage bags or containers shall be placed on the street allowance before 7:00 a.m. on the day of collection for that particular street.
- 2.7 No person shall place garbage on another person's property except on the public property directly fronting said person's property or spill, scatter, deposit, throw, cast, lay or cause to be thrown, cast or laid, any garbage or disturb or interfere with any garbage on any street public property or private property.

Spillage from containers or bags caused by animals or persons shall not be gathered up by the Township, its agent or independent contractor and shall be the responsibility of the occupant to clean up the spillage.

- 2.8 No person shall set out for collection any hazardous waste, tires, grass clippings, leaves, branches, garden waste, scrap lumber, logs, metal, stone, brick, concrete, or refrigerators, freezers, stoves, ovens, water heaters, washers, dryers, or other such large items.
- 2.9 No item not contained within a garbage bag shall be set out for collection. No garbage or waste from any industrial property or premise shall be set out for collection regardless of the type of container; the disposal of waste and refuse of an industrial establishment shall be the sole responsibility of the occupant of such establishment and the Township shall bear no responsibility for collection or disposal of same.
- 2.10 The collection of garbage shall be made as per Schedule "A" to this by-law.
- 2.11 The garbage that shall be collected by the Township, its agent or independent contractor shall be only that garbage as set out in this by-law, and in the quantities as set out in this by-law.

After June 28, 2002, garbage may be placed for collection only in approved clear plastic bags purchased from the Township. The fee for the bag shall be as set out in Schedule "B" of this by-law. The payment of such fee for bags shall be made to the Township in multiples of 10.

Before June 29, 2002, garbage may be placed for collection in disposable plastic bags with a tag as approved by the Township affixed to each bag in a clearly visible location. The fee for the tag shall be as set out in Schedule "B" of this by-law.

Notwithstanding the above, tags will be sold only until March 24, 2002 or until supplies are exhausted.

- 2.12 The monies so collected shall be used by the Township to assist in maintaining a system for collection, removal and disposal of garbage from residential dwelling units.

### **3. Recycling**

- 3.1 All occupants, commercial properties and institutions must recycle any garbage that can be recycled.
- 3.2 The list of recyclable garbage is as set out in Schedule "C" of this by-law.
- 3.3 The recyclables that shall be collected by the Township, its agent or independent contractor shall be only that material as set out in Schedule "C" of this by-law.
- 3.4 If recyclables are included in the bags for regular waste collection, the Township, its agent or independent contractor shall not pick up those bags.

### **4. Composting**

- 4.1 All occupants are encouraged to compost any suitable organic material such as grass clippings, garden debris and waste, vegetable and fruit wastes, coffee grains, tea leaves, leaves and wood chips.

4.2 The Township may provide, for a fee, a composting unit to be located outdoors on the occupant's property.

**5. Other**

5.1 The Township may provide other alternatives and measures for occupants to reduce, reuse and recycle any garbage, refuse and waste.

**6. Penalties and Enforcement**

6.1 Any person who contravenes any provision of this by-law is guilty of an offence and shall be liable to a fine of \$150.00 exclusive of costs for each and every offence.

6.2 Where a person fails or defaults to carry out any direction or action required by the Township as authorized by this By-law, upon reasonable and written notice, the Township may proceed to do such things or carry out such actions as directed at the expense of the person and such expense may be recovered by the Township in a like manner as taxes in accordance with the provisions of Section 326 of the Municipal Act, Chapter M45, RSO 1990, and amendments thereto.

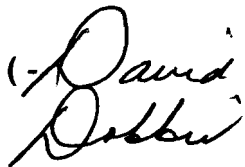
**7. Effective Date**

7.1 This by-law shall come into force and effect on the day of passage.

Read a First and Second time in open Council this 3<sup>rd</sup> day of December, 2001.

Read a Third and Final time, passed, signed and sealed in open Council this 18<sup>th</sup> day of March, 2002.

HEAD OF COUNCIL (-



CLERK (-



**SCHEDULE "A"**

TO

BY-LAW NO. 2001-69

**COLLECTION SCHEDULE**

<b>Mondays</b>	Northwest corner of the former Edwardsburgh Township, bounded by County Road 44 in the east and Glen Smail/Patterson Road in the south, including Spencerville.
<b>Tuesdays</b>	Northeast corner of the former Edwardsburgh Township, bounded by County Road 44 in the west and Pittston Road in the south.
<b>Wednesdays</b>	South part of the former Township from Glen Smail and Patterson Road south to Highway 401.
<b>Thursdays</b>	Cardinal.
<b>Fridays</b>	Remaining areas south of Highway 401, including Johnstown and New Wexford.

**SCHEDULE "B"**

TO

BY-LAW NO. 2001-69

**FEES**

**Fees for Garbage Tags:**

The fee shall be \$1.00 per tag including all provincial and federal taxes. Tags shall be available from the Township during regular office hours or from authorized agents of the Township during regular business hours.

Garbage tags will be phased out and will not be available after March 24, 2002. Tags will be accepted on garbage until June 28, 2002. Effective June 29, 2002 only clear plastic imprinted bags will be accepted.

**Fees for Garbage Bags:**

Imprinted clear plastic garbage bags will be available from the Township during regular office hours or from authorized agents of the Township during regular business hours. The fee shall be \$1.25 per bag including all provincial and federal taxes.

## SCHEDULE "C"

TO

BY-LAW NO. 2001-69

## RECYCLABLES

The following items may be recycled by the Township:

**Blue box recyclables** – items must be empty and rinsed clean

- Glass bottles and jars used for food & drink
- Metal food & beverage cans
- Aluminium pie plates & foil
- Rigid foil containers & trays
- Plastic bottles marked on the bottom with the recycling symbol (e.g., soft drink, juice & water, LCBO, household detergents, home cleaning & laundry products, windshield washer, vinegar, shampoo and lotion bottles)

**Not recyclable** – do not place in blue box

- Ceramics, cups, pottery, window glass
- Frozen juice cans
- Mirrors, light bulbs
- Pyrex or drinking glasses
- Metal pots
- Foil with paper or plastic lamination (example: butter/candy/cigarette wrapping, potato chip bags)

**Green paper recyclables** – items must be free of residue, flattened with no loose material that might fly out in the wind

- Newspapers & flyers (glossy or plain)
- Fine paper (i.e., writing, computer, mail)
- Magazines, catalogues & telephone directories
- Corrugated cardboard
- Boxboard such as cereal, cracker & cookie boxes, detergent/laundry cartons, shoe & tissue boxes, over the counter drug boxes (i.e., toothpaste, toiletries, cough syrups, medicine and cosmetics), paper egg cartons, toilet and paper towel rolls and pizza boxes

**Not recyclable** – do not place in green paper box

- Food residue, plastic liners, handled trays
- Waxed or coated boxes, plastic bags
- Hard cover books