

**THE CORPORATION OF THE VILLAGE OF BURK'S FALLS
BY- LAW # 21-2011- Amended #14-2011**

Being a by-law for establishing and maintaining a system for the collection, removal and disposal of garbage, recyclable materials, yard waste and other refuse.

WHEREAS, Section 11(2) of the Municipal Act, 2001, as amended, gives municipalities the authority to pass by-laws respecting matters within the spheres of jurisdiction as described in the Table to this Section.

AND WHEREAS, the Table in this Section lists waste management as a "sphere of jurisdiction" for lower tier municipalities.

AND WHEREAS, the Council of the Village of Burk's Falls deem it necessary to establish rules and regulations governing policies relating to the disposal of garbage and to implement a "Partial Pay-Per-Bag" system for residents and to implement tipping fees to cover costs associated with the disposal of garbage and other refuse.

NOW THEREFORE, the Council of the Village of Burk's Falls enacts as follows:

SECTION 1 - DEFINITIONS

1. "Bag/container" shall mean a non-returnable plastic bag or container which is for:
 - Residential Use: a capacity of not more than 128 litres, and dimensions not greater than 30" X 36"
 - Commercial Use: a capacity of not more than 205 litres, and dimensions not greater than 35" X 50".
2. "Biomedical waste" shall mean whether solid or liquid, including but not limited to, any animal or human organ or part thereof, bone, muscle, or animal or human tissue or part thereof, used bandages, poultices, dressings, vials or any other similar material or substance which contains or may contain pathogenic micro-organisms or which may be hazardous or dangerous;
3. "Commercial User" shall mean an owner/operator of an industrial, commercial or institutional facility/business (IC&I) entitled to place refuse into the Township of Armour, Township of Ryerson, and Village of Burk's Falls (TRI R) Landfill/Recycling Site;
4. "Council" shall mean the Council of the Village of Burk's Falls;
5. "Domestic Waste" shall mean the waste produced by residents in their homes;
6. "Household Hazardous Waste" shall mean waste requiring special care as itemized in 'Schedule A' to this By-law;
7. "IC&I waste" shall mean waste produced by the industrial, commercial or institutional sector;

8. "Landfill/Recycling Site Manager" shall mean the person duly appointed and responsible for supervision and control of operations at the Landfill/Recycling Site;

9. "Non-Collectable Waste" shall mean the materials as described in 'Schedule B' that will not be picked up at the curbside;
10. "Recyclable" shall mean those classifications of waste capable of being diverted from the normal waste stream as specified in 'Schedule E';
11. "Refuse" shall mean the same as "waste";
12. "Salvaging" shall mean the process of finding items for the purpose of reuse;
13. "Scavenging" shall mean the process of finding items for the purpose of reuse;
14. "Special Area" shall mean an area at the Landfill/Recycling Site, designated for a particular purpose;
15. "Township" shall mean the Corporation of the Village of Burk's Falls;
16. "User" shall mean an owner of a residence or multi residential property, or a tenant of a residence or multi residential property entitled to place refuse into the Township of Armour, Township of Ryerson, and Village of Burk's Falls (TRI R) Landfill/Recycling Site;
17. "Waste" shall include domestic and solid non-hazardous, non-recyclable refuse and other wastes as designated and as approved by the Ministry of Environment;
18. "Unacceptable Waste" shall mean waste not accepted at the waste site as itemized in 'Schedule F' to this By-law.

SECTION 2 – "PARTIAL PAY-PER-BAG" and "TIPPING FEES"

1. "Users" will be provided with 50 bag tags per year, "Commercial Users" will be provided with 100 tags per year, additional bag tags will be available at the landfill site for the cost of \$ 1.00 per tag. "Commercial Users" tags will only be available at their municipal offices, also for the cost of \$ 1.00 per tag. The free tags will be mailed to the "users" and "commercial users" each year. Tags will be provided to new "users" during the year on the basis of 4 per month and to new "commercial users" on the basis of 8 per month. New "users" and "commercial users" will pick up their free tags from their municipal office upon confirmation of purchase of property.
2. "Users" of the landfill site using bins or bags larger than those identified herein, shall apply sufficient tags based on the following:

One tag	=	128 litres or less, and 23 kg or less, and dimensions of 30" X 36" or less
---------	---	--
3. "Commercial Users" of the landfill site using bins or bags larger than those identified herein, shall apply sufficient tags based on the following:

One tag	=	205 litres or less, and 28 kg or less, and dimensions of 35" X 50" or less
---------	---	--

4. Vacant land owners are not classified as “users” as defined in this by-law and will not be provided with free tags. Tags will be available for purchase at the landfill for the cost of \$ 1.00 per tag and proof of land ownership in the form of a Landfill Identification Card will be required.
5. Tipping fees for building materials, tires, etc. shall be as prescribed in ‘Schedule C’ to this by-law. Tipping fees under \$ 50.00 will be paid in cash only.

SECTION 3 – SITE OPERATION

1. The Township of Armour, Township of Ryerson, and Village of Burk’s Falls (TRI R Committee) operates a landfill/recycling site (hours of operation attached as ‘Schedule D’ to this By-law) described as follows:

141 Chetwynd Road, being Concession 8, Part Lot 8, 9 RP 42R5242
Part of Part 1, Township of Armour, District of Parry Sound.
2. The Landfill/Recycling Site shall be available for the depositing of waste produced within the Township of Armour, Township of Ryerson, and Village of Burk’s Falls in accordance with this By-law.
3. No person shall enter and/or leave the Landfill/Recycling Site without:
 1. Showing their Landfill Identification Card to the Landfill/ Recycling Site Attendant;
 2. Giving their name and address to the Landfill/Recycling Site Attendant upon request;
 3. Declaring the nature and origin of the waste if requested.
4. The landfill/recycling site shall only be used when an Attendant is on duty. The attendants will be on duty and the site open as outlined in ‘Schedule D’ to this By-law.
5. All waste material shall be transported to the Landfill/Recycling Site in a manner so as to prevent scattering or losing of waste while en route to the waste site.
6. All waste must be properly sorted e.g. landfill, recyclable, and burnable and disposed in the designated areas, tipping fees may apply.
7. All metal and white goods will be accepted in the designated area at the landfill/recycling site and tipping fees shall apply.
8. Household Hazardous Waste as identified in ‘Schedule A’ to this by-law shall not be accepted at the landfill/recycling site. This waste must be disposed of at the Household and Hazardous Depot at Strong site, on such days designated and advertized for that purpose.
9. Other unacceptable items, in ‘Schedule F’ to this by-law will not be accepted at the landfill/recycling site.

10. Scavenging and salvaging will not be permitted at the Landfill/ Recycling Site. This applies to the entire site and includes the scrap & white goods, electronics and glass. Charities wishing to recover LCBO glass at the site must be approved by the committee prior to collection.
11. All on-site health, sanitary and site operations shall be maintained in accordance with the current Ministry of the Environment and Certificates of Approval.
12. Regulations of the Ministry of Environment, the Environmental Protection Act and Certificates of Approval shall be observed at all times.
13. The Township of Armour, Township of Ryerson, and Village of Burk's Falls (TRI R Committee) reserves the right to prohibit any person, firm or Corporation from using the landfill/recycling site.

SECTION 4 – GARBAGE COLLECTION

1. Every “user” including “commercial users” required to use or making use of regular garbage collection shall comply with the following:
 1. No “user” or “commercial user” shall mix or place out for garbage collection any material which is defined by the Township of Armour, Township of Ryerson, and Village of Burk's Falls as recyclable, hazardous or non-collectible.
 2. Collectible garbage placed out for collection shall be properly tagged as specified in Section 2.2 and 2.3 of this by-law.
 3. Collectible garbage placed out for collection at the prescribed location on the day of collection.

SECTION 5 – ENFORCEMENT, REPEAL AND ENACTMENT

1. That any person, firm or corporation who contravenes any of the provisions of this By-law, or attempts to unlawfully dispose of garbage without the purchase or payment of applicable fees will be guilty of an offence and upon conviction is liable to a fine not exceeding the sum of \$ 5,000.00, including costs for each offence and all such fines will be recoverable under the provisions of the Provincial Offences Act.
2. That all Schedules attached hereto form part of this By-law.
3. All previous By-laws and resolutions and parts of by-laws and resolutions inconsistent with the provisions of this by-law, are hereby repealed.

4. That this By-law shall come into force and effect on the 1st day of January, 2012.

Read a first time this 22th day of November, 2011

Read a second time this 22th day of November, 2011

Reeve, Cathy Still

Read a third time and finally passed in open Council this 22th day of November, 2011

Clerk, Kim
Dunnett

'Schedule A'

Household Hazardous Waste

acetic acid – oxalic acid	insecticide
acid aerosols	insulating foam
anti freeze	
antiseptic	kerosene/ thinners
arsenicals	
	liquid waxes & polishes
baking soda	liquid medicines
barbecue lighter fluid	
bleach	muriatic acid – pool chemicals
botanicals	
bug killers	nickel/cadmium/alkaline
caustic aerosols	oil filters
cell phones/games/flashlights, etc	oils/brake fluids/transmission oil
	organic bases
cement cleaners	oven cleaners/disinfectants
ceramic paints	
chlorinated hydrocarbons	petroleum distillates

degreaser	pharmaceuticals
driveway sealers	photo processing waste/boric acid
acid	
elemental mercury	power steering fluid
ethanol/methanol/toluene acetone	propane cylinders
expired drugs (not liquid)	rat poison
fertilizers	roofing tar/caulking tubes
fire extinguishers	rust remover
fly sprays – flea sprays & collar urethanes/varnish	shellac/resins/
fondue fuel/methyl hydrate	silver
polish	
fungicide	soaps/detergents
furniture polishes	spray
paints	
gas/oil mix	stains/varnishes
gasoline/diesel/naphtha gas	steel/aluminum cleaners
glue/epoxy/	sulfuric acid
adhesives	
herbicides	toilet bowl cleaners/drain
cleaners	
household paints	varsol –
household cleaners	paints
	WD 40
	window cleaners

‘Schedule B’

Non-Collectable Waste

Items which will not be picked up at the curb will include the following:

- Household Hazardous Waste – schedule ‘A’
- Items which require Tipping Fees – schedule ‘C’
- Unacceptable Waste – schedule ‘F’

‘Schedule C’

Tipping Fees

Construction & demolition materials	\$ 0.40 PER ft3
Tires – (First 4 free)	

More than 4-16" and up	\$ 10.00
More than 4-under 16"	\$ 5.00
Appliances	
Washer, dryer, stove, etc.	\$ 5.00
Refrigerator, freezer, air conditioners, etc. (Must be tagged & freon removed)	\$ 5.00
Small appliances	\$ 3.00
Toilets	\$ 3.00
Electronics	
Televisions	\$ 20.00
Monitors	\$ 10.00
Cpu, printers, vcrs, etc.	\$ 5.00
Scrap Metal	\$0.40 PER ft3
Pressure tank, hot water tank, barbecue, etc.	\$ 5.00
Bulky Items	
Carpet, rug, etc.	\$ 7.00
Mattress, box spring, etc.	\$ 7.00
Chair, sofa, loveseat, table, etc.	\$ 7.00
Agricultural Shrink Wrap & Bale String Pick up	\$ 10.00
Yard Waste & Brush	
Grass clippings, leaves, brush etc.	\$0.40 per ft3
Demolitions - MTO, Highway 11 Expansion, Commercial projects	
40 yard container	\$ 1,000.00
20 yard container	\$ 500.00
Tandem truck	\$ 500.00

PLEASE NOTE: This is not an all-inclusive listing. If items do not fall under categories listed above, they may be 'Specialty Items' which may or may not be accepted. Contact the Landfill/Recycling Site Manager for clarification.

'Schedule D'

**Landfill/Recycling Centre
Hours of Operation**

**Summer Hours of Operation
May 1st to August 31st**

Sunday	10:00 a.m. to 5:00 p.m.
Monday	10:00 a.m. to 5:00 p.m.
Tuesday	10:00 a.m. to 5:00 p.m.
Wednesday	CLOSED
Thursday	10:00 a.m. to 5:00 p.m.
Friday	10:00 a.m. to 5:00 p.m.
Saturday	10:00 a.m. to 5:00 p.m.

The site will be open on the following Public Holidays during summer hours
Canada Day, Civic Holiday and Labour Day.

**Winter Hours of Operation
September 1st to April 30th**

Sunday	11:00 a.m. to 5:00 p.m.
Monday	11:00 a.m. to 5:00 p.m.
Tuesday	11:00 a.m. to 5:00 p.m.
Wednesday	CLOSED
Thursday	11:00 a.m. to 5:00 p.m.
Friday	11:00 a.m. to 5:00 p.m.
Saturday	11:00 a.m. to 5:00 p.m.

The site will be closed on Public Holidays during winter hours watch for holiday hours posted at municipal offices, site and local paper.

'Schedule E'

Recyclable (Blue Box) Items

Aluminum

food & beverage cans
rigid aluminum foil containers
household aluminum foil

Steel

food & beverage cans

Glass

all food & beverage quality glass
coloured & clear

Corrugated Cardboard

any colour as long as it is corrugated

Newspaper & Newsprint

Magazines & Catalogues

Boxboard

cereal boxes, detergent, etc.

Plastics

food & beverage containers
1- PET
2- HDPE
Tubs & Lids (# 3, # 5, # 7)

'Schedule F'

Unacceptable Waste

Items that are not acceptable at either the Hazardous Waste Days and the Landfill Recycling Site include:

stumps
automobiles
vehicle parts
recreational vehicles – snow machines, canoes, campers, etc.
recreational vehicle parts
cement
asphalt
fluorescent bulbs

Please note this list is not all-inclusive