

TOWN OF MAPLE CREEK

BYLAW NO. 2015-MC-04

A BYLAW OF THE TOWN OF MAPLE CREEK TO ESTABLISH RATES AND REGULATE A WASTE COLLECTION SYSTEM FOR THE PROPER COLLECTION AND DISPOSAL OF WASTE

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The Council of the Town of Maple Creek, in the Province of Saskatchewan, enacts as follows:

**DEFINITIONS**

1. In this bylaw unless the context otherwise requires:
  - A) “Biomedical waste” means medical waste that requires proper handling and disposal because of environmental, aesthetic, and health and safety concerns as well as risks to human health and includes:
    - i) human anatomical waste;
    - ii) infectious human waste;
    - iii) infectious animal waste;
    - iv) microbiological waste;
    - v) blood and body fluid waste; and
    - vi) medical sharps, such as needles, syringes, blades, or other clinical or laboratory materials capable of causing punctures or cuts.
  - B) “Caretaker” means the Caretaker of the Landfill Site, appointed by the Town of Maple Creek.
  - C) “Covers” means devices such as tarpaulins, straps, or rope that is used to secure a load of waste on a vehicle.
  - D) “Council” means the council for the Town of Maple Creek.
  - E) “Debris” means the remains of something that has been broken down or destroyed or anything which has been carelessly discarded.
  - F) “Designated Officer” means the Town Administrator or their designate.
  - G) “Hazardous waste” shall mean as defined in the *The Environmental Management and Protection Act, 2002*.
  - H) “Householder” means the owner of the property and/or building including commercial property.
  - I) “Industrial waste” means waste generated by commercial or industrial activities that presents health, safety or environmental concerns, and includes but is not limited to lime, sulfur, asbestos, contaminated soils, empty chemical containers and drums, carbon, acids, caustics, sludge, and industrial sump water, but excludes hazardous waste and biomedical waste.
  - J) “Landfill” means the site that is set aside as Maple Creek’s waste disposal ground for the accumulation and long-term storage of refuse.
  - K) “Litter” means any and all miscellaneous waste which when discarded, dropped, placed, blown or carried onto any sidewalk, street, boulevard, lane, park, public place or private premises, contributes to untidiness and detracts from the Town’s cleanliness.
  - L) “Material” means all waste, garbage, rubbish or other objects or things or any combination thereof.
  - M) “Plastic garbage bag” means a sturdy plastic bag specifically marketed to store waste and excludes plastic bags intended for other uses.

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- N) "Putrescible" means capable of becoming putrid.
- O) "Recycle Bin" means waste receptacles that are used specifically for the storage of recyclable materials.
- P) "Recyclable Materials" means any materials that are currently accepted or may be accepted in the future at local recycling facilities (Sarcan).
- Q) "Refuse" means all putrescible and non-putrescible wastes (except human excrement), including garbage, rubbish, street cleanings, dead animals, yard clippings and market wastes, but does not include liquid waste;
- R) "Rubbish" means non-putrescible wastes, consisting of combustible and non-combustible wastes, such as paper, cardboard, abandoned automobiles, tin cans, wood, glass, bedding crockery and comparable materials.
- S) "Sarcan" means the recycling depot in the Town of Maple Creek.
- T) "Solid Waste" means refuse and other discarded solid materials, including waste materials resulting from domestic, industrial, commercial or agricultural activities.
- U) "Waste" means refuse, rubbish, garbage, scrap, bottles, cans or any other discarded materials.
- V) "Waste Receptacle" means an acceptable storage device as defined by the guidelines within this bylaw for the accumulation of waste.
- W) "Waste Collector" means an employee of the Town of Maple Creek that is authorized to collect refuse from properties located in the Town.

**GENERAL RULES**

- 2. Solid waste in the Town of Maple Creek shall be removed to the Town Landfill Site by:
  - A) An employee of the Town of Maple Creek (waste collector); or
  - B) A person who has contracted with the Council for that purpose; or
  - C) A person, whether privately or for hire, hauling waste from a property within Maple Creek's municipal boundaries, or from within the boundaries of any other municipality with which the Council has entered into an agreement for landfill access; or
  - D) As otherwise determined by resolution or bylaw of Council.
- 3. Every vehicle used for the collection and transportation of garbage and refuse shall be suitably constructed and equipped with adequate covers to prevent loss of any part of the load en route.
- 4. No person while transporting waste within the Town or while delivering waste to the landfill site shall fail to cover and securely fasten such waste in such a manner as to prevent any part thereof from spilling, dropping, blowing or falling off from the vehicle during transportation.
- 5. The landfill provided by the Town is the only authorized place for the disposal of any refuse created or accumulated within the Town; and any person found guilty of depositing refuse anywhere else in the Town is guilty of an infraction of this bylaw.
- 6. Householders must provide sufficient waste receptacles for storage of collectable waste.

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7. Waste being accumulated and stored for the purpose of being collected and taken to the waste disposal ground for disposal shall be kept in watertight fly-proof plastic garbage bags of which the contents must not weigh more than 20 kilograms (44 pounds), and said bags shall be kept in:
- A) Residential: A plastic 64 gallon or 95 gallon waste collection cart.
    - i) The property owner shall place the waste collection cart out in the backalley on the appropriate waste collection day, for the removal of waste by authorized persons.
    - ii) Once the said waste is collected the cart shall be removed from the backalley and stored on the owners property.
  - B) Commercial: A plastic 300 gallon or 95 gallon waste container.
    - i) Said waste shall be placed in the container for collection by the authorized persons.
  - C) Waste receptacles shall be maintained by the householder in a serviceable and sanitary condition.
  - D) The plastic 64, 95 and 300 gallon waste collection carts shall be purchased from the Town of Maple Creek, if a replacement container is required.

**RESTRICTIONS ON WASTE**

- E) No person shall scavenge from a garbage bag, any waste receptacle or landfill.
- F) No person shall throw or place, or cause to be thrown or placed, upon any street, lane, park or public place, in the Town of Maple Creek, any stones, rocks, straw, debris, rubbish or litter.
- G) No person shall deposit waste in a waste receptacle without the consent of the owner/occupant of the property where the receptacle is located.
- H) Except as otherwise provided in sections 14 and 15, a householder shall ensure that the following types of waste are not set out from his premises:
  - A) liquids;
  - B) industrial or hazardous waste;
  - C) biomedical waste;
  - D) sharp objects such as glass, nails, knives, metal or wood splinters;
  - E) automobile waste including automobile parts, tires and batteries;
  - F) individual items that weigh more than 20 kilograms;
  - G) any waste that is unsafe for the collector to access or handle
- I) Sharp objects may be set out for collection if they are contained in a puncture resistant, non-breakable container with a tight fitting lid.
- J) Animal waste, sawdust and powdered materials may be set out for collection if it is packaged in securely tied double plastic garbage bags.

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- K) The Town of Maple Creek may refuse to empty any waste receptacle that:
- A) is unclean or unsanitary
  - B) is improperly placed or inaccessible by the waste collector.
  - C) is locked or in an enclosure that is locked.
  - D) contains improperly prepared or placed waste, hazardous or unacceptable waste.
  - E) poses a threat to the safety of the Town of Maple Creek employees.
  - F) may cause damage to the Town's equipment.
  - G) does not meet any of the other guidelines set forth by this bylaw.
- L) There shall be no burning of refuse or rubbish of any kind within the Town of Maple Creek.

**LANDFILL SITE**

- M) No person, other than persons so authorized by the Town, shall enter or be on the landfill site for any purpose except during the hours that it is open for the public to deposit material.
- N) Other than unburned wood materials from the burning pit, no person shall scavenge garbage and/or remove metals from the landfill site unless so authorized by the Town Administrator and/or his designate.
- O) Persons entering the site to deposit material therein
- A) Must have loads on vehicles secured with covers in such a way so as not to lose any waste en route.
  - B) Shall deposit same only in the area (or areas) designated as being suitable for depositing said material(s) by signs or by the caretaker of the site.
  - C) No person shall deposit any material in the landfill site that may be scattered by the wind unless it is in garbage bags, containers or securely tied in bundles.
- P) Tires, concrete, hazardous waste, liquid waste and recyclable materials will not be accepted at the Town Landfill Site.
- Q) No person other than a person authorized by the Administrator shall light a fire or add any material to a fire on the site.

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**RECYCLABLE WASTE**

- R) Commercial, industrial and institutional buildings must provide sufficient waste receptacles for storage of recyclable material.
- S) Cardboard must be disassembled or flattened prior to storage in waste receptacle. If said receptacle is full, any excess cardboard that is stored outside of receptacle must be packaged in such a way so as not to be caught by wind.
- T) Residents are expected and encouraged to recycle those materials that are accepted at Sarcan or Maple Creek & District Opportunities.
- U) No waste, other than what is designated, is to be deposited in the recycle bins at Sarcan. Any person discarding inappropriate waste in said bins will be in violation of this bylaw.
- V) The Council hereby adopts the fees for providing a waste collection service as shown on Schedule "A" hereto.
- W) If any person should fail, neglect or refuse to do any thing which they are required to do by this bylaw, then Council may order the person in default to do such thing.

**GENERAL PENALTY PROVISIONS**

- 28. Any person who contravenes any of the provisions of this bylaw or fails to comply there with shall be liable on summary conviction to a penalty of not less than \$100.00 and not more than \$2500.00 unless otherwise provided for in Schedule "B" of this Bylaw.
  - A) Where a designated officer believes that a person has contravened any provision of this bylaw, they may serve upon such a person a Bylaw Violation Notice as provided by this section.
  - B) Such notice shall be deemed to have been served:
    - i) on the expiration of twenty-four hours after it is posted, if the notice is mailed;
    - i) on the day of actual delivery, if the notice is served personally or left at their last known address; or
    - ii) on the business day following the transmission, if given by facsimile.
  - C) The person named on a Bylaw Violation Notice may make a voluntary payment in the specified amount set out in Schedule "B" of this bylaw, and upon making the voluntary payment, that person shall not be liable for prosecution for the contravention stated on the Bylaw Violation Notice.
  - D) Where so indicated in Schedule "B", voluntary payment of the penalty set out therein that is made within 72 hours of the issuance of the Bylaw Violation Notice will be entitled to pay the discounted penalty that is provided for.
  - E) Notwithstanding the provisions of this section, a person to whom a Bylaw Violation Notice has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.

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29. No person shall do anything where such an act or omission may have the effect of obstructing, hindering or impeding a designated Officer from carrying out any of the provisions of this Bylaw.
30. Bylaws 2014-MC-19 is hereby repealed.
31. This bylaw shall come into force and effect upon final passing by the Council of the Town of Maple Creek.

\_\_\_\_\_  
Mayor

S E A L

\_\_\_\_\_  
Administrator

Read a third time and hereby adopted this  
24<sup>th</sup> day of March, 2015.

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**SCHEDULE "A"**

1. **RESIDENTIAL (per 64G cart):**

- a. Single family dwelling.....\$146.00/year (\$36.50/quarter)
- b. Duplex - each household .....\$146.00/year (\$36.50/quarter)
- c. Apartment Blocks - each household .....\$146.00/year (\$36.50/quarter)

2. **RESIDENTIAL (per 95G cart):**

- a. Single family dwelling.....\$190.00/year (\$47.50/quarter)
- b. Duplex - each household .....\$190.00/year (\$47.50/quarter)
- c. Apartment Blocks - each household .....\$190.00/year (\$47.50/quarter)

3. **COMMERCIAL / INDUSTRIAL (per cart):**

- a. Light (64G cart) – once per week.....\$146.00/year (\$36.50/quarter)
- b. Light (95G cart) – once per week.....\$190.00/year (\$47.50/quarter)
- c. Normal (64G cart) – twice per week.....\$326.00/year (\$81.50/quarter)
- d. Normal (95G cart) – twice per week.....\$425.00/year (\$106.25/quarter)
- e. 300G cart – once per week.....\$550.00/year (\$137.50/quarter)
- f. Heavy (300G cart) – three times per week.\$1,200.00/year (\$300.00/quarter)

4. **INSTITUTIONAL (per cart):**

- a. Churches and lodges.....\$146.00/year (\$36.50/quarter)
- b. Schools .....\$550.00/year (\$137.50/quarter)
- c. Hospital..... \$1,200.00/year (\$300.00/quarter)
- d. Lodge.....\$1,200.00/year (\$300.00/quarter)

5. **INSTITUTIONAL (Waste Collection & Recycling per year):**

- a. Sun Glow (2 – 95 gallon carts).....\$240.00/year (\$60.00/quarter)
- b. Manor (3 – 95 gallon carts).....\$360.00/year (\$90.00/quarter)
- c. Creekside (2 – 95 gallon carts).....\$3,000.00/year (\$750.00/quarter)

6. **CLASSIFICATION OF COMMERCIAL**

- a. Heavy Commercial – three times per week
- b. Normal Commercial - twice per week
- c. Light Commercial - once per week

7. **RECYCLING FEE**

- a. All properties in Maple Creek that do not receive cardboard pick-up service shall pay a twenty dollars (\$20.00) recycling fee every quarter.
- b. All Commercial and Institutional properties in Maple Creek that have their cardboard picked up once weekly shall pay a fifty-two dollars and fifty cents (\$52.50) recycling fee every quarter.
- c. All Commercial and Institutional properties in Maple Creek that have their cardboard picked up twice weekly shall pay a one hundred and five dollars (\$105.00) recycling fee every quarter.

8. **GENERAL PROVISIONS**

- a. There will be garbage collection at the above rates from all residential dwellings.
- b. There will be garbage collection at the above rates from all industrial/ commercial enterprises.
- c. There will be garbage collection from all institutional enterprises as set out in Schedule "A".
- d. There will be a landfill tipping fee collected as set out in Schedule "A".

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**SCHEDULE "A" CON'T.**

9. **LANDFILL TIPPING FEES:**

**For Town of Maple Creek ratepayers and the Town of Maple Creek Landfill Use Agreement holders; RM of Maple Creek, RM of Piapot, Fort Walsh National Historic Site and Okimawa Ohci Healing Lodge:**

- a. The following charges shall apply for disposal of appliances (all white metal listed below):
  - Stoves, dishwashers, water heaters, refrigerators, freezers, air conditioners, other white metals \$25.00 per item
  - Microwaves \$10.00 each
- b. Clean Wood ONLY; includes trees \$1.00 per cubic yard
- c. Metal \$2.50 per cubic yard
- d. Concrete & Bricks \$5.00 per cubic yard
- e. Miscellaneous (includes contract haulers) \$5.00 per cubic yard  
Includes: household waste, drywall, insulation, non-burnable construction waste, renovation debris etc.
- f. ½ ton vehicle and/or car \$10.00 per load  
(material delivered by truck or car load)
- g. Disposal Household waste at Bin Transfer Station \$5.00 per load

**For users of the Town of Maple Creek Landfill that do not hold a Landfill Use Agreement with the Town of Maple Creek:**

- a. The following charges shall apply for disposal of appliances (all white metal listed below):
  - Stoves, dishwashers, water heaters, refrigerators, freezers, air conditioners, other white metals \$50.00 per item
  - Microwaves \$20.00 each
- b. Clean Wood ONLY; includes trees \$2.00 per cubic yard
- c. Metal \$5.00 per cubic yard
- d. Concrete & Bricks \$10.00 per cubic yard
- e. Miscellaneous (includes contract haulers) \$10.00 per cubic yard  
(Household Waste, only)
- f. ½ ton vehicle and/or car \$20.00 per load  
(material delivered by truck or car load)
- g. Disposal of Household waste at Bin Transfer Station \$10.00 per load

10. **DISPOSAL OF DEMOLITION & RENOVATION MATERIAL:**

NO buildings material from a development improvement/renovation shall be accepted at the Maple Creek Landfill; with the exception of a resident of the Town of Maple Creek in accordance with a Demolition Permit.



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**SCHEDULE “B”**

OFFENCE PENALTIES

A) As per the General Penalty Provisions in Clause 28 of this Bylaw, the following penalties shall apply:

	<b>Section</b>	<b>Offence</b>	<b>Penalty</b>
<b>1</b>	4 & 18 A)	Insecure Load	\$100.00
<b>2</b>	5 & 9	Littering	\$250.00
<b>3</b>	6, 7 & 21	Insufficient/inappropriate garbage receptacle	\$75.00
<b>4</b>	8	Scavenging from waste receptacle/bag	\$50.00
<b>5</b>	10	Unauthorized use of garbage receptacle	\$50.00
<b>6</b>	15	Burning of refuse/rubbish/waste	\$150.00
<b>7</b>	17	Unauthorized scavenging at landfill	\$50.00
<b>8</b>	18 B)	Undesignated dumping (i.e. at landfill gate)	\$250.00
<b>9</b>	20	Fueling or lighting fire at landfill	\$1,000.00
<b>10</b>	22	Improperly stored cardboard scattered by wind	\$75.00
<b>11</b>	24	Inappropriate material in recycle bin	\$100.00
<b>12</b>	29	Obstructing a Designated Officer	\$500.00
<b>13</b>	16	Trespassing at Landfill Site after hours	\$100.00

B) As per Clause 28 D), discounts for prompt payment (within 72 hours) of the following penalties are:

	<b>Section</b>	<b>Offence</b>	<b>Discount</b>
<b>1</b>	4 & 18 A)	Insecure Load	\$50.00
<b>2</b>	5 & 9	Littering	\$100.00
<b>3</b>	6, 7 & 21	Insufficient/inappropriate garbage receptacle	\$25.00
<b>4</b>	8	Scavenging from waste receptacle/bag	\$15.00
<b>5</b>	10	Unauthorized use of garbage receptacle	\$25.00
<b>6</b>	15	Burning of refuse/rubbish/waste	\$50.00
<b>7</b>	17	Unauthorized scavenging at landfill	\$15.00
<b>8</b>	18 B)	Undesignated dumping (i.e. at landfill gate)	No discount
<b>9</b>	20	Fueling or lighting fire at landfill	No discount
<b>10</b>	22	Improperly stored cardboard scattered by wind	\$25.00
<b>11</b>	24	Inappropriate material in recycle bin	No discount
<b>12</b>	29	Obstructing a Designated Officer	No discount
<b>13</b>	16	Trespassing at Landfill Site after hours	No discount