

THE CORPORATION OF THE TOWNSHIP OF LIMERICK

BY-LAW NO. 2007-13

To establish the location of and maintenance policies for the Township of Limerick Waste Disposal/Recycling Site, within the boundaries of the municipality of the Township of Limerick.

WHEREAS Section 391 of the Municipal Act, 2001 authorizes a municipality to impose fees or charges on persons for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or any local board; and for the use of its property including property under its control;

AND WHEREAS the Municipal Council of the municipality deems it expedient to enact such a by-law as part of its continuing effort to reduce waste in the municipality and to achieve a cost-effective and equitable system of waste management;

NOW THEREFORE the Council of the Corporation of the Township of Limerick hereby enact as follows:

1. Application

The provisions of this by-law apply to the owners and occupants of all residential and commercial and/or industrial establishments (as defined in section 5 of this by-law within the municipality).

2. Scope

- a) Where the provisions of this By-law conflict with the provisions of any other By-law in force in the municipality, the provisions of this By-law shall prevail.
- b) The provisions of this By-law shall not relieve any person from compliance with any provisions of the Public Health Act or regulations by the Medical Officer of Health.

3. Effective Date

This By-law will come into force and take effect on September 01, 2007.

4. Definitions in this By-law

1.
 - (a) "Waste Disposal/Recycling Site" shall mean that area within the Township of Limerick known as Part Lot 16, Concession 2, as designated under Plan, which is used solely for the purpose of disposing and/or recycling of garbage, refuse and waste and for the purposes of this By-law shall be referred to hereinafter as "Waste Disposal Site".
 - (b) "Recycling Depot" shall mean the area of the waste disposal site where recyclable materials are deposited in appropriate containers.
 - (c) "Recycling Materials" shall mean such items as the municipality identifies from time to time as being suitable for recycling purposes, and accepted by the recycling facility as contracted.
 - (d) "Contributor" shall mean the occupant, or user of any dwelling, apartment house, or commercial/industrial building, or portion thereof, and shall include individuals, corporations and partnerships, location being in the Township of Limerick.
 - (e) "Person" shall include individuals, corporations and partnerships.
 - (f) "Municipality" shall mean the Corporation of the Township of Limerick.
 - (g) "Council" shall mean the elected Council of the Municipality.
 - (h) "Bag" shall mean a polyethylene plastic bag measuring not more than 76 cm x 96 cm (30 in by 38 in) closed at the top and securely fastened.

- (i) “Tag” shall mean an appropriate tag, sticker or certificate issued by the municipality upon payment of the applicable fee outlined in Schedule “A” (attached) to be affixed to, or presented to, Waste Site Operator for all bagged Non-recyclable garbage.
- (j) “Non-recyclable Bagged Garbage” shall mean all garbage not accepted on behalf of the municipality by the Regional Recycling Centre the municipality has a contract with.
- (k) “Waste” shall mean Non-Recyclable and/or Recyclable garbage and/or waste, all rejected, abandoned, or discarded household materials as outlined, but shall not include non-disposable wastes outlined in the Environmental Protection Act: as described in Part II, General Provisions; Part V, Waste Management; Part VII, Abandoned Motor Vehicles; Part X, Spills; and without limiting the generality of the foregoing,

The following is non-acceptable and/or non-disposable Waste:

1. Manufacturers wastes, oils, toxic liquids or semi-liquid waste, bio-medical waste
2. Carcasses of any animal or animals
3. Hay, straw and manure
4. Sawdust and/or shavings
5. Derelict automobiles, or any vehicles
6. Hauled sewage
7. Hazardous wastes
8. Fences, stones and/or fence posts from fence rows and any page wire.
9. Any explosive or highly combustible materials of any nature whatsoever

The following is waste allowed to be deposited in sites:

1. Small motor parts other than chassis
2. Tires – No Rims
3. Fridges, freezers and Air Conditioners (with or without freon)
4. 45 Gallon Barrels and Propane Tanks not containing propane

- (l) Waste Disposal/Recycling Custodian shall mean the person or persons employed by the Municipality, from time to time, who are responsible for the operation and maintenance of the Waste Disposal/Recycling Site or their designate or assistant.
- (m) Waste Disposal Card”, shall mean the identification card as provided by the municipality, to its residents (or as otherwise arranged) which is required to access the township disposal site and which must be shown to the Waste Disposal Custodian prior to being allowed to dump.

5. Preparation of Waste for Acceptance at waste management site

- (a) The waste disposal site shall be accessible to residents of the Township of Limerick during hours as specified and as set out in Schedule “B” attached and considered part of this By-law.
- (b) No waste will be accepted by the Waste Site Custodian other than from an owner or occupant of a residential, industrial and/or commercial establishment within the boundaries of the Municipality and/or a municipal employee, as required; and No waste will be accepted by the Waste Site Custodian from a Commercial type Waste Collector unless said Collector directly contracted out **by the Municipality**.
- (c) All recyclable materials shall be separated from non-recyclable waste, and delivered to the waste site as set out in Schedule “C” attached and considered part of this by-law.
- (d) Except as otherwise provided in this by-law, neither the municipality nor the waste site operator will accept non-acceptable waste from any residential or industrial or commercial establishment within the Municipality.

- (e) The Waste Site Custodian shall not accept any non-recyclable waste unless it is affixed with, or waste site custodian presented with, appropriate tag, or applicable fee in accordance with this by-law.

6. Waste Site procedures

- (a) Waste will be accepted at the Waste Site on days or part thereof as determined by Council, as set out in Schedule "B" attached hereto.
- (b) Any waste which is delivered to the waste site and which has not been prepared for disposal according to the provision of this by-law will not be accepted.
- (c) No person shall pick over, interfere with, disturb, remove or scatter any waste without permission from the municipality.
- (d) No person shall dispose of waste at the waste site unless the waste was generated and collected from within the boundaries of the Municipality.

7. Responsibilities

- (a) The Municipality shall be entitled to enter into contracts with any person or persons for the removal, transfer, processing, storage, reduction, reuse, recycling and/or disposal of waste.
- (b) The Waste Site Custodian will follow the provisions of this By-law and all instructions given by the Municipality from time to time.
- (c) The waste site custodian shall have complete authorization for the enforcement of the provisions of this By-law, and authority to refuse permission to accept waste not in accordance with by-law regulations.
- (d) All garbage deposited at the site shall be done so only under the direction of the Waste Disposal Site Custodian.
- (e) The Waste Disposal Custodian has the authority to ascertain the residential address of the waste contributor, and must ask for disposal site card at the gate. All contributors must show appropriate waste disposal card on entry to the site.
- (f) The Waste Disposal Custodian is responsible for sorting or assisting in sorting of waste into categories of wood, metal and household waste.
- (g) It is the responsibility of the Waste Disposal Custodian to keep paper and/or debris cleared from entrances to the site and distributes calcium chloride in parking areas during the summer months.
- (h) The Waste Disposal Custodian is responsible for sorting or assisting in sorting of recyclables such as glass-clear and coloured, newspaper, tin and aluminium cans, for the recycling program.
- (i) The Waste Disposal Site Custodian is under the supervision and direction of the Township Roads Superintendent.
- (j) No person shall throw, place or deposit any type of waste over the fence into the Waste Disposal Site anywhere other than on the dumping grounds expressly provided for that purpose by the Municipality.
- (k) No person shall throw, place or deposit any type of waste on any roadway, highway or bridge or any Municipally owned property that is outside of the fence at the Waste Disposal Site, unless otherwise designated as a dumping area.
- (l) No person shall create or cause to be created malicious damage to or at the Waste Disposal Site.

- (m) No person shall have in his or her possession any firearm within the boundaries of the Waste Disposal Site, unless legally stored or unless authorized by the municipality.
- (n) No person shall light or smoke or permit any other person to light or smoke a cigarette, cigar or pipe or hold lighted tobacco in any form at the Waste Disposal Site.
- (o) The Municipality shall not be liable to any person for any damage howsoever caused to person or property or vehicle(s) while at the Waste Disposal Site.

8. User Fees

- (a) All waste material delivered to the waste management site shall have affixed in a clearly visible location the appropriate tag.
- (b) Fees are as outlined in Schedule "A" attached and considered part of this By-law.

9. General

- (a) No person shall throw or deposit or allow to fall from any vehicle, any waste and/or non-acceptable waste onto any right-of-way, roads, lanes, watercourses and/or public lands within the municipality.
- (b) The headings in this By-law are solely for convenience of reference and are not intended to be full or accurate descriptions of the contents thereof and are not to be considered as part of the by-law.

10. Enforcement and Penalty

- (a) Every person who contravenes any provisions of this By-law is guilty of an offence and is liable, upon conviction, to fine of not less than \$150.00 and not more than \$1,000.00 for every individual who is convicted of a first offence and not less than \$1,000.00 and not more than \$5,000.00 for any subsequent offence under this By-law.
- (b) Where any person fails to comply with the requirements or provisions of this By-law, such matter or thing may be done at such person's expense by the Municipality, and the Municipality may recover the expense incurred in doing it by action, or the same, with interest, may be recovered in like manner as municipal taxes.
- (c) The Municipality's by-law enforcement officer is hereby authorized and empowered to enforce the provisions of this by-law.

11. Repeal of By-law

The provisions of this by-law commence immediately upon the passing thereof, all previous by-laws and motions pertaining to such shall be repealed upon the effectiveness date(s) of this By-law.

READ A FIRST TIME THIS 07TH DAY OF AUGUST, 2007.
READ A SECOND TIME THIS 07TH DAY OF AUGUST, 2007.
READ A THIRD TIME AND FINALLY PASSED THIS 07TH DAY OF AUGUST, 2007.

SEAL

REEVE: DAVE GOLEM

CLERK: BERNICE CROCKER

Schedule "A"
To By-law No. 2007-13
Township of Limerick

WASTE DISPOSAL TIPPING FEES

RESIDENTIAL RATES – Non-recyclable garbage
(With 1-Tag being worth \$1.00 each)

Regular Bags and Containers as defined in By-law \$ 1.00 ea

COMMERCIAL ESTABLISHMENT RATES – Non-recyclable garbage
(With 1-Tag being worth \$1.00 each)

Regular bags and containers as defined in By-law \$ 1.00 ea

MAJOR APPLIANCES AND FURNITURE

Televisions, Stoves, Washers, dryers, Water-tanks, Tables, Toilets, Sinks, Bathtubs and Carpets	\$ 5.00 ea
Sofas, Large Chairs, Box-springs and Mattresses	\$ 20.00 ea
Decommissioned (tagged by a licensed person) Refrigerators, Freezers And Air Conditioners	\$ 10.00 ea
Non-decommissioned (untagged) Freon Bearing Units	\$ 20.00 ea

NOTE: Some White Goods/ Refrigeration Equipment is subject to environmental regulation and restriction and will only be accepted at the Waste Site if all laws and regulations permit.

SMALL APPLIANCES – Household

Toasters, Microwaves, Metal Lawn Chairs, Food Processors, Kettles, etc. (MUST be placed in scrap metal pile)	"No Charge"
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TIRES

No tires with rims accepted	\$ 5.00 ea
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MIXED GARBAGE

½ Ton truck (Level with box) or Car & Trailer (No racks)	\$ 30.00
½ up to ¾ Ton truck (Level with box) & Trailer (No racks)	\$100.00
Single Axle or Cube Van	\$125.00
Tandem Axle Truck	\$225.00

NOTE: Trucks or trailers with racks will be charged an additional \$10.00 fee if material is above the box height of such truck or trailer.

BAG TAG FEE

Bag Tags can be purchased at the Township Office during regular office hours and/or from the Waste Site Custodian during regular Waste Site Hours.

CUMULATIVE TIPPING FEE

The Tipping Fees set out in this Schedule "A" are accumulative. For example, a person bringing a Major Appliance, Tires and Construction Debris to the Waste Disposal Site shall pay to the Waste Disposal Custodian the requisite Tipping Fee for each and every of the aforesaid items as set out in this Schedule, unless otherwise stated.

Schedule "B"
To By-law No. 2007-13
Township of Limerick

Specified Waste Disposal Hours

**The Disposal Site Shall Be Accessible To Residents Of The Township Of Limerick
(Or As Otherwise Authorized By Council)
During Hours As Specified:**

May – August

1:00 p.m. - 8:00 p.m.

Wed., Sun. & Holiday Mon.

Saturday Only 10:00 a.m. to 5:00 p.m.

Sept. – April

11:00 a.m. - 4:30 p.m.

Wed., Sat., Sun. & Holiday Mon.

Schedule "C"
By-law No. 2007-13
Township of Limerick

Bring These Items To The Recycling Depot

- i) **Newspaper & Magazines:** place Clean newspapers, inserts, phone books, magazines and catalogues shall be contained in bags (other than green or black garbage bags) or tied in bundles.
No soiled newspaper.
- ii) **Corrugated Cardboard:** shall be broken down, laid or folded flat and tied in bundles not to exceed 76 cm x 76 cm x 20 cm (30 in x 30 in x 8 in).
No waxed or soiled boxes.
- iii) **Boxboard and mixed household paper or junk mail:** shall be cleaned of any food or liners and should be flattened and stuffed into a large box (to save space) for placing in appropriate container at recycling depot. **Boxboard** includes cereal, shoe and detergent boxes as well as rinsed milk and juice cartons, paper bags, sugar & flour bags, cardboard tubes, books (hardcover & paperback), egg cartons and other clean paper packaging.
No drink boxes, tissue paper towel or laminated.
- iv) **Clean Plastic Bags:** stuff clean, dry plastic bags into a plastic bag (other than green, orange or black garbage bags) tied shut for placing in appropriate container at recycling depot. Include rinsed milk pouches, grocery, bread, dry cleaning, frozen vegetable and blue newspaper bags as well as outer wrapper from toilet and hand tissues. Remove food residue, stickers and receipts.
No meat, cheese or stretch wrap, cereal box liners or chip bags.
- v) **Glass Bottles and Jars:** remove and rinse caps and lids. Metal lids can be recycled with cans. Don't bag. Leave loose in depot containers.
No other types of glass such as kitchenware, ceramics, dishes, drinking glasses, window glass, light bulbs or mirrors.
- vi) **Metal Cans & Foil:** rinse cans. Place lids in a can, pinch closed and put loose in container at recycling depot. Do not put aluminium cans inside tin ones. Include clean aluminium foil and pie plates. *Flattened cans save space!*
No pots, cigarette or butter wrappers or scrap metal. Avoid putting pop cans inside other cans.
- vii) **Plastic Containers:** discard tops and rinse containers for soft drinks, detergents, juice, bleach, shampoo, dairy products as well as clear and foam plastic cups, trays and packaging. Flatten soft drink containers and replace lids. All plastics with numbers 1 to 6 on the bottom are OK.
No blister or bubblepacks, prescription bottles or toys.
- viii) **EMPTY Aerosol and Paint Cans:** make sure metal containers are empty. Take lids off of paint cans to let them dry, and place at designated area at waste site.
Don't bag them.
No containers with product, paint cans larger than 4 litres (1-gallon), plastic paint cans, or other hazardous waste.

NOTE: Or as may be defined from time to time by the Recycling Waste Management Board.