VILLAGE OF FROBISHER

BYLAW NO. 4-2023

A BYLAW TO ESTABLISH AND REGULATE THE COLLECTION, REMOVAL, AND DISPOSAL OF GARBAGE, RECYCLING, AND OTHER REFUCE

The Council of the Village of Frobisher in the Province of Saskatchewan enacts as follows:

TITLE

1) This Bylaw shall be cited as "The Waste Management Bylaw".

DEFINITIONS

2) In this bylaw:
   a) "Administrator" shall mean the Administrator of the Municipality;
   b) "Ashes" shall mean the residue of any substance used as fuel;
   c) "Collection Day" shall mean the day upon which the Village or one of its agents shall provide the town with waste service;
   d) "Council" shall mean the council of the Municipality;
   e) "Hazardous" shall mean that waste defined as such in *The Hazardous Substances and Waste Dangerous Goods Regulations*, and *The Environmental Management and Protection Act, 2010*;
   f) "Litter" shall mean miscellaneous waste items of all sorts including but not limited to matchsticks, empty packages, cigarette butts, loose paper, bags, boxes, shavings, and similar light material of any form that may be blown about or carried off by a gust of wind, as well as any and all materials which when discarded, dropped, placed, blown or carried on to any sidewalk, street, boulevard, land, park, public place, or private premises, contributes to untidiness and detracts from town cleanliness.
   g) "Municipality" shall mean the Village of Frobisher;
   h) "Owner" shall mean the occupant, leasee, tenant, or the person otherwise in charge of any dwelling, business, apartment block, public institution, or other premises;
   i) "Receptacle" shall mean an approved container for placing garbage or recyclable materials in;
   j) "Village" shall mean the Village of Frobisher;
   k) "Waste" shall mean food scraps, packaging, and general household waste that is not considered hazardous to the environment;
   l) "Waste Management Company" shall mean person or persons who have been contracted by the Village for the purpose of removing waste;
   m) "Yard Waste" means waste from gardening and includes grass, leaves, plants, tree and hedge clippings

PREPERATION OF WASTE MATERIAL FOR COLLECTION

3) Residents are encouraged to remove all recyclables covered by the municipality's recycling program from their waste stream by placing them in the recycling bin(s) provided by the Waste Management Company.

4) Commercial and Industrial businesses will be required to provide their own waste management and recycling collection and disposal. Commercial properties may participate in the curbside waste program if this program meets their needs.

5) Residential waste material being accumulated and stored for the purpose of being collected shall:
   a) be kept in waste receptacles provided by the waste management company with the lid closed, items outside of the receptacle will not be collected; and
   b) be bagged or bundled in such a way to keep smaller items from becoming litter while the receptable is emptied.

6) Receptacles used for the collection of waste shall:
   a) be those provided by the waste management company;
   b) not exceed 200 pounds of waste;
   c) not contain: hot ashes, construction debris, or hazardous materials;
   d) not block traffic;
   e) allow for one (1) metre of space between the receptacle and all other objects;
   f) be placed on the street between the hours of 18:00 the day prior to collection day and 07:00 on collection day
   g) be returned to the owner's property within twenty-four (24) hours after pick-up;
   h) be maintained in a serviceable and sanitary condition by the owner; and
   i) be replaced by the owner in the case of a lost or intentionally damaged bin.

BURNING OF WASTE MATERIAL

7) Burning waste material of any sort is strictly prohibited within the Village unless otherwise stated in the *Bylaw Respecting Fire Prevention*.

REMOVAL OF WASTE MATERIAL

8) No person other than those designated by the Village shall open any waste receptacle or remove anything therefrom or in any manner disturb the contents thereof nor shall any person handle, interfere with or in any manner disturb any waste put out for collection and removal.

9) The Village may provide a pick-up of certain refuse including: garden waste, grass clippings, branches, foliage, or other green matter provided it is conveniently piled in an accessible area in the back alley. Dates and times of specific pick-ups are at Foreman's discretion.

10) The Village reserves the right to refuse to collect for removal any of the following waste:
   a) refuse that is placed loosely in the waste receptacle;
   b) branches and trees which are not bundled;
   c) hazardous waste;
   d) any waste material or item not accepted by the waste management company; and
   e) any other waste material or item that could be considered unsuitable for collection.

11) It is the responsibility of the owner to ensure that any land or building is kept tidy including the accumulation of waste material. Where it is determined by the Village that an owner is not adequately providing for the removal of waste material and the land has subsequently become untidy or unsightly, the Village shall proceed subject to the *Abatement of Nuisances Bylaw* to remedy the untidiness or unsightliness and the cost of such work shall be added to and become part of the taxes on the land on which the work was completed.

12) The dumping of waste material by an individual or corporation on any property within the Village, whether public or private, that is not designated as a site to accept waste material is strictly prohibited.

13) The Village and/or its waste management company will not be responsible for any damage to roads or infrastructure on private property resulting from legitimate operation of Village waste services during collection activity at that private property.

RATES AND FEES

14) Accounts for waste shall cover a period of three (3) consecutive months, and will be rendered on or before the first day of the month following such a period. The billings will be generated on March 31, June 30, September 30 and December 31. All owners within the municipality shall pay to the Village, on a quarterly basis, the charges as set forth in Schedule "A" attached to and forming part of this bylaw, for the collection of waste.

15) Accounts shall be paid by the following month-end from the date on which accounts are rendered. If an account is not paid by that time, a ten percent (10%) penalty will be added. After a timeframe of forty (40) days the waste receptacle may be removed from the property and will not be returned until all arrears have been paid in full.

16) Where an owner fails to pay, the Village may add the outstanding amount pertaining to waste collection to the tax roll of the designated property, in such a manner as permitted by *The Municipalities Act*.

17) Owners may be permitted to pay for annual service in advance in any month of that year, so long as their utility account is not in arrears, and that owner shall receive a ten percent (10%) discount.

18) Every owner of a designated property shall pay the monthly waste collection fees even where the owner or occupant does not set out any containers for collection.

VIOLATIONS AND PENALTIES

19) Any person who contravenes any of the provisions of this bylaw is guilty of an offense and upon summary conviction shall be liable for the penalties provided by the *General Penalty Bylaw* unless specific penalties are provided for this bylaw.

20) Anyone found tampering with a waste receptacle or recycling receptacle is guilty of an offense and upon summary conviction shall be liable to a penalty as follows:
    1st Offense - $200.00
    All Offenses thereafter - $500.00 each occurrence

21) A person who contravenes any provisions of Section 7 as it pertains to any waste material other than hazardous waste is guilty of an offense and upon summary conviction shall be liable to penalty as follows:
    1st Offence - $50.00
    All Offences thereafter - $500.00 each occurrence

22) A person who contravenes any provisions of Section 7 as it pertains strictly to hazardous waste is guilty of an offense and upon summary conviction shall be liable to a penalty as follows:
    1st Offense - $100.00
    All Offenses thereafter - $500.00

23) A person who contravenes the provision of Sub-Section 6(f) or 6(g) is guilty of an offense and upon summary conviction shall be liable to a penalty as follows:
    1st Offense - $50.00
    All Offences thereafter - $100.00 each occurrence

24) A person who contravenes any provisions of Section 12 is guilty of an offense and upon summary conviction shall be liable to a penalty as follows:
    All Offenses - $500.00 each occurrence

25) In addition to any penalty levied under this bylaw or the *General Penalty Bylaw*, the offender shall also be responsible for all costs incurred to rectify the damages or untidiness created by their offense.

26) Those in violation of any section of this bylaw, upon being served with a Notice of Violation, set forth in Schedule "B" attached to and forming part of this bylaw, may during office hours, voluntarily pay the penalty at the Village Office. Once served, the following applies:
    a) The notice is deemed served:
        i) on expiration of twenty-four hours after posted, if mailed;
        ii) on the day of actual delivery, if hand delivered; or
        iii) on the business day following the transmission, if faxed or emailed.
    b) If voluntary payment is made within thirty (30) days of the date on which the Notice of Violation is deemed to be served, the individual to whom the violation was issued shall not be liable for prosecution for contravention of this Bylaw in respect of which the ticket was issued.

REPEALED BYLAWS

27) Bylaw 4-2020 is hereby repealed.

Read a third time and adopted this 16th day of [illegible]

VILLAGE OF FROBISHER Seal [SEAL]

Certified a true copy of
Bylaw No. 4-2023 adopted by
resolution of Council on the
16th day of May, 2023

SCHEDULE "A"
TO BYLAW NO. 4-2023

Schedule of Fees and Charges

Description	Fee
Garbage Collection	
Effective July 1, 2023	$22.10
Effective July 1, 2024	$22.75
Effective July 1, 2025	$23.45
Effective July 1, 2026	$24.15
Recycling Collection	
Effective July 1, 2023	$19.55
Effective July 1, 2024	$20.15
Effective July 1, 2025	$20.75
Effective July 1, 2026	$21.35

SCHEDULE "B"
TO BYLAW NO. 4-2023

Notice of Violation

Reference Number _____

Name: _____

Address: _____

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. 4-2023

Section #: _____

Offence: _____

_____

_____

Details of Alleged breach of violation:

Date: _____

Time: _____

Location: _____

Other Particulars: _____

Penalty: $_____

Payment can be made in person at the municipal office or by mail to:
Village of Frobisher, PO Box 190, Bienfait SK S0C 0M0.

Issued this _____ day of _____, _____ by _____.

_____
Signature of Designated (