CORPORATION OF THE TOWNSHIP OF AUGUSTA

BY-LAW NUMBER 2758

A BY-LAW TO CONTINUE THE ESTABLISHMENT AND MAINTENANCE OF AND TO REGULATE A SYSTEM FOR THE DISPOSAL OF MUNICIPAL WASTE AND TO PROVIDE FOR THE ESTABLISHMENT OF POLICIES, REGULATIONS AND FEES FOR THE DISPOSAL OF MUNICIPAL WASTE, GARBAGE AND RECYCLABLES

WHEREAS the Municipal Act, 2001, SO 2001 Chapter 25 as amended section 11(1) 3 authorizes the council of a local municipality to pass By Laws to establish, maintain and operate a waste management system;

AND WHEREAS section 11(1) 3 of the Act authorizes the council of a local municipality to pass By-Laws to prohibit or regulate the use of any part of a waste management system and to establish fees to the use of any part of the waste management system;

AND WHEREAS the Council of the Corporation of the Township of Augusta deems it expedient to continue the establishment of and to maintain and regulate a system for the disposal of waste within the municipality and to establish procedures, regulations, policies and fees for the disposal of waste and the recycling of waste materials;

NOW THEREFORE the Council of the Corporation of the Township of Augusta does enact as follows that:

1. DEFINITIONS:

1.1 'Clean brush' means trimmings from trees up to 4" , with no other wood products**.**

1.2 'Commercial Hauler' means a person engaged in the collection, transporting, or disposing of waste materials for profit.

Note: Bagged or loose garbage will fall under schedule B, section 2.3 for commercial hauler.

1.3 'Commercial' shall mean premises used for commerce which is defined as the buying and selling of goods and services and entertainment together with accessory buildings incidental thereto, which shall also include property zoned commercial under the township's zoning By-law.

1.4 'Construction waste' means **non-hazardous** waste, refuse, and litter generated from and incidental to lawful construction activities and shall include such items as bricks, scrap lumber and **non-treated wood products**, asphalt shingles and drywall.

1.5 'Council' means the Council of the Corporation of the Township of Augusta.

1.6 'Electronic waste' means any electronic equipment such as computer related hardware, radio equipment, television equipment etc.

1.7 'Hazardous waste' means waste and materials as may be defined from time to time by the Ministry of Environment under the Certificate of Approval or as defined by the Ministry of Environment from time to time.

1.8 'Industrial waste' means waste materials from any one or more industrial or manufacturing processes, or waste from any property assessed for industrial or manufacturing uses**.**

1.9 'Landfill' site means the area under a Certificate of Approval issued by the Ministry of the Environment.

1.10 'Mixed brush and wood' means a combination of brush and other wood products.

1.11 'Official' means any officer, servant or employee of the Corporation of the Township of Augusta and shall include the following:

i) The duly appointed landfill Supervisor/ Attendant(s)
ii) The Manager of Public Works
iii) Any duly appointed officer, servant or employee of the Township

1.12 'PET' means Polyethylen Terephthalate, which is a plastic resin and a form of polyester. Polyethylen Terephthalate is a polymer that is formed by combining two monomers called modified ethylene glycol and purified terephthalic acid. PET is the type of plastic labelled with the #1 code on or near the bottom of bottles and containers and is commonly used to package soft drinks, water, juice, peanut butter, salad dressings and oil, cosmetics and household cleaners.

1.13 'Supervisor' means the person or attendant who shall have control and supervision of the operation of the site.

1.14 'Person' means any human being, association, firm, corporation, partnership, agent or trustee and their heirs, assigns or successors to whom a contract may apply under law.

1.15 'Recyclable waste' means those materials which are accepted by the Township and its Recycling Contractor for reuse through a depot or future curb side system.

1.16 'Resident' shall mean those residing within the municipal boundaries of the Township of Augusta either on a full time or seasonal / part time basis.

1.17 'Township' means the Corporation of the Township of Augusta.

1.18 'Tire' means any tire from a vehicle or device that moves on wheels and is made of rubber or a synthetic of the same nature.

1.19 'Waste' means garbage, refuse and other waste materials generated from domestic household sources and similar uses approved for disposal by the Ministry of the Environment and the Township at the Landfill site and shall for the purposes of this definition include commercial/residential waste, but shall **not include hazardous waste**.

1.20 'White goods' means appliances normally made of metal of any colour.

2. SCOPE:

2.1 The provisions of this By-Law shall apply to all persons, lands, structures and uses within the boundaries of the Township of Augusta.

3. OPERATIONS:

3.1 No person shall deposit bagged waste weighing more than 18.143696 kg (40 lbs) **and all bags must be transparent effective May 1, 2009**.

3.2 Every person shall deposit recyclable materials into each of the appropriate recycling containers. (See schedule "B" section 1.2 for recyclable materials accepted).

Please Note: Certain materials are accepted only in Maynard and others only in North Augusta, as posted in the flyers and on site.

3.3 No person shall scavenge household waste within the site.

3.4 Every person upon request from the Supervisor/Attendant shall produce personal identification and allow the Supervisor/ Attendant to check all loads. The source of the waste and recyclables shall be disclosed upon request. The Supervisor/ Attendant will direct them to the appropriate location for deposit at the site. The Supervisor/ Attendant's decision shall be considered final as to allowing any material deposited at the site in accordance with this By-Law and the policies of the Township.

3.5 Every person will suitably wrap or place garbage in containers and all papers shall be wrapped or tied in a manner to prevent scattering while transporting to the site and before being deposited in the site.

3.6 Every person shall convey material to the site in secure manner as to not allow wind or elements to cause materials to leave or fall from the vehicle transporting it.

3.7 The site shall be fenced and a gate or gates shall be maintained in conjunction with the fence to control the entrance or admission to the site area and other security measures shall be adopted from time to time by the Township to improve the site operation.

3.8 Signs will be posted indicating the ownership of the site, who may use the site, the hours of operation and the fee schedules.

3.9 Signs shall be posted directing users to the appropriate area for the disposal of clean garden refuse and domestic garbage, composting material, chipping material and recycling material

3.10 The hours of operation shall be as set out in Schedule 'A' to this By-Law.

3.11 The fees shall be as set out in Schedule 'B' to this By-Law.

3.12 No person shall access the site other than at those times when the site is open and/or under the control of an official.

3.13 No person shall deposit waste or refuse at or near a gate or fence enclosing the site either inside or outside at any time.

3.14 Brush shall be burned or chipped by the Township of Augusta and may be used for composting and/or cover material

3.15 The sites shall be for the sole and exclusive use of residents and tax payers of the Township of Augusta AND use of the site by another person, party or company is expressly forbidden AND this shall apply to non-resident taxpayers save and except seasonal dwellers, while the seasonal dwelling is occupied and for garbage generated in Augusta.

4. ENFORCEMENT

4.1 Any person, party or corporation who contravenes this agreement or any section thereof is guilty of an offence and upon conviction for such an offence shall be subject to a fine as set out in the Municipal Act as amended, or any other municipal or provincial legislation, exclusive of costs for each and every offence and such fines shall be recoverable under the Provincial Offences Act.

5. VALIDITY OF BY-LAW

5.1 If a court of competent jurisdiction declares any provision, or part of a provision of this By-Law to be invalid, or to be of no force and effect, it is the intention of the Council in enacting this By-Law, that each and every other provision of this By-Law authorized by law, be applied and enforced in accordance with its terms to the extent possible according to law.

6. REPEAL

6.1 By-Law 2721 is hereby repealed in its entirety.

READ a first and second time this 14th day of April, 2009.

READ a third time and passed this 14th day of April, 2009.

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REEVE CLERK

CORPORATION OF THE TOWNSHIP OF AUGUSTA
SCHEDULE 'A'
By-Law No. 2758

Maynard Transfer Station
Hours of Operation:

MONDAY – FRIDAY	900 a.m. until 5:00 p.m.
SATURDAY	8:00 a.m. until 4:00 p.m.
SUNDAY	CLOSED

North Augusta Waste Disposal Site
Hours of Operation:

MONDAY	CLOSED
TUESDAY	9:00 a.m. until 5:00 p.m.
WEDNESDAY	CLOSED
THURSDAY	9:00 a.m. until 5:00 p.m.
FRIDAY	CLOSED
SATURDAY	8:00 a.m. until 4:00 p.m.
SUNDAY	CLOSED

Both sites will be closed on statutory holidays as designated by the Township of Augusta.

CORPORATION OF THE TOWNSHIP OF AUGUSTA
SCHEDULE 'B'
TO
By-Law No. 2758

Fees for the use of and disposal of waste at the Township of Augusta Disposal Sites:

1. FEES AND TYPES OF MATERIAL

1.1 Fee means the amount to be paid by the residents of the Township of Augusta for personal garbage or possessions from their own dwelling or business (created from stock purchases or transactions onsite)

1.2 Recyclable Material, acceptable to the Township, means corrugated cardboard (which must be broken flat), paper and other types of cardboard, newspapers, magazines or glossy paper, telephone books, PET bottles (soft drink containers), other forms of plastic and, plastic containers (1 to 7), clear glass, coloured glass, and light bulbs, metal cans, tinfoil, oil, paint, batteries and anti freeze, in accordance with the recycling contractor's agreement.

1.3 "Garden Compost" shall mean garden cuttings, leaves and grass.

2. WASTE:

2.1 BAGGABLE WASTE — No Charge regardless of vehicle
2.2 RECYCLABLES — No Charge regardless of vehicle
2.3 CHARGABLE WASTE:

TYPE OF VEHICLE LOAD - INCLUDING CONSTRUCTION LOAD	FEE
1. Automobiles, SUV, Vans with seats	$ 5.00
2. Pick-Up Truck, Up to 8' Box	$ 15.00
3. Pick-Up Truck, Up to 8' Box with racks	$ 40.00
4. Cargo Van	$ 25.00
5. Trucks, 1 Ton, Flat Bed Or Dump	$ 50.00
6. Trucks 3-5 Tonnes	$ 300.00

TYPE OF WASTE	FEE
7. Carpeting (remnant) over 1m X 2m	$ 5.00
8 Electronic Waste (per unit)	$ 5.00
9. Furniture except mattresses, box springs, chesterfields and stuffed chairs	$ 5.00
10. Stuffed Chair	$ 5.00
11. Tires – Car & Light Truck (Up To 20") - will not accept tire on rims	$ 5.00
12. Box Springs	$ 10.00
13. Carpeting (roll)	$ 10.00
14. Chesterfield	$ 10.00
15. Mattresses	$ 10.00
16. White Goods (stoves, dryers, fridges, freezers, de-humidifiers, air conditions, microwave ovens)	$ 10.00
17. Shingles and agricultural wrap Truck (8' Box)	$ 75.00
18. Compost Materials (garden waste, leaves) and Clean Brush	No Charge
19. Will not accept oil tanks	

Fees shall be paid in cash by legal tender of Canada to the landfill site attendant upon entry to the landfill site or prepaid, under the same terms, at the office of the Township of Augusta.

If fees are prepaid, the attendant shall retain the prepaid pass and shall charge for any additional items.

TRAILER FEE SCHEDULE

	SIDE WALLS UP TO 18”	SIDE WALLS OVER 18”
6’ TRAILER	$ 10.00	$ 20.00
8’	$ 15.00	$ 30.00
10’	$ 40.00	$ 80.00
12’	$ 60.00	$120.00
16’	$ 100.00	$200.00
20’ +	$ 250.00	$500.00

TRAILER FEE SCHEDULE

For Shingles and Agricultural Wrap

	SIDE WALLS UP TO 18”	SIDE WALLS OVER 18”
6’ TRAILER	$ 50.00	$ 100.00
8’	$ 75.00	$ 150.00
10’	$ 100.00	$ 200.00
12’	$ 125.00	$ 250.00
16’	$ 225.00	$ 450.00
20’ +	$ 500.00	$1000.00