



THE MUNICIPALITY OF MORRIS-TURNBERRY

BY-LAW NO. No. 50-2012

Automated Collection / Solid Waste By-law

A by-law to implement a solid waste management program with waste reduction initiatives in the Municipality of Morris-Turnberry, together with tipping and "user pay fees".

WHEREAS the goal of the Municipality of Morris-Turnberry is to reduce waste through various public and private initiatives and thus minimize environmental impacts of waste disposal.

AND WHEREAS the aim is to use the landfill in a sustainable manner so as to reserve the facility as long as possible for the Municipality of Morris-Turnberry.

AND FURTHER Council is committed to implement a community waste management awareness program and to start within its own department.

NOW THEREFORE BE IT ENACTED by the Municipality of Morris-Turnberry as follows:

1. TITLE OF BYLAW

This Bylaw may be cited as the "Municipality of Morris-Turnberry Automated Collection/ Solid Waste Bylaw, No. 50-2012"

2. DEFINITIONS

Automated Collection means the collection of garbage and recycling material, using a specially designed vehicle with mechanical apparatus which empties a collection wheelie bin directly into the vehicle without requiring manual labour to empty the wheelie bin;

Biomedical Waste means medical waste that requires proper handling and disposal because of environmental, aesthetic, and health and safety concerns as well as risk 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.

Building includes a mobile home;

Collection Wheelie bin means a garbage or recyclable material container supplied by the Municipality that is specially designed for automated collection;

Collection Crew means a Municipal employee or other persons authorized by the Municipality to provide services under this Bylaw;

Commercial Use means the use of a building or part of a building for an occupation or enterprise;

Construction and Demolition Waste means all earth, debris, rocks, trees, stumps, building materials and anything else originating from the construction or demolition of buildings and structures;

Curb means the actual curb, if there is one, and if there is no curb in existence, shall mean the division of a highway or street between that part thereof intended for the use of vehicles and that part thereof intended for the use of pedestrians;

Extensive Physical Assistance means extensive supervision and care which is necessary in order to perform the functions of daily living in the home such as preparation of meals, personal care and hygiene and does not include:

- a) assistance and supervision provided by a family member,
- b) assistance with activities outside the home,
- c) home care provided by a provincial health care or social services government or government funded agency, including but not limited to caregivers, or
- d) assistance with home repairs and maintenance or yard work.

Garbage means all waste other than recyclables but shall not include special waste, biomedical waste, construction, demolition or land clearing waste, animal carcasses or their parts, car parts, furniture and other items that the Manager considers hazardous or unacceptable to the Municipality's collection and disposal system;

Industrial, Commercial or Institutional (ICI) Unit means any building or part thereof used for a distinct and separate industrial, commercial or institutional use;

Industrial Use means the manufacturing, processing, fabricating or assembly of raw material goods, warehousing or bulk storage of goods and related accessory uses;

Institutional Use means a public or non-profit use and, without limiting the generality of the foregoing, includes schools, places of worship, indoor recreation facilities, community centres, hospitals and government facilities;

Landfill Site means either of the solid waste disposal sites owned and operated by the Municipality located in the Municipality of Morris-Turnberry as approved by the Ministry of the Environment;

Lane means a narrow highway or road intended chiefly to give access to the rear of buildings and parcels of land;

Manager means the Municipality of Morris-Turnberry or its duly authorized delegate;

Manual Collection means the collection of garbage or recyclable material by manually tipping containers or lifting bags into a waste collection vehicle.

Mobile Home means any structure, whether ordinarily equipped with wheels or not, that is designed, constructed or manufactured to be moved from one place to another by being towed or carried, and to provide a dwelling house or premises, a business office or premises, or accommodation for any other purpose;

Multi-Family Building means a building or part of a building used or intended to be used for seven or more residential units;

Municipality means the Municipality of Morris-Turnberry;

Occupant means the person or persons occupying a premises;

Owner means the registered owner of the building or lot;

Parcel means any lot, block or other area in which land (or in the case of condo lots, a building) is held or into which it is subdivided, including condo lots and bare land condo lots;

Permanently Disabled means a person with a permanent disability for which there is not remedial therapy available which would significantly lessen the disability; and which is sufficiently severe that in order to manage normal daily functioning in the home in which the person resides the person requires either extensive physical assistance; or structural modifications to the home;

Physically Challenged means a person who has physical infirmities and requires extensive physical assistance;

Premises means a dwelling unit or ICI unit;

Recyclable Material means all materials accepted in the curbside recycling program provided by the Municipality and shall include glass bottles and jars, newspapers, magazines, phone books, food and beverage cans, plastic bottles, plastic tubs, mixed

paper, corrugated cardboard and boxboard. Further details are provided on the wheellie bin and may change from time to time.

Residential Unit means one or more rooms forming a single unit that is used or intended to be used as a residence and contains cooking, eating, sleeping, and sanitary facilities;

Rural Area shall mean properties in the area classed as agricultural;

Scavenge means to separate or remove, without authorization from the Manager, materials from solid waste which has been set out for collection;

Secondary suite means one or more rooms forming a single unit that is used or intended to be used as a residence and contains cooking, eating, sleeping and sanitary facilities.

Solid Waste means garbage and recyclable material;

Special Wastes includes hazardous wastes, pathological wastes, explosives, radioactive material, security wastes, confidential documents, negotiable papers, medical wastes, construction and demolition waste, bio-medical waste and any other waste deemed hazardous under *Regulation 347 of the Environmental Protection Act*.

Treasurer means the Treasurer for the Municipality of Morris-Turnberry, duly appointed by the Municipal Council and shall include their duly authorized designate;

Urban Area shall mean properties in the areas classed as residential;

Yard Waste means weeds, plants, leaves, grass, hedge and plant clippings, twigs and branches 3 inches or less in diameter.

3. SCOPE OF THE BYLAW

3.1 This bylaw is to apply to all property owners, individuals, companies, corporations, or any other entity within the Municipality. Where the provisions of this bylaw conflict with provisions of any other bylaw of the Municipality, the provisions of this bylaw shall prevail. This bylaw applies to all solid waste produced within the boundaries of the Municipality.

4. AUTHORITY OF THE MANAGER

4.1 The Manager shall:

- a) supervise the collection, removal and disposal of solid waste, and;
- b) direct the days and times that collections shall be made from different portions of the Municipality;
- c) decide as to the quantities and classes of waste to be removed from any premises or accepted by the Municipality for disposal;
- d) decide as to the method in which waste will be collected, which will be either:
 - (i) manual collection, or
 - (ii) automated collection.
- e) decide as to the location from which waste collection will take place, which will be either:
 - (i) front street collection, or;
 - (ii) rear lane collection.

5. SOLID WASTE DISPOSAL SERVICES

- 5.1 Every Owner and Occupant of a parcel containing only a single-family building or only a two-family building may make use of the solid waste disposal services provided by the Municipality.
- 5.2 Notwithstanding the foregoing, if the Manager considers that a parcel cannot be safely, efficiently and legally serviced, the Manager shall exclude that parcel from servicing under this Bylaw and, upon notice to the Owner of the parcel, the parcel will not be permitted or required to receive the Municipality's solid waste disposal services.
- 5.3 An Owner of a parcel containing a multi-family building or an I.C.I. unit may opt to use the Municipality's services, and may apply to the Manager for such services. The Manager shall accept the application if the Manager is satisfied that the parcel can be safely, efficiently and legally serviced by the Municipality's collection system. If accepted, the Owner shall pay fees according to Schedule E and the Owner shall, as a condition of the Municipality actually collecting any solid waste from the parcel but without affecting the Owner's obligation to pay such fees, comply with any terms and conditions imposed from time to time by the Manager in order to ensure that the Municipality can safely, efficiently and legally service the parcel;
- 5.4 If an Owner of a parcel containing a multi-family or rural building or I.C.I. unit receiving the Municipality's services wishes to opt out of all of such services, they shall notify the Manager in writing (by completing the application attached as Schedule D) by November 30th preceding the year when service is to cease and shall pay fees according to Schedule E. The service shall cease as of January 1st of the year following the November 30th deadline.

ACCESS

- 5.5 The Manager appointed to administer or enforce the provisions of this Bylaw are hereby authorized to enter at all reasonable times upon any parcel for the purposes of ascertaining whether the provisions of this Bylaw are being complied with.
- 5.6 The Manager and any collection crew are hereby authorized to enter upon any parcel for the purposes of providing the services contemplated under this Bylaw.
- 5.7 It shall be unlawful for any person to prevent, obstruct or seek to attempt to prevent or obstruct anyone from the carrying out of their duties under this bylaw.

PLACEMENT OF RECEPTACLES

- 5.8 Every Owner of a parcel and Occupant of any premises on a parcel that receives services under this Bylaw:
- a) shall keep on the parcel at all times all collection wheelie bins supplied to the parcel;
 - b) shall, prior to 7:00 am on designated collection days, place the collection wheelie bins supplied to the parcel and the other receptacles in accordance with the instructions of the Manager and in a location on the parcel designated by the Manager;
 - c) shall remove all receptacles from the street or lane allowance within a period of twelve (12) hours immediately following the passage of the collection crew and store such receptacles as established under the Municipality's Zoning Bylaw.

- d) Except as otherwise provided herein, no person shall place or keep waste receptacles upon any portion of the street or lane. Any waste receptacle improperly left in the street may be removed and disposed of by the Municipality.
- e) No person who has manual waste collection shall set out waste receptacles at locations that are: unsafe, obstructed, blocked by snow, ice, poorly maintained, and uneven or that prevent waste collectors from collecting waste in a safe and efficient manner.
- f) The Occupant of residential premises shall place waste receptacles for collection in such a way that collectors shall have access without the necessity of entering into private property.
- g) Waste receptacles set out for manual collection at premises serviced by front street pickup must be placed such that:
 - (i) where there is a combined curb sidewalk, the receptacles are placed not more than 1 meter away from the travel portion of the sidewalk adjacent to and directly in front of the premises;
 - (ii) where there is a separated curb and sidewalk by a boulevard, the receptacles are placed not more than 1 meter away from the travel portion of the street adjacent to and directly in front of the premises;
 - (iii) where there is a curb and no sidewalk, the receptacles are placed not more than 1 meter away from the travel portion of the street adjacent to and directly in front of the premises.
- h) Except where in the opinion of the Manager, it is impractical to store waste receptacles outside of the building, no collector shall make a collection of waste from inside any building.
- i) Automated waste collection wheelie bins shall be:
 - (i) set out in accordance with the instructions and operating policy of the Manager;
 - (ii) set out on the street by the curb or in the lane on collection day;
 - (iii) set out so that they will not be likely to be overturned;
 - (iv) stored on the property when not being used.
- j) The Municipality shall collect waste from only one pick-up point from each premises, except where the Manager has designated any other pick-up point he considers necessary.
- k) The Owner of premises using commercial waste bins must ensure that:
 - (i) the site manager is responsible for providing acceptable storage locations for the required waste bins;
 - (ii) waste bins are located at locations that allow for safe and efficient collection vehicle access, as determined by the Manager;
 - (iii) bin storage locations are not located indoors except where the Manager has determined that it is impractical to store the waste bins outdoors;

ENCLOSURES

- 5.9 Residents with boxes or enclosures for manual collection are responsible for ensuring that the design, construction and state of repair of any permanent enclosure for the storage of waste receptacles at lane collection locations allow for the safe and efficient collection of waste and meets the following requirements:
- (i) Enclosure doors should be hinged at the sides with the bottom of the door located a minimum of 15 cm above grade level;
 - (ii) door latches should be large enough to be used by waste collectors even while wearing mitts or gloves;
 - (iii) an enclosure should allow a minimum clearance of 30 cm above the waste receptacles and lids;

- (iv) an enclosure should not be constructed in such a way that it requires waste collectors to lift waste receptacles over any obstacle exceeding 15 cm in height, and;
- (v) be free of rodents, wasps, and other pests.
- (vi) Residential enclosures shall meet the minimum instructions, operating policy and design standards as set by the Manager.
- (vii) Residential enclosures that are permanent can not encroach past the property line on to public lanes or land.
- (viii) Enclosures for commercial waste bins shall meet the minimum instructions, operating policy and design standards as set by the Manager.

TYPES OF WASTE NOT COLLECTED

5.10 The Municipality shall not remove the following from premises:

- a) radioactive materials
- b) volatile, flammable, and/or explosive materials including but not limited to liquid or solid fuels, gunpowder, ammunition or explosives
- c) biomedical waste including hypodermic needles or syringes, lancets or any sharp item used in home medical care,
- d) construction, demolition, and renovation waste, broken concrete boulders, large rocks, bricks and patio/sidewalk slabs;
- e) hot ashes;
- f) electronic equipment including but not limited to televisions, computers, computer monitors, keyboards and associated cables;
- g) dead animals and animal parts;
- h) compressed propane or butane cylinders,
- i) toxic or household hazardous waste including solvents, oven cleaners, paints, automotive fluids, wet cell batteries, pesticides, herbicides, or any material commonly referred to as household, commercial, or industrial hazardous waste,
- j) large or bulky items such as mattresses, box springs, dressers, tables, chairs, major appliances, auto and truck parts, tires, tree limbs, whole shrubs or discarded heavy machinery,
- k) Chemical waste, caustics and acids;
- l) Septic tank pumping, raw sewage sludge and industrial process sludge;
- m) Organic material which has not been drained of all liquids;
- n) Stock or any wholesaler or retailer;
- o) Discarded trucks, automobiles and other vehicles, including the bodies thereof, large motor vehicle parts and tires;

ACCOMMODATION FOR DISABILITIES

5.11 Where an Owner or Occupant of a parcel is permanently physically challenged or permanently totally disabled and is unable to comply with Section 5.8 and does not have an able-bodied person assisting with their household activities, the individual may apply to the Manager for assistance from the Municipality in performing such obligations. If the Manager is satisfied that the individual requires such assistance, then a special designation shall be made under terms and conditions set out by the Manager to alert the collection crew to provide the service until such time as the Manager cancels such service at his/her discretion. Application is to be made by completing Schedule B. If the Manager considers it necessary, the Manager may require that the applicant provide proof of the physical challenge from a physician by completing the application attached as Schedule C. As a condition of service under this Section, the Owner or Occupant shall ensure that collection wheelie bins are at all times freely accessible and not enclosed within any buildings or gated area. The Municipality is not responsible for any property damage as a result of executing this service.

5.12 The Municipality shall maintain a two-stream collection system; garbage collection and recyclable material collection.

GARBAGE COLLECTION

5.13 Garbage collection services shall be provided on the following basis:

- a) Automated collection service will be provided on a weekly basis in the urban area and / bi-weekly basis in the rural area, as outlined in Schedule F . Frequency of collections may change from time to time due to statutory holidays or by order of the Manager.
- b) For waste collection one standard, 120 litre collection wheelie bin will be supplied to each premise, in the urban area, that is being provided with automated collection services for the purpose of putting waste materials out for collection. Occupants or Owners in the rural area must request a collection wheelie bin, size of their choice.
- c) The Municipality shall own all collection wheelie bins used in automated collection.
- d) The wheelie bin is to stay at the premises at all times
- e) Occupants or Owners may request in writing to the Manager an increase or decrease in the size or number of collection wheelie bins subject to the availability of such wheelie bins by completing a request form as outlined in Schedule D and paying the applicable fee.
- f) Collection wheelie bins are assigned to each residential unit and must remain with that residential unit and stored out of sight of the street and with the lids closed at all times.
- g) It is the responsibility of the Occupant or Owner to maintain the collection wheelie bins in good condition and it is the responsibility of the Occupant or Owner to purchase a replacement wheelie bin from the Municipality in the event that the wheelie bin is lost or stolen.
- h) The Municipality may, at the time of collection or any other time, remove, repair or replace any obsolete, damaged or non-serviceable wheelie bins.
- i) Collection wheelie bins for automated collection must be placed so that the side that has the lid opening is facing the road and the side that has the wheels is facing away from the road.
- j) Collection wheelie bins for automated collection must not be filled above the top level so that the lid cannot be securely closed. Nothing may be placed or parked or be present within 1 metre of the collection wheelie bin and nothing may be placed on top.

RECYCLING COLLECTION

5.14 Recycling collection services shall be provided on the following basis:

- a) Automated collection service will be provided weekly in the urban area and biweekly in the rural area. Frequency of collections may change from time to time due to statutory holidays or by order of the Manager.
- b) For recyclable collection one standard, 360 litre collection wheelie bin will be supplied to each premise that is being provided with automated collection services for the purpose of putting recyclable materials out for collection, the rural and urban areas.
- c) The Municipality shall own all collection wheelie bins used in automated collection.
- d) The wheelie bin is to stay at the premises at all times
- e) Occupants or Owners may request in writing to the Manager an increase or decrease in the size or number of collection wheelie bins subject to the

availability of such wheelie bins by completing a request form as outlined in Schedule D and paying the applicable fee.

- f) Collection wheelie bins are assigned to each residential unit and must remain with that residential unit and stored out of sight of the street and with the lids closed at all times.
- g) It is the responsibility of the Occupant or Owner to maintain the collection wheelie bins in good condition and it is the responsibility of the Occupant or Owner to purchase a replacement wheelie bin from the Municipality in the event that the wheelie bin is lost or stolen.
- h) The Municipality may, at the time of collection or any other time, remove, repair or replace any obsolete, damaged or non-serviceable wheelie bins.
- i) Collection wheelie bins for automated collection must be placed so that the side that has the lid opening is facing the road and the side that has the wheels is facing away from the road.
- j) Collection wheelie bins for automated collection must not be filled above the top level so that the lid cannot be securely closed. Nothing may be placed or parked or be present within 1 metre of the collection wheelie bin and nothing may be placed on top.

MANUAL COLLECTION

5.15 No manual collection service will be provided.

DISPOSAL

5.16 Public access to the Landfill Site shall be limited to hours determined by the Manager and posted at the site.

5.17 No person shall:

- a) Deposit Solid Waste at the Landfill Site outside the hours of operation as determined by Council and posted at the site;
- b) Deposit any Solid Waste at the Landfill Site which is:
 - i) Subject waste as defined by Ontario Regulation 347, dangerous and hazardous materials such as poisons, hot live ashes, caustics, acids, infected materials, explosives, pesticides, radio-active material, raw animal manure, septic tank pumpings, raw sewage sludge, bulk liquids, semi-solids, highly flammable or volatile substances, industrial process sludge, animal carcasses or parts, biomedical wastes, live animals or birds, substances which may cause personal or environmental problems;
 - ii) Solid Waste from outside of the Municipality;
- c) Deposit any burning material or set any fire at the Landfill Site;
- d) Deposit Solid Waste at the gate or entrance to the Landfill Site or at any place other than the place designated for its receipt thereat;
- e) Operate a motor vehicle on the Landfill Site;
 - i) other than on designated roadways or driveways
 - ii) without due care and attention, or
 - iii) at greater than the posted rate of speed
- f) Transport Solid Waste to or at the Landfill Site in a vehicle which has not been properly covered and protected in the manner required in the Highway Traffic Act;
- g) Deposit Solid Waste at the Landfill Site while barred from doing so.

5.18 Waste produced outside the Municipality or which does not comply with this bylaw shall not be delivered to or unloaded at the Landfill Site and, whether unloaded or not, shall be removed by or at the expense of the user seeking to dispose of it.

5.19 All waste deposited at the Landfill Site shall become the property of the Municipality and may be salvaged, reclaimed, recycled, disposed of or otherwise dealt with by the

Municipality as the Municipality may deem fit, subject to the provisions of the Environmental Protection Act but this shall not relieve a user from an obligation imposed by this bylaw.

- 5.20 No person shall attend at or trespass on the Landfill Site except for the purposes of depositing waste or for other lawful business, except with the express permission of Council.
- 5.21 The employee designated by Council as being in charge of the Landfill Site may at any time order any person found scavenging or conducting any other illegal activity on the Landfill Site or having no lawful reason to be there, to leave forthwith and if any such person fails or refuses to leave, may call for police assistance and cause trespass charges to be laid.
- 5.22 The Municipality may, from time to time, prescribe rates or charges for the use of the Landfill Site and provide for the terms of payment thereof as set out in Schedule E.
- 5.23 Every user depositing waste at the Landfill Site shall pay the tipping fee as set forth in Schedule E for the disposal of the waste that is in effect at the time of payment. In default of timely payment of tipping fees a user shall be barred from access to the Landfill Site pending payment and for a period of fourteen (14) days after payment.

6. FEES

- 6.1 The fees set out in Schedule E to this Bylaw are payable by the Owners of a parcel for services provided to the parcel under this Bylaw. Such fees are payable whether or not:
- a) the residential units on a parcel are occupied;
 - b) any Owner or Occupant of a parcel makes use of any of the services; or
 - c) the service is interrupted or altered in any manner.
- 6.2 Upon issuance of a building permit to construct a building that will be serviced under this Bylaw, the Owner of the subject parcel shall pay, in advance, the per diem rates under Schedule E for the balance of the year following 12 days after building permit issuance.
- 6.3 A parcel containing two residential units where one of the residential units is a secondary suite shall, under this Bylaw, be treated as a parcel containing only a single residential unit if the Owner of the parcel resides in one of the residential units as his/her principal residence and:
- a) the secondary suite is occupied by a parent(s) or grandparent(s) of the Owner; or
 - b) the secondary suite is occupied by a caregiver who is providing extensive physical assistance to an Owner or a spouse or child of an Owner who resides in the other residential unit; or
 - c) the secondary suite will not and is not occupied or rented during a calendar year; or
 - d) the secondary suite is inspected by a bylaw enforcement officer of the Municipality upon request by the Owner and the inspection confirms that the secondary suite does not exist.

If the secondary suite fails to meet any of these requirements, the parcel shall be treated as a two residential unit dwelling.

In order to qualify under this Section, the Owner of the parcel must apply and submit a declaration on Schedule A. If the Manager considers it necessary, the Manager may require that the applicant provide proof of the necessity of a caregiver by having a physician complete and submit Schedule B. The Owner of the parcel must notify the Municipality immediately of any change in the status of the property.

7. DUTIES OF OWNERS AND OCCUPANTS

7.1 Every Owner and Occupant of a parcel that receives the Municipality's solid waste services shall:

- a) place all solid waste intended for collection in the designated receptacles;
- b) notify the Manager if a collection wheelie bin is damaged or a wheelie bin is stolen;
- c) maintain all collection wheelie bins supplied to the parcel in a clean and sanitary condition at all times;
- d) if a collection wheelie bin is stolen or damaged due to the neglect of an Owner or Occupant (including, for certainty, where the Owner or Occupant fails to comply with sections 5.8(b) or (c)), reimburse the Municipality for its costs of replacing or repairing the wheelie bin within 30 days of receipt of an invoice;
- e) keep the collection wheelie bins supplied to the parcel securely covered with lid provided;
- f) ensure that only clean and dry recyclable materials are deposited in recyclable material collection wheelie bins;
- g) ensure that solid waste has been drained of all liquid;
- h) set out only the amount of recyclables that will fit into a collection wheelie bin with the lid closed and so as not to exceed the weight limit specified on the wheelie bin;
- i) comply with section 5;
- j) not deposit any special waste into a collection wheelie bin;

7.2 The Municipality need not collect all or any solid waste from a parcel if an Owner or Occupant has not complied with any part of Section 5.

8. PROVISION OF SERVICES

- 8.1 The Municipality may provide the services to be provided under this Bylaw by its own forces or through subcontractors or any combination thereof.
- 8.2 The Municipality may discontinue the supply of any or all services for any of the following reasons:
- (a) Non payment of any accounts; or
 - (b) Inability of the Municipality to obtain access; or
 - (c) Failure by, or refusal of, a customer to comply with any provision of this bylaw; or
 - (d) Failure by, or refusal of, a customer to comply with any provisions of any Provincial Acts, the Building code, or any regulations thereunder; or
 - (e) At the Owner's request to have services discontinued, provided the premises are not lawfully occupied; or
 - (f) In any other case provided for in this bylaw.

9. SEVERABILITY

- 9.1 If any section or part of a section of this Bylaw is held to be invalid by a Court of competent jurisdiction, then that invalid portion shall be severed and the remainder of this Bylaw shall be deemed to have been enacted and adopted without the severed portion.

10. GENERAL PROHIBITIONS

- 10.1 No person other than an Owner or Occupant of a parcel, or a collection crew, shall remove a cover from a collection wheelie bin or remove or disturb a collection wheelie bin or the contents thereof.
- 10.2 No person shall pick over, interfere with, disturb, remove or scatter any recyclable material, bundle, article or thing placed out for collection, whether contained in recycling receptacles, bundles or parcels or otherwise placed out for collection.
- 10.3. No person shall deposit waste in a waste bin without the consent of:
- (i) the Owner of the property where waste bin is located; or
 - (ii) the occupant of the property where the waste bin is located.

11. PENALTY

- 11.1 Any person who violates any provision of this bylaw or causes or permits a violation therefore, shall be liable upon conviction to a penalty not to exceed \$5,000.00, exclusive of costs and surcharges, for each offense, which penalty and costs shall be recovered pursuant to the provisions of the Provincial Offenses Act, R.S.O. 1990, c. P.33.
- 11.2 In addition to any other fines imposed under this Bylaw, any person who evades or knowingly assists in the evasion of rates under this Bylaw is guilty of an offence and shall be liable to a penalty equal to twice the initial levy amount.
- 11.3 Every offence under section 11.1 shall be deemed to be a continuing, new and separate offense for each day during which the offense continues.

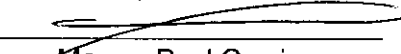
12. EFFECTIVE DATE

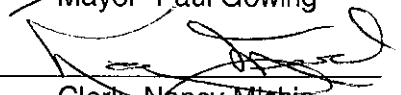
This bylaw shall take effect upon its final passage by the Council of the Corporation of the Municipality of Morris-Turnberry.

Read a First time this 24th day of July, 2012.

Read a Second time this 24th day of July, 2012.

Read a Third time and finally passed the 24th day of July, 2012.

1


Mayor- Paul Gowing


Clerk- Nancy Michie

SCHEDULE A

APPLICATION FOR A SECONDARY SUITE EXEMPTION

Secondary suite means one or more rooms forming a single unit that is used or intended to be used as a residence and contains cooking, eating, sleeping and sanitary facilities.

I, _____, am the registered Owner of the property located at _____

and I hereby apply for exemption of the garbage levies for the reason that the SECONDARY SUITE:

- 1. Does not exist (effective date _____)
- 2. Will not and is not occupied or rented at any time during the calendar year.
- 3. Is occupied by my parent(s) or grandparent(s) and I occupy the other residence on the property as my principal residence. (Parent(s) or grandparent(s) must be related by blood, marriage or adoption)
- 4. Is occupied by a caregiver who is providing extensive physical assistance for a fee to me or my spouse, parent or child (circle which applies) and I occupy the other residence on the property as my primary residence.
- 5. Other _____

I hereby declare the above to be true and I further understand that pursuant to the relevant Bylaw, any person who signs an untrue declaration is guilty of an offence and shall be liable to additional levies equal to the sum of the exemption amount plus twice the initial levy amount. A physical inspection by a Bylaw officer of the Municipality may be required.

IT IS AN OFFENCE TO MAKE A FALSE APPLICATION

Signature Date

Home Phone: _____ Business Phone: _____

THIS APPLICATION MUST BE COMPLETED ANNUALLY AND SUBMITTED TO THE MUNICIPAL OFFICES NO LATER THAN DECEMBER 31ST EACH YEAR. NOT APPLICABLE IF OPTION 1 IS CHOSEN.

IF SITUATIONS CHANGE, YOU MUST NOTIFY THE MUNICIPALITY IMMEDIATELY.

SCHEDULE B

APPLICATION FOR SET OUT/SET BACK ASSISTANCE

Set Out/Set Back Assistance is provided by collection crews entering the property to move solid waste receptacles to the curb for collection and return them to the property where applicable.

I, _____ am the Occupant of property located at

_____ and am physically challenged to the extent that I cannot move the collection receptacles to the collection point and do not have an able-bodied person to provide this service. I hereby apply for this service and agree to the following conditions:

1. Wheelie bins will be freely accessible and not be placed inside buildings or a gated area.
2. If an able-bodied person becomes available prior to the expiry of an approval, I will notify the Municipality immediately and this service will no longer be available.
3. The Municipality is not responsible for any damage to private property resulting from the executing of this service.
4. The Occupant authorizes the collection crew to enter the premises to provide the required service in this application.

What is the nature of the disability?

Is the disability permanent? ___yes ___no.

If no, what is expected date of recovery? _____

Signature: _____ Date: _____

Approved, Manager _____

Date Approved: _____

SCHEDULE C

**PHYSICIANS DISABILITY FORM FOR SECONDARY SUITE EXEMPTION
AND SET OUT/SET BACK ASSISTANCE**

To be completed by the attending physician.

Patient's Name: _____
(last) (first)

Date of Birth _____
mm/dd/yy

Address _____

Is the patient permanently physically challenged or permanently disabled and requires extensive physical assistance? ___yes ___no

Extensive Physical Assistance means extensive supervision and care which is necessary in order to perform the functions of daily living in the home such as preparation of meals, personal care and hygiene and does not include:

- e) assistance and supervision provided by a family member,
- f) assistance with activities outside the home,
- g) home care provided by a provincial health care or social services government or government funded agency, including but not limited to caregivers, or
- h) assistance with home repairs and maintenance or yard work.

Please describe in detail the assistance the patient requires.

Does the patient require a caregiver in the home? ___ yes ___ no

Caregiver means a person who provides extensive physical assistance for a fee

Physician's Signature _____ Date _____

Physician's Name (please print) _____

Return completed form to the Manager _____ at the Municipality of _____ at (address)

SCHEDULE D

CHANGE IN SERVICE

I request that the number and/or the size of the wheelie bin(s) assigned to my property be changed. I understand that there may be a fee for this service.

I, _____ as Owner/Occupant of property located at _____ hereby apply for :

Waste

I have	_____ 120 litre wheelie bins	I wish to change to	_____ 120 litre wheelie bins
	_____ 240 litre wheelie bins		_____ 240 litre wheelie bins
	_____ 360 litre wheelie bins		_____ 360 litre wheelie bins

___ Elimination of waste collection. I agree that I will self-manage my solid waste produced on this property and will dispose of all waste in accordance with the law.

Recycling

I have	_____ 240 litre wheelie bins	I wish to change to	_____ 240 litre wheelie bins
	_____ 360 litre wheelie bins		_____ 360 litre wheelie bins

I agree that any fees as required in Schedule E will be paid in advance of service provided.

Signature _____ Date _____

Approved, Manager _____

Date Approved: _____

SCHEDULE E

FEES

A. Annual Rates for Basic Solid Waste Collection

Type of Waste	Small Wheelie Bin (120 litre)	Medium Wheelie Bin (240 litre)	Large Wheelie Bin (360 litre)
Urban Waste	\$120.00	\$160.00	\$240.00
Rural Waste	\$120.00	\$120.00	\$240.00

B. Annual Rates for Recycling

No Charge

C. Annual Fees for Extra Recycling Wheelie bins

Type of Waste	Standard Wheelie Bin (360 litre)	Smaller Wheelie Bin (240 litre)	Extra Wheelie Bin (240 litre)	Extra Wheelie Bin (360 litre)
Recycling	No fee	No fee	No fee	No fee

D. One Time Fees

Delivery of first wheelie bin	No Charge
Delivery of extra wheelie bins	No Charge
Make first change in size	No Charge
Make second or subsequent changes	\$40.00
Repair or replacement of broken wheelie bin	No Charge
Replacement of lost or stolen wheelie bin	\$60.00

E. Landfill Site Tipping Fees

1. Garbage

Weigh Scale: All waste entering the landfill must be weighed.

- \$85.00 per Tonne
- Under 100 kg - \$10.00
- 101 kg – 265 kg - \$25.00
- \$85.00 per Tonne for concrete or bricks
- \$5.00 to weigh vehicles, other than waste disposal vehicles.

2. Yard Waste

Separated brush, yard waste, grass clippings and leaves placed at the brush pile or compost area

No Charge

3. Recyclable Materials	No Charge
4. Scrap Metal	No Charge
5. Appliances:	
a) A charge shall apply for disposal of any appliance containing a refrigerant, e.g. freezers, refrigerators, heat pumps, air conditioners, dehumidifiers, etc.	\$30.00 per unit
b) A charge shall apply for disposal of any appliance certified as having the refrigerant removed, being 'Freon Free"	\$ 5.00 per unit
c) A charge shall apply for disposal of any other household fixture, examples being – other appliance, water heater, bath tub or furnace.	\$ 5.00 per unit
6. Electronic Waste (E-Waste) Computers (Include Mouse and Keyboard) Printers Fax Machines Monitors and TVs	No Charge
7. Household Furniture (examples being: chesterfield, chair, etc)	\$5.00 per unit
8. Construction and Demolition Waste Roof Shingles Drywall	\$85.00 per Tonne
9. Burnables	No Charge
10. Tires	No Charge if clean and free of debris
11. Bale Wrap	No Charge
12. Other Non contaminated soil	\$40.00 per cubic yard
13. After Hour Entry: A charge will be levied for entry into the Landfill Site after operation hours.	\$100.00 per entry

SCHEDULE F

Waste and Recycling Schedule:

Garbage and Recycling will be picked up weekly in the urban areas and bi-weekly in the rural areas.

Weekly pickup - Urban areas of : Bluevale, Belgrave, Walton, Belmore, Junctionville, Turnberry Estates, Lower Town Wingham, North Wingham and Fringe of Brussels.

Bi-weekly pickup - in all rural areas of the Municipality