

**TOWN OF MOOSOMIN
BYLAW NO. 2015 – 06**

**A BYLAW TO PROVIDE FOR THE COLLECTION AND DISPOSAL OF DOMESTIC
WASTE, RECYCLING, AND OTHER REFUSE.**

The Council of the Town of Moosomin, in the Province of Saskatchewan, enact as follows:

1.1 In this bylaw the following definitions shall apply:

- a) "Clerk" means the Clerk/Administrator/C.A.O. of the municipality;
- b) "Council" means the council of the Town of Moosomin;
- c) "Domestic Waste" means putrid animal, mineral and vegetable waste resulting from the handling, preparation, cooking and consumption of food;
- d) "Liquid Domestic Waste" means any waste which contains animal, mineral or vegetable matter in solution or suspension;
- e) "Refuse" means all wastes including domestic waste rubbish, street cleanings and yard clippings, but not liquid domestic waste, nor paper/cardboard products;
- f) "Bulk Refuse" means wood, trees, shrubs, stumps, branches, compost material;
- g) "Paper/Cardboard" means any paper products including magazines and cardboard;
- h) "Designated Areas" means separate sites within the waste disposal ground set aside for particular disposal ie: domestic waste and rubbish; wood and/or bulk refuse; and metal;
- i) "Municipality" means the Town of Moosomin;
- j) "Public Highway" means a road allowance or a road, street, or lane, vested in Her Majesty or set aside for such purposes and includes the entry road to the waste disposal ground, a bridge, culvert, drain or other public improvement erected upon or in connection with such public highway;
- k) "Whites" means large metallic objects such as major appliances, water heaters, stoves, furnaces, washers, dryers, refrigerators, deep freezers, dishwashers, bed springs, fencing, gates, etc.
- l) "Waste Disposal Ground" means the municipal waste disposal site which is currently located on the NE ¼ of 29-13-31-W1.
- m) "Residential Unit" means one or more habitable rooms constituting a self-contained unit to be occupied or intended to be occupied for living and sleeping purposes by one or more persons, which may include a portion of the unit intended, or used for a home occupation.
- n) "Single Residence" means a detached building consisting of one residential unit as herein defined, and occupied or intended to be occupied as the permanent home of one family, which may include a portion of the building intended, or used for a home occupation.
- o) "Duplex" means a building divided into two residential units as herein defined, each of which is occupied or intended to be occupied as the permanent home of one family, which may include a portion of the building intended, or used for a home occupation. For the purpose of this bylaw, each residential unit shall be rated as a single residence.
- p) "Multiple Family Residence" means a building divided into three or more residential units as herein defined, each of which is occupied or intended to be occupied as the permanent home of one family, and shall include amongst others, town or row houses, apartments and condominiums, as distinct from a boarding or lodging house, rooming house, hotel or motel, which may include a portion of the building intended, or used for a home occupation. For purposes of this bylaw, each individual "Residential Unit" shall be rated as a single residence.
- q) "Commercial Premises" means a premises principally used for the conduct of some profession, business, undertaking, industry or institution, and for purposes of this bylaw, may include a dwelling unit which is subsidiary to the principal use of this commercial property.

**TOWN OF MOOSOMIN
BYLAW NO. 2015 – 06**

- 2.1 Persons who own, rent, or otherwise occupy premises primarily designated as a Residential Unit, Single Residence, Duplex, or Multi-Family Residence, in the Town of Moosomin will be provided once weekly refuse collection and disposal to the Municipality's Waste Disposal Ground by:
a) any person who has contracted with Council for that purpose; or
b) an employee of the Town of Moosomin.
- 2.2 a) Persons who own, rent, or otherwise occupy premises primarily designated as a Residential Unit, Single Residence, Duplex, or Multi-Family Residence, shall pay a:

“Residential Refuse Collection and Disposal Fee” and a “Residential Curbside Recycling Collection and Disposal Fee”, to be billed jointly as one amount, in conjunction with the quarterly utility billing, as follows:

Residential Refuse Collection and Disposal Fee per three month period **\$27.00**
- (Effective November 1st, 2011, and commence with the January 31st, 2012 utility billing)

Residential Curbside Recycling Collection and Disposal per three month period **\$30.00**
- (Effective August 1st, 2015, and commencing with the October 31st, 2015 utility billing)

TOTAL GARBAGE AND RECYCLING CHARGE PER QUARTER **\$57.00**

- b) The fees above shall form part of the Utility Billing, and be collected in the same manner as the Water and Sewer Rates as established by Town of Moosomin Bylaw.
- 3.1 No-Commercial Premises primarily designated as such, will be provided any refuse collection nor disposal, nor curbside recycling collection nor disposal, and respective property owners are hereby required to dispose of their refuse in accordance with this bylaw at their expense, by either disposing of refuse themselves, or by contracting a person or firm to perform this job.
- 3.2 a) Trade refuse (not including paper/cardboard products) shall be stored in a covered shed or container and removed regularly to the waste disposal grounds at the expense of such proprietor or manager.
- b) The proprietor/managers of garages or filling stations shall keep their premises free from accumulation of junk, trade litter, cans, or refuse by keeping same in a rack or truck or other container, and removing same regularly to the waste disposal ground at the expense of such proprietor or manager.
- c) The proprietor/managers of every tin shop, plumbing and heating shop, garage, vehicle repair shop or any similar establishment shall keep their premises free from any accumulation of scrap metal or old useless equipment, such wastes shall be stored in a covered shed or container and removed regularly to the waste disposal grounds at the expense of such proprietor or manager.
- d) The proprietors/managers of all cafes, restaurants and similar eating establishments shall use only approved covered garbage cans described in this bylaw or otherwise approved by the municipal staff for the storage of table and kitchen wastes.
- 4.1 a) All domestic waste, whether consisting of animal, mineral, vegetable or other substance, and providing the same contains no liquid domestic wastes, nor paper/cardboard products (commencing March 1st, 2008) for the purpose of being collected and taken to waste disposal ground shall be kept in covered, fly-proof and water-tight containers of not over 17 gallons by volume nor over 75 pounds in weight. Containers for reception of garbage shall be securely fastened and stand or hanger, in a manner that will preclude it from being ravaged by animals and be kept in a convenient place for removal by authorized persons.
- b) If the owner, after receiving notice from the Municipality to provide proper waste and refuse receptacles placed in a convenient place, neglects to do so, Council may order the municipal staff, scavenger, or person who has been contracted with the Council, to cease gathering refuse until this bylaw is complied with.
- 5.1 a) All removal of brush and bulk refuse shall be the responsibility of the landowner for disposal at the waste disposal ground.
- b) Brush piles shall not be permitted to accumulate for any longer than two weeks at a time.

**TOWN OF MOOSOMIN
BYLAW NO. 2015 – 06**

- 6.1 All domestic waste, refuse, trees, bulk refuse, and whites shall be deposited in the designated areas of the waste disposal ground.
- 7.1 Manure, grain, petroleum wastes, slaughter house wastes, dead animals and other comparable wastes shall not be deposited at the waste disposal ground.
- 8.1 Liquid domestic wastes shall not be deposited in the waste disposal ground.
- 9.1 Paper/cardboard products shall not be deposited in the waste disposal ground, commencing March 1st, 2008 (but into recycling bins wherever they may be located)
- 10.1 Scrap Tires shall not be deposited in the Municipal owned or operated landfill located within the boundaries of the Town. Further, it is unlawful to deposit scrap tires on any other municipal property, unless specifically designated as a tire marshaling yard.
- 11.1 No person shall place, dump, or dispose of any domestic waste, refuse, whites, paper/cardboard products bulk refuse in near or over the gate at the disposal ground, or any other public highway without approval and making the necessary payment of the load charge to the representative of the Municipality during the hours of operations, as prescribed on Appendix "A" attached.
- 12.1 No person shall operate any vehicle transporting domestic waste, refuse, rubbish, paper/cardboard products over any public highway unless the load is completely enclosed or covered with a tarpaulin or secured in such a manner that it shall be impossible for any part of the said load content to escape.
- 13.1 Absolutely no burning is allowed at the waste disposal ground unless carried out by the Municipality or its representative.
- 14.1 No person shall deface, destroy, or alter any signs, gates, or fencing at the waste disposal ground.
- 15.1 Council may, from time to time, by resolution, designate and approve Municipal Haulers.
- 16.1 The Council shall set the hours of operation, in which the Landfill site will be open to the public.
- 17.1 The Council, the Administrator or Acting Administrator, the Public Works Foreman or Acting Public Works Foreman reserves the right to refuse any or all garbage entry into the Municipal Landfill site.
- 18.1 Load charges to be collected by a representative of the Municipality are as set out in Appendix "A" attached.
- 19.1 (a) A person who infringes any of the provisions of this bylaw or fails to comply therewith shall be guilty of an offense and shall be liable to the penalties as follows:

SECTION(S)	VOLUNTARY PENALTY	SUMMARY CONVICTION	
		INDIVIDUAL	CORPORATION
2-12, 14-18	\$ 100.00	Not less than \$250.00 nor more than \$1,000.00	Not less than \$250.00 nor more than \$2,000.00
13	\$ 250.00	Not less than \$500.00 nor more than \$2,000.00	Not less than \$500.00 nor more than \$5,000.00

Note: If the firefighting and other costs arising from a violation of Section 13, exceed the penalty, the overage shall be payable to the Town of Moosomin by the violator.

TOWN OF MOOSOMIN
BYLAW NO. 2015 - 06

(b) Notice of Violation:

- (i) An RCMP Officer, Town of Moosomin employee or other individual designated by Council is empowered to issue a Notice of Violation under this bylaw.
 - (ii) Upon being served with a Notice of Violation, a violator may, if given the option by the issuer, voluntarily pay the penalty plus any additional costs at the Town Office during regular office hours, and upon payment so provided, that violator shall not be liable to prosecution for the offense.
 - (iii) The Notice of Violation shall be in the form of Appendix B, attached hereto and forming part of these minutes.
- (c) The imposition of such penalty for failure to comply with any of the provisions of this Bylaw shall not relieve the person in default from carrying out the work therein mentioned, but shall be liable on summary conviction to a further penalty of not less than \$10.00 and not more than \$100.00 for each day after the first penalty is imposed until he has complied with the provisions of this Bylaw.

20.1 Bylaw Number 2011-08 of the Town of Moosomin is hereby repealed.

21.1 This bylaw shall come into force and take effect upon third reading thereof.

(SEAL)


MAYOR


CHIEF ADMINISTRATIVE OFFICER

Given first reading this 27th day of May, 2015.

Given second reading this 27th day of May, 2015.

Given second reading this 27th day of May, 2015.

Certified a true copy of a bylaw
adopted by resolution No. 17
of the Council of the Town of
Moosomin, Saskatchewan this 27th
day of May, A.D. 2015


Town Administrator

APPENDIX "A"
TO BYLAW NO. 2015- 06

LANDFILL RATE SCHEDULE (EFFECTIVE AUGUST 1ST, 2015):

1. a) The following rates shall apply as follows:

	<u>NON-RESIDENT NON-TAXPAYER</u>	<u>RESIDENT TAXPAYER</u>
Cars (including cars with utility trailers)	\$ 10.00/entry	\$5.00/entry
¼, ½, ¾ ton trucks and under, (including trucks with utility trailers): (including trucks with utility trailers)	\$ 20.00/entry	\$10.00/entry
1 ton trucks and over with single axle: <i>(Including Rotave Sanitation which shall pay two times this amount due to the truck being a compaction unit – per 1 (b) of this schedule)</i>	\$ 50.00/entry	\$25.00/entry
1 ton trucks and over with tandem axle:	\$ 75.00/entry	\$37.50/entry
Semi-Trailers:	\$150.00/entry	\$75.00/entry

b) In cases where a **garbage/compaction type truck/vehicle is used** to haul in refuse **from other entities including, but not limited to** the Town of Fleming, Moosomin Regional Park, Moosomin Golf Course, etc. the fees shall be charged at an amount **(2) two times** the amount so stipulated in Section 1 (a) of the "Landfill Rate Schedule".

c) An annual pass may be purchased by any family/household for depositing household and/or domestic garbage only, where the garbage has originated from outside of the boundaries of the Town of Moosomin as follows:

Annual Calendar Fee (until December 31 st , 2015) Rate shall not be pro-rated	\$400.00/Annum
Annual Calendar Fee (effective January 1 st , 2016) Rate shall not be pro-rated	\$500.00/Annum

Note: In cases where garbage is originating from outside of the boundaries of the Town of Moosomin, and the garbage is not from a family/household, an annual pass is not available, and the rates from schedule #1 as above shall apply.

2. a) In cases of demolition of buildings, where a "Demolition Permit" is required by the Town of Moosomin, the rates listed above shall be doubled.

3. a) Council, the C.A.O, the Director of Public Works and Utilities (or in their absence another member of Management) reserve the right to refuse any or all garbage entry into the Moosomin Landfill Site.

b) Council, the C.A.O., the Director of Public Works and Utilities (or in their absence another member of Management) reserves the right to adjust the rates noted in the "Landfill Rate Schedule" in Section #1, under special circumstances.

APPENDIX "B"
TO BYLAW NO. 2015-06

NAME: _____

ADDRESS: _____

POSTAL CODE: _____

On the _____ day of _____, _____, at Moosomin, Saskatchewan at approximately _____ a.m./p.m.

Did unlawfully commit the following offense:

DESCRIPTION OF OFFENSE:

LOCATION OF OFFENSE:

You are hereby charged with violation of Bylaw No. _____.
Section(s) _____.

Penalty for the above violation _____.

("X" marked below indicates which action may be taken by violator.)

_____ may be paid voluntarily and fine reduced to _____.

_____ may not be paid voluntarily.

Per: R.C.M.P. Officer/Town of Moosomin Employee/Other Designate

NOTICE RESPECTING VOLUNTARY PAYMENT WITHOUT COURT APPEARANCE

Where this violation indicates that you are able to make voluntary payment of the above penalty, payment must be received within 7 days from the date of service of the Notice of Violation, at the Town Office in Moosomin, Saskatchewan at 701 Main Street, or by mail to the Town of Moosomin, Box 730, Moosomin, Saskatchewan, S0G 3N0.

If you do not make a voluntary payment within the time set out above, you shall be liable to prosecution, and upon summary conviction, you shall be liable to the penalty provided under the Penalty Section of the said bylaw.