

TOWN OF WATSON LAKE

BY-LAW 20-20

A BY-LAW TO PROVIDE FOR THE COLLECTION, STORAGE, TRANSPORTATION AND DISPOSAL OF SOLID WASTE IN THE TOWN OF WATSON LAKE

WHEREAS section 265 of the *Municipal Act* (2002) provides that Council may pass Bylaws for municipal purposes respecting municipal utilities, facilities, works, and improvements on private and public land including quarries, and sand and gravel pits;

AND WHEREAS section 266 of the *Municipal Act* provides that, without restricting section 265, Council may by bylaw provide for a system of licenses, inspections, permits, or approvals, including any or all of the following:

prohibiting any development, activity, industry, business or thing until a license, permit, or approval has been granted or an inspection has been performed, and

providing that terms and conditions may be imposed on any license, permit, or approval, the nature of the terms and conditions, and who may impose them;

AND WHEREAS it is deemed expedient and in the public interest to establish, operate, maintain and control a solid waste collection and disposal system for the Town of Watson Lake;

NOW THEREFORE, the Council of the municipality of the Town of Watson Lake, in open meeting assembled, hereby ENACTS AS FOLLOWS:

SHORT TITLE

1. This bylaw may be cited as the "**Garbage Collection & Recycling Bylaw**".

DEFINITIONS

2. In this bylaw, unless the context otherwise requires,

"APARTMENT BUILDING" means a building consisting of five or more dwelling units, which units have one or more common entrances from the street level and the occupants of which have the right to use in common, halls, stairs, elevators and yards.

"APPROVED" means approved by the TOWN OF WATSON LAKE.

"BACKYARD COMPOSTING" means the composting at a residential dwelling of approved food waste and leaf and yard waste as set out in Schedule "C", where such waste is generated by the residents of the dwelling unit or neighbouring dwelling units or both, and is contained in a homemade or commercial bin.

"BANNED MATERIAL" means waste items, which are prohibited from deposit in the landfill. Banned waste is set out in Schedule "F" and may include items accepted under specific waste or recycling programs.

"BIOMEDICAL WASTE" means biomedical waste as defined by the Special Waste Regulations of the *Environment Act*, including but not limited to dressings, bandages or other infected material or hypodermic needles discarded in the course of practice of physicians, surgeons, dentists or veterinarians.

"BOXBOARD" means the stiffened paper product used for making boxes and primarily used for packaging, such as cereal and tissue boxes, core rolls from towels and toilet paper, etc.

"BUILDING" means a temporary or permanent structure having a roof supported by columns or walls for the shelter or enclosure of persons, animals, materials, chattels or equipment.

"BULKY ITEMS" mean large items including but not limited to barrels, bed springs, box springs, furniture, mattresses, oil tanks, water tanks, and pieces of fencing. Large appliances are regulated separately as "white goods".

"CHIEF ADMINISTRATIVE OFFICER" means the manager of the Town of Watson Lake or his/her authorized delegate.

"COLLECTION DAY" means the day or days on which residential waste are regularly collected from a premise, together with the time period immediately preceding and immediately following the time of collection, as specified by the Town of Watson Lake.

"COMMERCIAL CONTAINER" means any container for the purpose of storing of ICI waste to be collected by a hauler. A commercial container may or may not require mechanized collection.

"COMMERCIAL PREMISES" means hotels, motels, businesses, apartments with more than four dwellings, administrative or professional offices, clinics or medical centres, retail stores, personal service establishments, automotive services stations, gas bars, drive in businesses, food pick-up services, eating and drinking establishments, shopping centres and child care centres or similar establishments.

"COMPOST" means a product of composting which is used or sold for use as a soil amendment, artificial topsoil or growing medium.

"COMPOSTING" means the natural biological process carried out under controlled conditions which converts compostable material into a stable humus like product.

"COMPOSTABLE BAG" means a bag that is approved by the Town for the collection of compostable material.

"COMPOSTABLE MATERIAL" means organic material of plant or animal origin including food waste, leaf and yard waste, boxboard, soiled and non-recyclable paper, branches and bushes, natural Christmas trees without decorations and stands and such other material as is designated by the Town of Watson Lake to be included within the definition of compostable material. Compostable material does not mean faeces or ashes.

"CONSTRUCTION AND DEMOLITION WASTE" (C & D WASTE) means material generated as a result of construction, renovation, repair, wiring, plumbing or demolition activities, including but not limited to polystyrene or fiberglass insulation, gyproc, scrap wood, planking, siding, bricks, masonry, concrete and metal.

"CONTAINER" means any container other than a garbage can, approved in writing by the Town of Watson Lake for the storage of garbage.

"CONTROLLED WASTE" means material that must be disposed of according to specific procedures as specified by the Town of Watson Lake, including but not limited to bulky items; carcasses or parts of any animal except food waste; construction and demolition waste; contaminated soil; grubbing material; highly combustible and explosive material; liquid waste; manure, kennel material, excreta and fish processing material; animal faeces, ashes, contaminated soil, radioactive material; scrap metal; special waste; sump waste; tires; and white goods.

"CONTAMINATED SOIL" means any soil that contains a contaminant which is in an amount, concentration, or level in excess of that prescribed by regulation or allowed under a permit.

"COUNCIL" means the elected Council of the Town of Watson Lake.

“CURB” means the edge of the street located at the end of a driveway.

“DOMESTIC ANIMALS” means dogs, cats, domestic songbirds, rodents, rabbits, guinea pigs, fish, and reptiles.

"DWELLING" means one or more rooms intended to be used as a residence by one household, each dwelling having independent living, sleeping, and toilet facilities and not more than one kitchen.

“ELECTRONIC WASTE” means banned landfill waste of an electrical or electronic nature as set out in Schedule “F” to this Bylaw.

“ELIGIBLE PREMISES” means dwellings whose owners or occupiers pay for curbside residential waste collection, as approved by the Town. Eligible premises may include single detached, semi-detached, modular homes, living suites, duplexes, triplexes, four-plexes or mobile homes. Eligible premises may also include dwellings in Commercial, Industrial, or non-residential zoning designations where the primary use of the property is residential.

“ENVIRONMENT ACT” means the Yukon *Environment Act* as amended from time to time.

"ESTABLISHED ROUTE" means a solid waste collection route established by the Town of Watson Lake, covering an area within which solid waste will be collected as frequently as is considered necessary.

“FOOD WASTE” means fruit and vegetable peelings, table scraps, meat, poultry and fish, shellfish, dairy products, cooking oil, grease and fat, bread, grain, rice and pasta, bones, egg shells, coffee grounds and filters, tea leaves and bags or other similar items.

“GARBAGE BAG” means a water-resistant plastic bag that is strong enough to handle the weight of the garbage placed in it, and is securely tied or sealed at the top. Bags put out for municipal collection may be between 32 inches and 48 inches in length when empty.

“GARBAGE CONTAINER” means a receptacle for the purpose of disposing of residential solid waste and constructed of non-corrosive durable metal or plastic, equipped with a tight-fitting cover constructed of the same material and handle for lifting. Garbage containers are provided by the Town of Watson Lake.

“GARBAGE TAG” or “TAG” means a single-use tag or sticker that shall be purchased from the Town of Watson Lake. Municipal collection will take garbage bags in excess of the weekly limit providing they are properly tagged.

“GRUBBING MATERIAL” means material removed during excavation including, but not limited to, roots, stumps, embedded logs, broken branches and debris.

“HAULER” means any company, person or persons who transport solid waste.

“HIGHLY COMBUSTIBLE AND EXPLOSIVE MATERIAL” means materials that are banned from the landfill cells as fire or explosive hazards, including but not limited to gas containers, chemicals, acids or other combustible residues, fine dry sawdust, ammunition, dynamite or other similar material.

“HOUSEHOLD HAZARDOUS WASTE” means any waste produced in the home which contains hazardous substances as defined by the *Environment Act*. Household hazardous waste materials are set out in “Schedule F”.

"ICI WASTE" means all solid waste generated from institutional, commercial, or industrial premises.

"INDUSTRIAL WASTE" means material from manufacturing processes, warehouses or market gardens, ashes from Industrial plants, condemned matter or waste from factories, any other material or waste or by-product of an industrial or related activity.

"INDUSTRIAL PREMISES" means manufacturing and industrial plants, warehousing, wholesale and storage buildings and yards, service and repair establishments, laboratories, public-utility buildings or other similar establishments zoned for industrial use in accordance with the Zoning Bylaw.

"INSTITUTIONAL PREMISES" means hospitals, senior citizen lodges, nursing homes, group care facilities, schools, universities, colleges, government administration buildings, correctional facilities, or other similar establishments zoned for institutional use in accordance with the Zoning Bylaw.

"LANDFILL" means an approved site used for the handling and disposal of solid waste.

"LANDFILL CELL" or "CELL" means an area of the landfill in which solid waste is deposited and buried for permanent disposal.

"LEAF AND YARD WASTE" means grass clippings, leaves, coniferous needles, brush, twigs, house and garden plants, sawdust and wood shavings and other similar items.

"LIQUID WASTE" means waste or material that has attained a fluid consistency including septic tank pumpings and wash water, raw sewage or industrial sludge.

"NON-CURBSIDE WASTE" means solid waste from construction and demolition, ICI, public assembly and other residential waste.

"OWNER" means the person, persons or corporation who has by law the management, control or custody of the lot or use, and includes an authorized representative.

"OZONE DEPLETING SUBSTANCE" means any substance as defined under the Ozone Depleting Substances Regulations of the *Environment Act*.

"PERMIT TO COLLECT SOLID WASTE" means a permit issued by the Town of Watson Lake that allows a hauler to collect solid waste from eligible premises, other residential, industrial, institutional, public assembly or commercial premises within the Town boundaries, as a for-profit business or as a function of a non-profit organization.

"PERMIT TO DISPOSE OF SOLID WASTE" means a permit issued by the Town of Watson Lake that allows a Hauler to dispose of waste.

"PERSON" means an individual, individuals, a business corporation, non-profit organization or society, or similar entity.

"PICK-UP TRUCK" means a truck with an empty weight not exceeding ¾ ton and a bed with dimensions not exceeding 3.0 metres in length, 2.0 metres in width and 1.0 metre in height.

"PREMISES" means an area of land, including a lot or parcel of land with or without buildings.

"PRIVATE WASTE COLLECTION" means the collection, transportation and disposal of all waste excluding that collected by municipal waste collection.

"PROPERTY" means a piece of real estate; a lot defined by property lines.

“PROPERTY LINE” means a line which defines the perimeter of a lot which is legally defined either by registered plan or description.

“PROPRIETOR” means the occupant of commercial premises and the person in charge of an apartment building and, where such premises are unoccupied, means the owner thereof.

"RECYCLABLE MATERIAL" means material which may be reprocessed and used in the manufacture of new material, including those materials as set out in Schedule D" to this bylaw.

“RECYCLING DEPOT” means an area recognized by the Town of Watson Lake for the organized collection of recyclable material; reusable items, household hazardous waste and electronic waste. Items accepted by the Recycling Depot may vary from time to time and may not include all or any of these materials.

“RECYCLING CONTAINER” means a weather-proof bag, box, or container designed to hold recyclable material.

“REGISTERED OWNER” means any person registered as the owner of real property in the Land Titles Office for the Yukon Land Registration District.

“RESIDENTIAL WASTE” means all household residential waste other than that which can be segregated as controlled waste or reusable materials, including residual waste as set out in Schedule “G”, compostable material (Schedule “C”) and recyclable materials (Schedule “D”) if not segregated.

“RESIDUAL WASTE” means all waste other than that which can be segregated as compostable waste, recyclable waste, controlled waste or banned landfill waste. Residual waste is set out in Schedule “G”.

“REUSABLE MATERIAL” means material other than recyclable material for which there is at least one further use in the same form, either for its initial purpose or an alternate purpose.

“SCRAP METAL” includes but is not limited to sheet iron, automobile parts, and purged fuel tanks.

“SITE SUPERVISOR” means a person designated by the Town to supervise the operation of the solid waste disposal site and the dumping of material therein.

“SLAUGHTER WASTE” means waste that included bones, organs, hooves and other inedible animal parts left over after all the edible parts of the animal have been removed. This also included animals that have died from disease, road kill, and spoiled meat.

“SOLID WASTE” means all waste including controlled waste, residential waste, ICI waste, compostable material, recyclable material and reusable material.

"SOLID WASTE MANAGEMENT FACILITY" means a site used by the public for the handling and disposal of waste and includes any land, transfer stations or buildings associated with the facility and any machinery, equipment, devices, tanks or other works used on the site to handle or dispose of the solid waste.

"SPECIAL WASTE" means special waste as defined by the Special Waste Regulations of the *Environment Act*, including but not limited to asbestos, biomedical waste and household hazardous waste.

"STREET" shall include all highways, roads, lanes, alleys, avenues, easements, thoroughfares, utility-lots, drives, bridges and ways of public nature, sidewalks, boulevards, parks, public squares and other public places unless the contrary is expressed or unless such construction would be inconsistent with the context of this bylaw.

"SUMP WASTE" means the liquid waste and solid waste removed from a sump, as defined in the Town of Watson Lake Sewer and Water Bylaw, as amended from time to time.

"TOWN" means the Town of Watson Lake.

"WASTE, Sorted", is waste which contains no materials that can be dealt with by composting, recycling, or any manner other than by depositing in a landfill.

"WASTE, Unsorted" is waste which contains materials that can be dealt with by composting, recycling, or any manner other than by depositing in a landfill.

"WHITE GOODS" means any large appliance including but not limited to refrigerators, freezers, dishwashers, air conditioners, stoves, washing machines and clothes dryers.

ADMINISTRATION

3. The Town of Watson Lake shall administer and enforce the provisions of this bylaw. For this purpose, the Town of Watson Lake is authorized to:

- (1) prohibit any person from collecting, transporting or disposing of solid waste in accordance with any relevant section of this bylaw; and
- (2) levy fees and charges based on solid waste type and origin on a volume or weight basis for all material entering the landfill.
- (3) prohibit any type of solid waste from being disposed of in the landfill; and
- (4) limit or restrict back-yard composting when health or wildlife concerns arise; and
- (5) levy fines with respect to offences as set out in Schedule "A" attached hereto and forming part of this bylaw.
- (6) The Town of Watson Lake is not liable for costs, damages, losses or injuries arising from contravention of any provision of this bylaw.
- (7) Any person may appeal a decision made by the Town of Watson Lake by submitting the appeal in writing to Council within 14 days of the occurrence of the decision.

GENERAL RULES & REGULATIONS

4. No person shall set out waste in any manner or condition that:

- (1) is unsightly to the neighbouring environment;
- (2) harbours or attracts wildlife; or
- (3) is a hazard or threat to public Health & Safety.

5. If in the opinion of the Town certain waste practices threaten public health or safety, the Town may make a decision, which shall not be subject to appeal, to limit, restrict, or prohibit the continuation of such waste practices.

6. No person shall allow waste to spill over or accumulate on any street or adjoining public or private property and shall ensure, at all such times, that all waste is kept within the container with the lid fully closed. The owner or occupier shall be responsible for all of the costs associated with removal and disposal of such spilled solid waste.

7. No person shall store, collect, transport or dispose of solid waste in the Town except in accordance with this bylaw, unless the Town of Watson Lake has issued a Permit to Collect Solid Waste or a Permit to Dispose of Solid Waste.

8. No person shall collect the solid waste of other persons, unless the Town of Watson Lake has issued a Permit to Collect Solid Waste in accordance with this bylaw.

9. No person shall dispose of solid waste in any other person's garbage container or commercial container without prior approval from the owner or their authorized agent.

10. No person shall dispose of solid waste in any manner other than:

- (1) residential waste into approved garbage containers; or
- (2) compostable materials into approved composting containers; or
- (3) in commercial containers supplied for this purpose; or
- (4) by transporting solid waste to a solid waste management facility; or
- (5) by transporting solid waste to an approved permitted alternative site; or
- (6) by burning solid waste in an incinerator approved for such use by the Yukon Government and constructed for the expressed purpose of burning solid waste.

11. No person shall dispose of any hot ashes or burning matter in any garbage container, commercial container or solid waste disposal facility.

12. No person shall operate a vehicle in the Town while it is carrying waste unless the waste load is securely covered by a tarpaulin, mesh or other covering, or is otherwise secured. In the event of an offence where the operator cannot be located, the vehicle owner shall be responsible for all associated fines, fees and other clean-up costs.

13. No person other than the owners of commercial containers, or their authorized agents, an authorized hauler, or the Town of Watson Lake, shall pick over, remove, disturb, collect or otherwise interfere with any solid waste or commercial container that has been set out for collection or removal.

14. The owner or occupier of every premise shall maintain their garbage containers or in a neat and sanitary condition and in good repair. Every reasonable effort shall be made to thoroughly clean off any chemicals used to wash the garbage containers.

15. No person shall burn or permit to burn any solid waste, by open burning, in a wood stove or other heating appliance, except for organic material authorized under the Special Waste Regulations of the *Environment Act*. Brush, tree limbs and milled wood that is clean of adhesives, coatings and preservatives may be burned in a stove, heating appliance or by open burning.

16. No person shall dispose of waste at or near a waste facility when the facility is closed or when the owner or operator refuses to accept waste at that time or from that person.

17. Any waste placed for collection that does not meet the specifications of this bylaw shall not be collected by the Town or hauler and shall remain the responsibility of the owner.

18. The fine issued for an offence contrary to the restrictions and prohibitions section of this bylaw shall double for second and subsequent offences.

CURBSIDE SOLID WASTE COLLECTION

19. Curbside solid waste collection shall be offered by the Town of Watson Lake to eligible premises.

20. Payment for curbside collection shall be in accordance with the payment provisions of this bylaw.

(1) The monthly fee as set out in Schedule "A" will be charged to the account whether or not the owner or occupant uses the municipal collection service.

21. Only residential waste will be collected, this includes residual and compostable waste (Schedules "C" and "G") and may include recyclable items (Schedule "D").

22. The Town of Watson Lake is authorized to establish, change or alter collection schedules and routes from time to time, as operations dictate.

23. On collection day,

(1) Solid waste is to be set out for collection by 7:00 a.m. on the day regularly scheduled for pickup. Garbage containers shall be removed from the collection location on the same calendar day.

(2) Garbage containers shall not be placed for collection within any structure, fence, or other enclosure.

(3) Garbage containers shall be placed at the curb. Every effort shall be made to ensure that no vehicles or other obstructions impede the hauler's access to the garbage containers.

24. Collection service will not be provided:

(1) if the garbage containers or their replacements are not acceptable.

(2) if waste in the container is not securely tied or sealed in garbage bags.

(3) if additional garbage bags over two do not bear a purchased garbage tag.

(4) if materials other than residential waste are placed in the container.

(5) for loose material inside or outside of the container, or litter.

REGULATION CONTAINERS FOR CURBSIDE SOLID WASTE

25. Except on collection day, all garbage containers shall be kept and maintained on the premises to which they are assigned.

26. If a collection is missed by the Town, the Town of Watson Lake has the authority to allow garbage to be collected on the next regular collection day following the missed collection.

27. A garbage container condemned by the town may be removed and disposed of along with the garbage from the premises immediately after written notice has been given to the householder or proprietor. **The Town of Watson Lake will provide a suitable garbage container to replace the one that has been removed.**

CURBSIDE SOLID WASTE PREPARATION AND RESTRICTIONS

28. No person shall dispose of or permit any person to dispose of any controlled waste in any garbage container. The owner or their authorized agent of the garbage container shall be responsible for the removal and disposal of all controlled waste in accordance with this bylaw.

29. Any material placed for collection that does not meet the specifications of sections on Curbside Solid Waste Collection, Regulation Containers for Curbside Solid Waste, and Curbside Solid Waste Preparation and Restrictions shall not be collected,

and shall remain the responsibility of the owner. The owner or occupier of any premises in violation of this section may be subject to fines.

30. The fines issued for an offence contrary to curbside solid waste preparation and restriction regulations shall double for second and subsequent offences.
31. Notwithstanding the Curbside Solid Waste Collection section of this bylaw, the Town of Watson Lake reserves the right to promote reusable material through curbside reuse days or other reuse initiatives.

BACK-YARD COMPOSTING

32. No person shall back-yard compost except on their own property.

COLLECTION OF NON-CURBSIDE WASTE

33. Residential garbage collection shall be offered by the Town of Watson Lake for residential premises with applicable charges as established in Appendix "A".
34. The supply, installation, maintenance, capital costs and operating costs of solid waste removal from commercial, industrial or institutional premises shall be the responsibility of the owner.
35. The owner of every premise shall provide an enclosure or area satisfactory to the Town of Watson Lake to contain solid waste prior to its removal from the premises.
36. Collection and disposal of compostable material from commercial premises, industrial premises, institutional premises, public assembly and other residential premises shall be the responsibility of the owner.

REGULATION CONTAINERS FOR NON-CURBSIDE SOLID WASTE

37. The owner or occupier of every industrial, commercial, or institutional premise shall provide sufficient commercial containers to contain the normal solid waste generated from those premises during the period between collections.
38. No person shall place or keep any commercial container for solid waste on Town property without first having obtained authorization from the Town of Watson Lake, or as specifically provided for in this bylaw. Such locations must not impact access to private or public property.
39. Commercial containers shall:
 - (1) be non-combustible; and
 - (2) be approved by the Town of Watson Lake; and
 - (3) have a tight-fitting solid cover; and
 - (4) be placed more than three metres away from any combustible building or structure; and
 - (5) where the container cannot be located on private property, be located in a designated area approved by the Town of Watson Lake.
40. Lids on commercial containers shall be kept closed. All solid waste placed in a commercial container shall fit entirely within the container and shall permit the lid to be securely closed.
41. The area impacted by commercial containers shall be kept clear of litter.
42. When any commercial container has been condemned by the Town of Watson Lake, the condemned container may be removed and disposed of immediately upon written notice.

The owner shall cover all the costs associated with removal and disposal. The owner shall not receive any compensation for loss of the condemned commercial container.

43. All banned waste is prohibited from being mixed with residential or ICI waste, compostable material, or recyclable material in commercial containers.

COLLECTION OF RECYCLABLE MATERIAL

44. No person shall deposit any material other than the indicated recyclable material into a recycling container.
45. No person, other than the owner or operator of the recycling depot, shall remove or otherwise tamper with recyclable material stored in or around recycling containers or facilities.
46. Any recyclable material rejected by a recycling depot and entering the landfill shall be considered residential or ICI waste and shall be subject to a fee.

TRANSPORTATION

47. Any person transporting solid waste shall be responsible for all necessary permits and licenses.
48. No person shall operate a vehicle within the Town while it is carrying solid waste unless the solid waste load is securely covered by a tarpaulin, mesh or other covering, or is otherwise secured.
49. The operator of any vehicle entering the landfill with an unsecured solid waste load shall be subject to a fine.
50. The operator of a vehicle transporting solid waste shall ensure that no solid waste falls off or out of the vehicle. The operator of the vehicle is responsible to pay clean-up costs associated with such an occurrence, and where the operator cannot be located, the owner is responsible.
51. If a vehicle is operated on a highway in contravention of any provision of this bylaw and loss or damage is sustained by any person thereby, the onus of proof that the loss or damage did not arise because of the owner's contravention of this bylaw is on the owner or driver of the vehicle.

SOLID WASTE DISPOSAL

52. Any person disposing of solid waste in the landfill shall pay all applicable fees and charges.
53. Any person entering the landfill shall:
- (1) Have all solid waste, controlled waste, and banned easily identifiable and properly segregated.
 - (2) Declare any and all solid waste by type;
 - (3) Stop at the gatehouse.
 - (4) Pay the appropriate fees and charges to the Town of Watson Lake in the manner directed by procedures developed by the Town of Watson Lake;
 - (5) Follow all directions of the Town of Watson Lake and posted signs;
 - (6) Deposit the solid waste in the appropriate designated areas;
 - (7) Stay with the vehicle at all times.
54. The Town of Watson Lake may inspect and prohibit disposal of solid waste at the landfill that is not properly segregated.

55. The Town of Watson Lake has the authority to waive the landfill fees and charges for special solid waste programs limited to community litter programs and household hazardous waste collection days. A resolution of Council is required prior to authorizing the waiving of fees and charges for all other events or programs.
56. Snow machines are prohibited from entering the landfill.
57. Disposal of solid waste that originates from outside the Town boundaries is prohibited at the landfill unless authorized by the Town of Watson Lake in accordance with the permits section of this bylaw.
58. The following controlled waste shall be accepted at the landfill and deposited in the designated disposal area:
- (1) Construction and demolition waste; grubbing material; bulky items; tires.
 - (2) Car and truck batteries.
59. The following controlled waste shall be accepted at the landfill and deposited in the designated disposal area under the specified conditions:
- (1) Domestic animal carcasses may be accepted provided the owner notifies the Landfill Operator immediately.
 - (2) Scrap metal shall be accepted provided the owner declares all fuel tanks have been cleaned and purged and all tires, special waste and ozone depleting substances have been removed from automobiles.
 - (3) White goods shall be accepted provided the doors have been removed.
60. The following controlled waste shall **not** be accepted at the landfill:
- (1) Highly combustible and explosive material.
 - (2) Liquid waste.
 - (3) Radioactive material.
 - (4) Sump waste.
 - (5) Contaminated soil
 - (6) Manure, kennel material, excreta, and fish processing.
61. Controlled waste not accepted at the landfill must be disposed of in accordance with applicable regulations. Highly combustible, explosive, and radioactive materials are regulated under the Special Waste Regulations of the *Environment Act*. Liquid waste is regulated by the Town of Watson Lake Sewer and Water Bylaw. Sump waste is only accepted where facilities exist to handle sump waste.
62. Household Hazardous Waste shall only be accepted on designated Household Hazardous Waste collection days in accordance with the *Environment Act*.
63. With the exception of items placed at the area designated for reusable material, no person shall remove or disturb any solid waste deposited at the landfill.

PERMITS

64. Any hauler for hire shall apply to the Town of Watson Lake for authorization to collect Institutional, Commercial or Industrial Solid waste. Conditions may be imposed to include the requirement to provide information on the origin, type and amount of solid waste collected for disposal, recycling and composting.
65. Any hauler for hire shall apply to the Town of Watson Lake for a Permit to Dispose of Institutional, Commercial or Industrial Solid Waste in the prescribed form and pay the fee as designated in the Fees and Charges Bylaw prior to disposing of waste from outside Town boundaries or contaminated soil at the landfill. Conditions that may be placed on the permit may include the requirement to provide information on the origin, type and amount of solid waste from outside the Town, or laboratory analysis of the concentration of contaminants in the contaminated soil.

66. The Town of Watson Lake shall review the application and may either issue or refuse the Permit to Collect Solid Waste or Permit to Dispose of Solid Waste.
67. The Permit to Collect Solid Waste or Permit to Dispose of Solid Waste shall be in the form prescribed by the Town of Watson Lake and may be cancelled or suspended at any time with cause and at the sole discretion of the Town of Watson Lake.
68. A person who is issued a Permit to Collect Solid Waste or Permit to Dispose of Solid Waste shall meet all terms and conditions of the permit on a continuous basis.

IMPROPER DISPOSAL AND TRANSPORTATION

69. Any person who permits or causes any storage, collection, transportation or disposal of solid waste contrary to the provisions of this bylaw, commits an offence, and in addition to the penalties provided hereunder, shall be liable to pay the cost of the clean-up and disposal of such waste.
70. Any person who permits or causes any disposal of solid waste contrary to the provisions of this bylaw, commits an offence, and in addition to the penalties provided hereunder, shall be liable to pay the cost of the removal and proper segregation and disposal of such waste.
71. Any person who causes or permits to cause any deposition of solid waste other than at a designated solid waste disposal facility shall be responsible for the removal, clean-up and proper disposal of the solid waste, and all associated costs and fines. In the event that the Town provides the service of removal and proper disposal, the person responsible and the owner of the solid waste shall be jointly liable to pay all costs associated with the removal and disposal in addition to any penalties in accordance with penalties section of this bylaw.

PAYMENT

72. Curbside solid waste collection shall at all times be subject to the following terms and conditions:
 - (1) Every owner or occupier of property on an established route shall pay for the service of solid waste collection.
 - (2) All curbside residential accounts shall be due and payable in accordance with the Town invoicing policy.
73. All haulers (other than those transporting residential waste from their own dwellings) shall make payment of fees for using the landfill at the time of disposal and;
 - (1) Shall supply adequate identifying information as required by the Town of Watson Lake.
74. The registered owner of property within the Town shall be liable for all rates, fees and costs chargeable or payable under this bylaw with respect to that property.
75. For all haulers, the vehicle shall be weighed upon entering the landfill and again upon leaving. The hauler shall be responsible to pay in cash, debit or credit all applicable fees prior to exiting the landfill.
76. The Town of Watson Lake shall set per cubic metre rates payable by the solid waste hauler to be used when the weigh scale becomes non operative. This rate shall be applied based on the size of the vehicle, compaction capabilities of the vehicle, and the Town of Watson Lake's visual volume estimate of the material in the vehicle. The volume rates shall be in accordance with fees as set out in Schedule "A" of this Bylaw.

PENALTIES

77. Any person who commits an offence subsequent to any provisions of this bylaw is liable, upon summary conviction to:
- (1) a voluntary fine under section 20 of the *Summary Convictions Act*, issued in respect of an offence specified in Schedule "A" attached hereto and forming part of this bylaw; or
 - (2) a fine not exceeding ten thousand dollars (\$10,000.00) where proceedings are commenced pursuant to the summary conviction provisions of the *Criminal Code of Canada*; or
 - (3) a fine not exceeding five hundred dollars (\$500.00) where proceedings are commenced pursuant to the *Summary Convictions Act* of Yukon.
78. Where an offence is committed or continued on more than one day, it shall be deemed to be a separate offence for each day on which the offence is committed or continued.
79. The Town of Watson Lake shall immediately terminate or suspend the collection of solid waste or the use of the landfill for solid waste disposal to any person who contravenes any provision of this bylaw. The suspension will remain in effect until such time that the contravention has been corrected and all outstanding fees paid.
80. Property owners found in violation of the improper disposal and transportation sections of this bylaw in a second or subsequent offence in any calendar year shall be subject to a mandatory court appearance.
81. Should any person owning or occupying real property within the Town refuse or neglect to pay any penalties that have been levied pursuant to this bylaw, the Town of Watson Lake may inform such person in default that if these charges are unpaid on the thirty-first day of December on the same year, these shall be added to and form part of the taxes payable in respect of that real property as taxes in arrears.

GENERAL INTERPRETATIONS

82. Wherever the singular or the masculine is used in this bylaw, the same shall be deemed to include the plural or the feminine or the body politic or corporate where the context of the bylaw requires.
83. The invalidity of any section, sentence, or provision of this bylaw shall not affect the validity of any other part of this bylaw which can be given effect without such invalid part or parts.

BYLAW SHALL PREVAIL

84. Where the provisions of this bylaw conflict with the provisions of any other bylaw of the Town, the bylaw with the more stringent provisions shall prevail.

REPEAL

85. Bylaw 14-04 , including all amendments thereto, is hereby repealed.

This bylaw shall come into full force and effect on the final passing thereof.

Read a First time this 15th day of December, 2020.

Read a Second time this 5th of January, 2021.

Read a Third time and Finally passed January 19, 2021.


C. Irvin – Mayor


T. Close – Municipal Clerk

Waste Management Bylaw 20-20
SCHEDULE "A"
FINES

Authority Ticket Description of Offence Penalty

Sections 5 Store, collect, transport or dispose solid waste contrary to bylaw 200.00
Sections 6 Store, collect, transport or dispose solid waste without permit 200.00
Section 7 Unauthorized use of garbage container or container 100.00
Section 8 (1-3) Solid waste placed in unauthorized receptacle 100.00
Section 8 (3) Fail to use commercial containers 50.00
Section 8 (4) Fail to transport solid waste to a solid waste disposal facility 200.00
Section 8 (5) Transport solid waste to unauthorized site 200.00
Section 8 (6) Burn solid waste in unauthorized incinerator 200.00
Section 9 Dispose hot ash or burning matter in solid waste 500.00
Section 11 Unauthorized scavenging 50.00
Section 12 Fail to maintain garbage containers or containers in good condition 50.00
Section 13 Solid waste spill/overflow from garbage container/ commercial container 100.00
Section 14 Unauthorized burning of solid waste 200.00
Section 22 Fail to maintain garbage containers on assigned premises 50.00
Section 23 Fail to properly secure animal faeces or ashes 50.00
Section 27 Dispose of controlled waste in garbage container 100.00
Section 28 Unauthorized material set out for collection 100.00
Section 31 Back-yard compost contains meat, fish or animal faeces 50.00
Section 32 Back-yard compost not on property 50.00
Section 37 Fail to provide sufficient containers 100.00
Section 38 Fail to obtain street occupancy permit for commercial container 100.00
Section 42 Fail to maintain containers and container area in good order 200.00
Section 43 Mix controlled waste with other waste 200.00
Section 44 Deposit material other than recyclables 100.00
Section 45 Remove/tamper with material in recycling container 100.00
Section 48 Transport unsecured solid waste 200.00
Section 49 Enter landfill with unsecured load 200.00
Section 50 Allow solid waste to fall from vehicle 200.00
Section 53 (1) Fail to identify and segregate solid waste 50.00
Section 53 (3) Fail to stop at landfill gate house 50.00
Section 53 (5) Fail to follow directions of gate attendant and posted signs 50.00
Section 53 (6) Improper disposal of waste at landfill 50.00
Section 56 Deposit solid waste at/near landfill when site is closed 200.00
Section 57 Snow machine/all terrain vehicle prohibited 50.00
Section 58 Disposal of waste from outside of Town limits 200.00
Section 59 Fail to segregate and properly dispose of controlled waste 200.00
Section 60 Deposit unauthorized controlled waste at landfill 500.00
Section 66 Remove solid waste from landfill 200.00
Section 67 Collect solid waste from others without permit 200.00
Section 68 Dispose of solid waste or contaminated soil at landfill without permit 200.00
Section 71 Fail to meet terms and conditions of permit 200.00
Section 72 Permits storage, transportation or disposal contrary to bylaw 200.00
Section 74 Fail to remove, clean-up and dispose of solid waste that has been deposited at a location other than a solid waste disposal facility 500.00

Waste Management Bylaw 20-20
SCHEDULE "C"
COMPOSTABLE WASTE

"COMPOSTABLE WASTE" means such waste as defined in this bylaw.

The following items, loose or in compostable bags, shall be deemed to be compostable waste for the purposes of this bylaw:

1. Food-soiled and non-recyclable paper including without limitation:

- (1) damp and food-soiled newspaper and flyers;
- (2) napkins, paper towels and fast food wrappers;
- (3) paper plates and cups;
- (4) pizza boxes;
- (5) sugar, flour and potato paper bags;
- (6) wax paper and parchment baking paper;

2. Food waste including, without limitation:

- (1) fruit, vegetables, and peelings;
- (2) meat, poultry and fish, shellfish including skin, shells and bones;
- (3) dairy products;
- (4) household cooking oil, grease and fat;
- (5) baked goods and baking ingredients;
- (6) bread, grain, rice and pasta;
- (7) table scraps and sauces,
- (8) egg shells;
- (9) coffee grounds and filters, tea leaves and bags;

3. Human hair, pet hair, fur, feathers, chicken manure and compostable bedding;

4. Leaf and yard waste including, without limitation:

- (1) chipped or ground branches and bushes;
- (2) grass clippings;
- (3) leaves, coniferous needles and cones;
- (4) brush and twigs 1.5 cm in diameter or less;
- (5) house and garden plants and trimmings;
- (6) pressed paper plant pots;
- (7) sawdust and wood shavings from untreated wood;

5. Natural Christmas trees without decorations and stands;

6. Polylactic acid (PLA) fibre, compostable, or corn products including, without limitation:

- (1) cutlery, plates, bowls and cups;
- (2) food containers and trays

7. Any other item identified by the Town of Watson Lake from time to time.

Waste Management Bylaw 20-20
SCHEDULE "D"
RECYCLABLE WASTE

"RECYCLABLE WASTE" means such waste as defined in this bylaw.

The following empty and clean items shall be deemed to be recyclable materials for the purposes of this bylaw, and may have additional requirements/instructions as per the appropriate waste facility:

1. Beverage cartons, beverage bottles and tetra-paks;
2. Milk cartons;
3. Metal including, without limitation:
 - (1) aluminum foil, plates and trays;
 - (2) aluminum/tin/steel food and beverage cans;
 - (3) metal containers;
4. Paper products including, without limitation:
 - (1) boxboard, such as cereal, shoe, tissue, cracker, cookie and frozen food boxes, core rolls from towels and toilet paper;
 - (2) coloured paper;
 - (3) corrugated cardboard;
 - (4) newspapers, magazines, catalogues, and flyers;
 - (5) telephone books;
 - (6) white paper;
5. Plastic including, without limitation:
 - (1) plastic clam shell containers for eggs, vegetables, fruits, and other products;
 - (2) plastic containers used for beverages, shampoos, lotions, cleaners, windshield washer fluids;
 - (3) plastic food tubs and lids for yogurt, margarine, sour cream, cottage cheese, ice cream;
 - (4) plastic pails, plant trays and pots;
 - (5) rigid plastic bottles, jugs, trays and jars used for food, beverages, antifreeze and other household products;
 - (6) soft plastic bags and wrap;
 - (7) plastic water tanks;
6. Any other item specified in the Yukon Beverage Container Regulations
7. Any other item identified by the Town of Watson Lake from time to time.

Waste Management Bylaw 20-20
SCHEDULE "E"
CONTROLLED WASTE

"CONTROLLED WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be controlled waste for the purposes of this bylaw:

1. Bulky items including, without limitation:

- (1) bed springs, box springs and mattresses;
- (2) wooden furniture;
- (3) wooden fencing;

2. Carcasses and animal parts, excluding slaughter waste, without limitation;

- (1) domestic pets;

3. Construction and demolition waste generated as a result of construction, renovation, repair, plumbing or demolition activities including, without limitation:

- (1) cupboards and counter tops;
- (2) carpet and underlay;
- (3) porcelain sinks and toilets;
- (4) plastic and fibreglass fixtures;
- (5) bricks, masonry, concrete;
- (6) gyproc;
- (7) planking and siding;
- (8) polystyrene or fibreglass insulation;
- (9) scrap wood;
- (10) treated wood;
- (11) any other item identified by the Town of Watson Lake from time to time;

4. Uncontaminated soil and soil contaminated with other controlled waste;

5. Grubbing material including, without limitation:

- (1) roots, stumps, embedded logs;
- (2) branches and bushes greater than 1.5 cm in diameter;

- 6. Vehicle batteries.
- 7. Fluorescent light bulbs
- 8. Tires

9. Large Metal Recovery Waste, including without limitation;

(1) Scrap Metal including, without limitation:

- (a) filing cabinets;
- (b) hot water tanks;
- (c) metal roofing;
- (d) metal fencing including chain-link fencing;
- (e) metal desks and other metal furniture;
- (f) metal wiring;
- (g) propane tanks with valves removed;
- (h) purged fuel tanks cut in half;
- (i) cleaned and purged barrels with lids removed;
- (j) sheet iron;
- (k) vehicle parts with all fluids removed;

10 Items containing, or which contained, ozone depleting substances, as defined by the Ozone Depleting Substances Regulation of the *Environment Act*, including without limitation:

- (a) fridges
- (b) freezers
- (c) air-conditioning units;

11 White Goods including, without limitation:

- (a) dishwashers;
- (b) stoves, ranges, and ovens;
- (c) washing machines and clothes dryers

12. Re-useable waste not including any banned landfill waste

13. Any other item identified by the Town of Watson Lake from time to time;

Waste Management Bylaw 20-20
SCHEDULE "F"
BANNED LANDFILL WASTE

"BANNED LANDFILL WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be banned from landfill for the purposes of this bylaw:

1. Bio-medical waste, as defined by the Special Waste Regulations of the *Environment Act*, including without limitation:
 - (1) dressings, bandages or other infected material;
 - (2) hypodermic needles;
2. Slaughter waste;
3. Hazardous waste, as defined by the Special Waste Regulations of the *Environment Act*, including without limitation:
 - (1) aerosols and empty aerosol containers;
 - (2) antifreeze and brake fluid;
 - (3) cleaning chemicals;
 - (4) fluorescent light ballasts manufactured prior to 1980;
 - (5) gasoline, propane, solvents and waste oil;
 - (6) herbicides and pesticides;
 - (7) pharmaceuticals;
 - (8) rechargeable batteries
 - (9) vehicle batteries ;
 - (10) paint and paint products;
 - (11) other products labelled as corrosive, toxic, reactive, explosive, oxidizing, poisonous, infectious, or flammable;
4. Highly combustible and explosive material, including without limitation:
 - (1) ammunition, dynamite or other explosives;
 - (2) celluloid cuttings and cellulose motion picture film;
 - (3) chemicals, acids or other combustible residues;
 - (4) oil or gasoline soaked rags and containers;
 - (5) propane tanks with the valve on;
 - (6) fuel tanks that have not been fully drained;
5. Liquid waste, including without limitation:
 - (1) raw sewage or industrial sludge;
 - (2) septic tank pumpings and wash water;
 - (3) sump waste, as defined in the Town of Watson Lake Sewer and Water Bylaw;
6. Tires with rims;
7. 45 gallon drums with contents not fully drained or with lid on;

8. Radioactive waste;

9. Contaminated soil containing a contaminant which is in an amount, concentration, or level in excess of that prescribed by regulation or allowed under a permit;

11. Vehicles including all-terrain vehicles and snowmobiles;

12. Incinerator ash that is special waste;

13. Electronic waste, including without limitation

(1) Handheld devices including, without limitation:

- (a) calculators;
- (b) cell phones and pagers;
- (c) headsets and microphones;
- (d) portable cameras;
- (e) portable electronic game devices;
- (f) other wireless and handheld devices;

(2) Audio equipment including without limitation:

- (a) AM/FM radios;
- (b) amplifiers, equalizers and speakers;
- (c) audio players and stereo systems;
- (d) cameras and video recorders;
- (e) non-portable DVD and CD players;
- (f) non-portable electronic game equipment;
- (g) projectors;
- (h) telephones and answering machines;

(3) Computer equipment including without limitation:

- (a) desktop computers;
- (b) laptops and notebooks;
- (c) monitors;
- (d) central processing units, mouse, keyboard, cables and other components;

(4) Copy equipment including without limitation:

- (a) printers;
- (b) scanners;
- (c) fax machines;
- (d) photocopiers;

(5) Televisions

14. Any other item identified by the Town of Watson Lake from time to time.

Waste Management Bylaw 20-20
SCHEDULE "G"
RESIDUAL WASTE

"RESIDUAL WASTE" means such waste as defined in this bylaw.

The following items shall be deemed to be Residual Waste for the purposes of this bylaw:

1. alkaline non-rechargeable batteries;
2. broken bottles, crockery and glassware;
3. broken toys that are not considered E-Waste;
4. chewing gum, cigarettes, and cold wood heating ashes;
5. discarded clothing and furnishings;
6. empty and dry paint cans;
7. empty motor oil containers and filters;
8. floor sweepings and dryer lint;
9. incandescent and halogen light bulbs;
10. latex gloves;
11. non-recyclable plastic, metal and packaging including without limitation:
 - (1) chocolate bar and candy wrappers and potato chip bags;
 - (2) frozen juice cans;
 - (3) mesh onion bags;
 - (4) soiled aluminium foil and plastic wrap;
 - (5) polystyrene foam (Styrofoam);
12. Non-repairable goods, except those qualifying as a controlled waste or banned landfill waste;
13. Pet faeces, including litter box filler (kitty litter);
14. Personal hygiene products including, without limitation:
 - (1) diapers and wipes;
 - (2) feminine sanitary products;
 - (3) incontinence products;
15. Vacuum cleaner bags and contents
16. Any other item identified by the Town of Watson Lake from time to time.