



Operational BY-LAW N° 15

CONCERNING REFUSE

- A. In this by-law:
- A.1. Garbage, includes kitchen and table waste from dwelling houses, clubs etc. and comprises sweepings.
 - A.2. Ashes include residue from the burning of coal or wood used for cooking or heating in dwellings, stores, restaurants etc. or from the burning of leaves and paper. Foundry or boiler furnace ashes are excluded from this definition.
 - A.3. Rubbish includes all refuse not defined as ashes, garbage, or commercial waste as herein defined.
 - A.4. Commercial waste includes every kind of waste material from a commercial or industrial establishment or from the work of construction, repairing, decorating, clearing or grading a building or property.
 - A.5. Refuse designates garbage, ashes, rubbish and commercial waste unless otherwise specified.
 - A.6. Person includes corporation, limited company, firm, partnership, association or club.
 - A.7. Person in charge with respect to any dwelling, commercial or industrial establishment, or other premises or property, means the occupant thereof whether as owner, tenant, operator or otherwise; provided, however, that the person in charge of an apartment building shall be deemed to be also the person in charge of each of the apartments therein, unless provision has been made for the tenants or occupants of such apartments to comply with this by-law.
- B.
- B.1 The person in charge of every dwelling, establishment, premises and property from which the Municipal Garbage Collector is to remove refuse shall cause such material to be placed in a portable, water tight metal or plastic receptacle of the kind hereinafter specified and in accordance with the following requirements.
- a) The receptacle shall have a capacity or volume not exceeding 3 cubic feet.
 - b) The weight of the receptacle and contents shall not exceed one hundred pounds.
 - c) The receptacle shall be fitted with a water tight metal or plastic cover and provided with suitable handles for lifting.
 - d) In domestic establishments, kitchen garbage shall be wrapped before being placed in receptacles.
 - e) Refuse consisting of animal and/or vegetable garbage shall not be placed in a receptacle unless tightly wrapped in paper or other wrapping material.
 - f) Ashes shall be extinguished, cold and dry before being laid out for collection and shall not be placed in a receptacle containing garbage or commercial waste.
 - g) Rubbish shall be bound, baled or crushed so as to reduce its volume and, if bound up in a solid roll or bundle, may be placed alongside the receptacles.



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Includes amendments by By-Laws n^o 23 / n^o 124 / n^o 202 / n^o 302

- h) It is prohibited to place with refuse any dangerous material or anything liable to cause accidents or damage by combustion, corrosion, explosion or in any other manner. The disposal of explosives and/or firearms is prohibited without the express permission of the Director of Police.
- B.2. Receptacles and rubbish must be set out on collection days at a distance and place which Council may from time to time determine by resolution.
- B.3. Receptacles and rubbish shall not be set out for collection earlier than the evening of the day prior to collection. Receptacles shall be brought in within four hours after collection.
- B.4. Receptacles must be kept in good condition, clean and dry. Any container which is dangerous or which is loosened or damaged to the point that it does not hold its contents properly will be removed as rubbish, after a notice of eight days has been given thereof to the owner.
- B.5. It is prohibited for any person to tamper with any receptacle or bundle of refuse placed for collection save and except those persons who are authorized by resolution of the Council.
- B.6. Refuse collections throughout the Town shall take place on the days, at the time in the manner and under the conditions which Council may, by resolution, determine from time to time.
- B.7. The fee for collection of refuse shall be determined by Council according to law.
- B.8. No person shall cause or suffer any vehicle containing refuse or other kind of waste or containing materials which emit an offensive odour, to stand or remain on or near any street, lane or public place except for the time necessary for loading or unloading said vehicle.
- B.9. No person shall cause or suffer any vehicle referred to in Article B.8 to be driven or to be upon any street, lane, or public place unless such vehicle is covered and watertight and so constructed as to prevent any of its contents from escaping therefrom.
- B.10. In transporting any refuse, dirt, fill, dust or similar material through any public place, street or lane no part thereof shall be allowed to drop or fall from the vehicle transporting the same.
- B.11. If any animal shall die on a street, lane or public place or if its body shall be found thereon, the owner of such animal shall remove the body immediately at his own expense or the Town, at its option, may have it removed at the owner's expense.
- B.12. No person shall cause or suffer any refuse, dead carcass, ordure or any offensive matter whatsoever to be dumped upon any lane, street, public place, private property or into any watercourse, lake, ditch or other place in the Town without the permission of Council.
- B.13. No person shall cause or suffer any snow, ice, dirty water, dirt or filth of any kind to be thrown into any street, lane or public place.
- B.14. No person shall cause or suffer paper of any kind to be dropped in any street, lane or public place.
- B.15. No person shall cause or suffer any refuse to be buried or incinerated on any lane, street, public place or private property without the permission of Council.
- B.16. The laying, accumulating or piling on a piece of land, in a yard or any lot within the Town, of junk metal and/or junk of other materials, unusable motor vehicles, parts or pieces of motor vehicles, old iron or cast away movable effects, kept for commercial purposes or storage is prohibited.



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- B.17. It shall be the duty of the person in charge of any building, establishment or property to keep such premises clean and free from any droppings, residue or accumulation of refuse and to keep all refuse receptacles on the premises covered at all times.
- B.18. It is prohibited to store, abandon, set-out for collection, or to dispose of in any manner whatsoever, any box, refrigerator, case, trunk, strongbox or container of any kind closing with a cover, door or any other device, in which children might introduce themselves, unless the doors, covers or any other device have previously been removed.
- B.19.1. The person in charge of every business, commercial or industrial establishment or restaurant which deal in foodstuffs, vegetables, meat, kitchen and table wastes and other similar perishable garbage from which the municipal garbage collector is to remove said refuse must insure that such business, commercial or industrial establishment or restaurant be equipped with appropriate refuse containers.
- B.19.2. Said containers must be constructed of steel, fibreglass or other suitable water tight rigid material and must be compatible with the garbage contractors collection equipment.
- B.19.3. The capacity and/or quantity of containers must be adequate to handle the amount of garbage which is produced between garbage pick-ups.
- B.19.4. In addition, all containers must be kept in good condition and must be disinfected and cleaned regularly to ensure adequate sanitation.
- C.
- C.1 Anyone contravening a provision of this by-law, or tolerating or permitting such a contravention, commits an infraction and is liable, besides the costs, to the following fine:
1. **for a first infraction:**
a minimum of ONE HUNDRED DOLLARS (100 \$) and a maximum of ONE THOUSAND DOLLARS (1 000 \$) if the offender is a physical person or a maximum of TWO THOUSAND DOLLARS (2 000 \$) if the offender is a moral person;
 2. **for a repeat infraction:**
a minimum of TWO HUNDRED DOLLARS (200 \$) and a maximum of TWO THOUSAND DOLLARS (2 000 \$) if the offender is a physical person or a maximum of FOUR THOUSAND DOLLARS (4 000 \$) if the offender is a moral person.
- C.2 In addition to the remedies hereinbefore mentioned, in cases where the person in charge cannot be found or should the person in charge thereof refuse, neglect or should be unable for want of means, to carry out such remedies as may be necessary to abate the specified infraction of this by-law to the satisfaction of Council within one week's written notice from the Council or its appointed Health Officer, the Council may itself cause such work to be undertaken and performed as may be necessary and for that purpose may, without liability, enter upon the lands and premises of the person in charge with its servants, agents, workmen, equipment and materials; and the amount so expended shall constitute a lien on the said lands and premises thereon. In case the owner or person in charge cannot be found, the notice herein prescribed shall be posted in a conspicuous place upon the lands or premises and such notice shall be deemed sufficient.
- C.3 The Town will dispose in the manner described in article 470 of the Cities and Towns Act, of vehicles manufactured for more than 7 years and which are in the Town's custody, abandoned or found and unclaimed after sixty days; this delay is ten days in the case of a vehicle without a motor or in such a state that it constitutes an object of refuse.