

Property Maintenance

Chapter 0731 Garbage – Recyclables Collection

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WHEREAS the *Municipal Act, 2001*, c. 25 provides in Part II and Part III that a lower tier municipality may pass by-laws respecting matters to waste management.

Article 1 - Short Title

- 731.1.1 **Citation**

This Chapter may be cited as the "Waste Collection and Mandatory Recycling

By-law."

Article 2 - Interpretation

731.2.1 Bag tag - defined

"bag tag" means a County of Oxford sticker affixed in a quantity and manner as per the County of Oxford By-law 4709-2006, as amended.

731.2.2 Bulk items - defined

"bulk items" means heavy or bulky materials and articles including furniture, mattresses, cloth covered box springs, small area rugs, carpets and under-pads cut in 1.8 metre lengths and bundled, non-metal plumbing fixtures (excluding toilets), water softener, pool filter (no sand), and covers or any other heavy or bulky household materials and articles excluding garbage, recyclables and non-collectable waste.

731.2.3 Bulk item collection - defined

"bulk item collection" means any ongoing collection program of bulk items.

731.2.4 Business establishment - defined

"business establishment" includes a commercial, institutional or industrial land use within the municipality approved for collection by the Engineer.

731.2.5 City - defined

"City" means The Corporation of the City of Woodstock.

731.2.6 Community pile - defined

"community pile" means a designated area for multi-residential complexes to set out waste and recyclables for collection by the City.

731.2.7 Construction debris - defined

"construction debris" means discarded material resulting from the erection, repair, demolition or improvement of land, buildings, structures or property.

731.2.8 Council - defined

"Council" means the elected Council of The Corporation of the City of Woodstock.

731.2.9 Engineer - defined

"Engineer" means the person who may from time to time be appointed by Council to the position of City Engineer.

731.2.10 Fall leaves - defined

"fall leaves" means leaves on the ground between October 1st and December 15th, and are subject to yard material collection as designated by the Engineer.

731.2.11 Garbage - defined

“garbage” shall include all drained animal and vegetable waste material from the preparation of food, discarded household utensils and wearing apparel, ceramics, multi-material products and packages, non-recyclable glass containers, dog, cat and other pet feces and litter placed inside a sealed and leak-free bag, diapers placed in a sealed and leak-free bag, and other materials as designated by the Engineer.

731.2.12 Garbage container - defined

“garbage container” means a galvanized metal or plastic container with a maximum capacity of 240 litres (63.4 gallons), being larger at the top than at the bottom and having a handle and fitted lid, that when filled shall weigh no more than 44 pounds (20 kg) and must be kept in good repair and sanitary condition; or a polyethylene plastic bag approximately 30 inches by 38 inches (76 cm x 96 cm) of 1.5 gauge thickness fastened at the top and weighing no more than 44 pounds (20 kg); or disposable cardboard boxes except in wet or snowy weather no larger than 8 cubic feet (0.23 cubic metres) and securely closed. Cardboard boxes shall weigh no more than 44 pounds (20 kg) and must be in good repair and sanitary condition; or any other containers as approved by the Engineer.

731.2.13 Hazardous materials - defined

“hazardous materials” includes, but are not limited to, the following:

| | |
|--------------------------|-----------------------------|
| Antifreeze | Motor oil/automotive fluids |
| Auto batteries | Nail polish |
| Degreasers | Oven cleaner |
| Disinfectants | Paints |
| Drain cleaner | Pesticides |
| Drycell batteries | Pharmaceutical/medicine |
| Flea powder | Propane tanks |
| Floor wax | Septic tank cleaners |
| Herbicides | Solvents |
| Metal polish | Wood preservatives |
| Bleach | Fertilizers |
| Thermometers/thermostats | Driveway sealer |
| Fluorescent light bulbs | Gasoline |
| Glues | Pool chemicals |

731.2.14 Household Electronics

“household electronics” includes, but are not limited to, the following:

| | |
|--------------------|-------------|
| Personal computers | Monitors |
| Printers | Keyboards |
| Stereo equipment | Televisions |

731.2.15 Law enforcement officer - defined

“law enforcement officer” means a police officer or a person appointed by Council to enforce the by-laws of the City.

731.2.16 Major appliances and large household furnishings – defined

“major appliances and large household furnishings” means all large or bulky household mechanisms and other household articles (refrigerators, stoves, washers, dryers, chairs, sofas, tables, beds, carpet, etc.).

731.2.17 Mechanical lift garbage container – defined

“mechanical lift garbage container” means a rigid container with a maximum capacity of 360 litres to fit mechanical lifts on garbage collection equipment and must be in good repair and sanitary condition. A container that is too heavy for the mechanical lifts will be the responsibility of the owner.

731.2.18 Municipality - defined

“municipality” means the City of Woodstock.

731.2.19 Non-collectable waste - defined

“non-collectable waste” means the following:

- a) manufacturer or industrial waste;
- b) any explosive, hazardous or highly combustible material of any nature whatsoever, including ashes;
- c) construction and demolition debris including asphalt, drywall, concrete, glass, shingles, wood, pallets/crates and toilets;
- d) sawdust or shavings;
- e) liquid waste;
- f) hay, straw and manure;
- g) carcass of any animal;
- h) grass clippings, tree trunks and stumps, and leaves other than materials identified in yard material collection;
- i) major appliances;
- j) large household furnishings except during bulk item collection;
- k) any material which has become frozen to the container and cannot be removed by shaking;
- l) discarded tires;

- m) any unsealed and unbagged animal feces;
- n) any appliance that contains or operates on Freon gas;
- o) syringes, needles and other medical or biohazardous waste;
- p) scrap metal;
- q) household electronics; and
- r) hazardous materials.

731.2.20 Owner - defined

“owner” means an owner, lessee or occupant of any property, grounds or yard in the municipality, and for the purposes of multi-residential complexes may include;

- a) the person for the time being managing or receiving the rent of the land or premises in connection with which the word is used, whether on the person’s own account or as agent or trustee of any other person, or who would receive the rent if the land and premises were let; and
- b) a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property.

731.2.21 Recyclables - defined

“recyclable” means one or more items as the Engineer designates as being suitable for collection by the City for recycling purposes.

731.2.22 Recycling container - defined

“recycling container” means a blue, green or black box, transparent blue bags, clear bags, open boxes, rigid containers clearly marked “recyclables” or other containers as approved by the Engineer.

731.2.23 Recycling depot - defined

“recycling depot” means a location designated by the Engineer where owners or business establishments may drop-off recyclables in accordance with the posted regulations.

731.2.24 Recycling storage cart - defined

“recycling storage cart” means a rigid North American standard rollout cart on wheels with a lid that can be mechanically lifted by the collection equipment, or other carts as designated by the Engineer.

731.2.25 Waste - defined

“waste” means garbage and bulk items but shall not include non-collectable waste, recyclables and yard materials.

731.2.26 Yard material - defined

“yard material” means garden and tree trimmings, leaves, fall leaves, brush, limbs, grass clippings, and garden vegetable and plant matter other than food waste.

731.2.27 Yard material collection - defined

“yard material collection” means a specific collection program for Yard material as designated by the Engineer as compostable and for which alternative collection regulations apply. Yard material shall include brush, tree trimmings and fall leaves.

731.2.28 Yard material depot - defined

“yard material depot” means a location designated by the Engineer at which owners or business establishments may drop off yard material and grass clippings in accordance with the posted regulations.

Article 3 - General Provisions

731.3.1 Application - all owners - business establishments

The provisions of the Chapter apply to owners and business establishments in the municipality who receive municipal collection services or use depot facilities provided by the City.

731.3.2 Holiday pickup - direction of Engineer

The City, under the direction of the Engineer, shall, if a holiday or holidays occur in any week of regular collection, reserve the right to alter the collection day for garbage and recyclables at the City’s convenience.

731.3.3 Collection - separation of waste - required

Garbage shall not be collected from any place within the municipality unless recyclables have been separated from garbage and set out for collection in accordance with the provisions of this Chapter.

731.3.4 Boulevard - maintaining free of municipal waste

All owners shall maintain their boulevard that is contiguous with their lot lines, free of garbage, recyclables, bulk items and non-collectible waste in accordance with the requirements of this Chapter. (See Set Fine)

731.3.5 Owners - supply garbage -recyclables instructions

All owners of rented or leased premises, including their agents and/or property management firms, shall ensure that garbage and recycling instructions are posted for residents in sufficient and suitable locations on the premises.

Article 4 - Collection Of Garbage And Recyclables

731.4.1 Prohibition

No person shall place garbage or recyclables out for curbside collection by the City except in accordance with this Chapter.

731.4.2 Weekly pickup - as published - non-recyclables

Collection of garbage will be made weekly on the day, or days of the week, as published from time to time by the City, subject to the provisions of this Chapter.

731.4.3 Bi-weekly pickup - as published – recyclables

Collection of recyclables will be made bi-weekly on the day, or days of the week, as published from time to time by the City, subject to the provisions of this Chapter.

731.4.4 Garbage - placed in proper container

The City shall not collect from any residence or business establishment within the municipality any garbage unless such material is placed in a garbage container as defined in this Chapter. By-law 8591-10, February 4, 2010.

731.4.4.1 Recyclables - placed in proper container

Acceptable containers for recyclable material shall be containers purchased from the City of Woodstock, unless:

- The container has an integrated lift bar to facilitate mechanical lifting, or the container shall meet the following criteria:
 - Not have a lid when at the curb for pick up
 - Have a capacity under 122 litres (32 USgal)
 - Maximum opening dimensions of 500 mm (20 in) or 500 mm (20 in) diameter
 - Maximum height of 610mm (24 in)
 - If container is higher than 610 mm (24 in), the container shall have a fixed handle and/or pocket handle at the bottom to facilitate lifting.
- Container shall be in acceptable condition.

The existing acceptance of transparent blue or clear bags for use of recycling shredded paper will remain in place. By-law 8802-12, October 18, 2012.

731.4.5 Mechanical lift garbage container - prohibition

No person shall use a mechanical lift garbage container between December 15th and March 15th.

731.4.6 Garbage - sharp objects

No person shall set out for collection any sharp objects or broken glass

unless it is securely wrapped so that the sharp object or broken glass cannot pierce the garbage container. (See Set Fine)

731.4.7 Garbage separate - recyclables - other - set out

No person shall set out garbage for collection unless all recyclables are separated from the garbage as set out in this Chapter.

731.4.8 Recyclables - separate

Every owner shall place all recyclable fibres and all recyclable containers in separate recycling containers.

731.4.9 Recyclables - fibres

Recyclable fibres include newspaper, writing paper, fine paper, computer paper, non-foil gift wrap, greeting cards, magazines, catalogues, telephone books, soft cover books, boxboard, paper bags, cereal boxes, paper towel rolls, tissue boxes, paper egg cartons, corrugated cardboard and other materials that may be added from time to time.

731.4.10 Recyclables - containers

Recyclable containers include aluminum, metal and non LCBO glass containers, plastic jugs, bottles and tubs (#1 through #5), plastic egg cartons, gable top and Tetra Pak containers, drinking and soup boxes, film plastics and plastic bags (that pass the stretch test), cardboard cans, aluminum foil and trays, rigid polystyrene #6, empty aerosol, paint, stain and varnish cans and other materials that may be added from time to time.

731.4.11 Recyclables - corrugated cardboard - bundled – size

No person shall set out cardboard for collection unless the material is compacted and tied in bundles, no larger than 75 cm by 75 cm by 20 cm (30 inches by 30 inches 8 inches), or placed in an enclosed container weighing no more than 20 kg (44 lbs).

731.4.12 Recycling container - use

Where a recycling container is being used, all recyclables, with the exception of corrugated cardboard, shall be placed loose in the container with heavier materials on top.

731.4.13 Recyclables - no bags

No person shall place bagged recyclables in the recycling container except for bagged shredded fine paper or bagged film plastic unless authorized by the Engineer.

731.4.14 Recyclables - clean

Recycling containers shall be rinsed and empty, and recyclable fibres shall have any plastic inserts or wrap removed.

731.4.15 Recycling storage cart - use

No person shall set out a recycling storage cart for collection unless it can be mechanically lifted by the collection vehicle.

731.4.16 Community pile - location

No person, owner or occupant of a multi-residential complex shall set out for collection any waste or recyclables except at a location approved by the Engineer. (See Set Fine)

731.4.17 Community pile - clean

No person, owner or occupant of a multi-residential complex shall set out waste or recyclables at a community pile collection location except during the period of time for setting out waste and recyclables as authorized by this Chapter.

731.4.18 Container - location - type - multiple residential

The type of container for collection of garbage and recyclables for apartment buildings, row houses and multi-residential complexes will be subject to the approval of the Engineer.

731.4.19 Garbage storage structures - requirements

All structures or buildings designated for the storage of garbage containers or recycling containers shall at all times be maintained in a clean and sanitary condition preventing entry by rodents and insects, and constructed for easy access by the City.

731.4.20 Collections - non-collectable waste - prohibited

No person, owner or occupant shall set out for collection non-collectable waste as defined in this Chapter. (See Set Fine)

731.4.21 Waste - recyclables generated in municipality – only

Only owners or business establishments within the municipality, or their agents, shall set out waste and recyclables for collection by the City. Waste and recyclables set out for collection shall not include waste and recyclables from residences or business establishments not within the municipality.

731.4.22 Waste/recyclables - set out - from property generated

No person shall set out waste and recyclables for collection except at the residence or the business establishment at which the waste and recyclables is generated, unless mutually agreed to between abutting property owners. (See Set Fine)

Article 5 - Collection - Procedure

731.5.1 Waste/recyclables - set out for collection – location

No person shall set out waste or recyclables for collection, unless it is placed within 2 metres (6.56 feet) of the curb or on the boulevard of a public street in front of or adjacent to the residence or business establishment at which the waste or recyclables are generated. Where the rear of a business establishment is serviced by a lane along which collections are made, the waste and recyclables may be placed at the rear of the business establishment subject to the authorization of the Engineer.

731.5.2 Garbage - bag tag affixed

No person shall set out garbage for collection unless the correct number of bag tags are affixed to the garbage bag as per County of Oxford By-law 4709-2006, as amended. (See Set Fine)

731.5.3 Bag tag - not to modify or replicate

No person shall modify or replicate a bag tag.

731.5.4 Recyclables - garbage - placement

No person shall set out garbage and recyclables for collection, unless recycling containers are placed together but set apart from the garbage containers.

731.5.5 Garbage - recyclables not separated - may be refused

Any garbage or recyclables which are set out for collection and which have not been separated, or which have not been prepared or set out for collection according to the provisions of this Chapter, in the sole discretion of the City, may not be collected.

731.5.6 Recyclable material - no removal except by City

No person, other than the City, shall remove recyclables that have been placed in or beside recycling containers, after such materials have been placed at the curb, boulevard or edge of the roadway, or at a community pile for collection by the City. (See Set Fine)

731.5.7 Deadline for deposit - garbage and recyclables

No person shall set out any garbage or recyclables for collection later than 7:30 a.m. of the day on which collection of garbage or recyclables is scheduled, and prior to sundown of the previous day of which the collection of garbage and recyclables is scheduled. (See Set Fine)

731.5.8 Bulk item collection - prohibition

No person shall set out waste, non-collectable waste, recyclables, or yard material for collection other than bulk items during bulk item collection. (See Set Fine)

731.5.9 Deadline for deposit - bulk item collection

No person shall set out bulk items for collection later than 7:30 am of the

Monday day of their scheduled collection week for pick up and no earlier than sundown of the Friday of the previous week. (See Set Fine)

731.5.10 Waste/recyclables - not removed - owner responsibility

No person shall fail to remove waste or recyclables that were not collected by the City by the end of the calendar day on which the collection was scheduled, or calendar week on which a bulk item collection was scheduled. Such waste or recyclables shall be disposed of privately or may be properly separated and prepared in accordance with this Chapter and set out again for collection on another scheduled day or week. (See Set Fine)

731.5.11 Salvage - interference with waste

No person shall pick over, interfere with, disturb, remove or scatter any garbage containers, recycling containers, or any other bags, bundles or bins of waste or recyclables which have been set out for collection provided that the City, by notice to the public, may designate certain days for the salvaging of major appliances, large household furnishings and any other items that may be designated by the City.

731.5.12 Bulk item collection - maximum per household

No person shall set out for bulk item collection more than five bulk items for each household in each scheduled collection week. (See Set Fine)

731.5.13 Bulk item collection

No person in a multi-residential complex shall set out for bulk item collection any bulk items in a community pile or location other than the area immediately in front of the household. (See Set Fine)

731.5.14 Yard material collection - special times – requirements

The City, by notice to the public from time to time, may designate days and times for the collection of fall leaves, tree limbs and brush. Brush and tree limbs shall be compacted and tied in bundles not more than six feet in length or placed in an enclosed container. In no instance shall a bundle or container weigh more than 20 kg (44 lbs). Fall leaves may be raked to the curbside of the street fronting the residence for collection.

Article 6 - Drop-Off Depot

731.6.1 Yard material depot

The City may designate locations in the municipality at which owners of residential properties or business establishments may drop off yard materials.

731.6.2 Yard material depot - prohibition

No person shall drop off, deposit or place any waste, recyclables, or non-collectable waste at a yard material depot unless authorized by the

Engineer. (See Set Fine)

731.6.3 Yard material - restriction

No person shall drop off, deposit or place any yard material at the yard material depot from any location subject to quarantine unless the City is subject to the same quarantine.

731.6.4 Recycling depot

The City may designate locations in the municipality at which owners or business establishments may drop off recyclables.

731.6.5 Recycling depot - prohibition

No person shall drop off, deposit or place any waste, non-collectable waste or yard material at the recycling depot. (See Set Fine)

731.6.6 Used oil depot

The City may designate locations in the municipalities at which owners of residential properties may drop off used oil.

731.6.7 Used oil - empty container

No person shall drop off, place or deposit oil containers at the used oil depot without emptying the contents at the designated location and placing empty containers in the supplied receptacles. (See Set Fine)

731.6.8 Used oil - material restrictions

No person shall empty any fluids other than used motor oil at the used oil depot. (See Set Fine)

731.6.9 Household hazardous waste days - designated

The City may designate household hazardous waste days and locations, approved by the Ministry of the Environment, to accept household hazardous materials.

731.6.10 Major appliances - collection - designated

The City may designate white good and scrap metal days and locations to accept major household appliances or scrap metal.

731.6.11 Freon removal - owner responsibility

Any appliance containing or operating on freon gas will not be collected at any time unless proof can be provided to the City that the freon has been removed by a licensed contractor. The City may provide freon removal services at the white good and scrap metal event.

731.6.12 731.6.12 Household electronics - designated

The City may designate household electronic waste days and locations to accept household electronics.

Article 7 - Enforcement

731.7.1 Fine - for contravention

Every person who contravenes any provision of this Chapter is guilty of an offence and on conviction is liable to a fine as provided by *Provincial Offences Act*.

731.7.2 Separate offence - daily

Each day a violation of this Chapter continues shall constitute a separate and distinct offence under this Chapter.

Article 8 - Severability

731.8.1 Validity

If any provision of this Chapter is declared invalid for any reason by a court of competent jurisdiction, it is intended that such a provision shall be severed from the Chapter and that the remainder of the Chapter shall continue in full force and effect.

Article 9 - Enactment

731.9.1 Effective date

This Chapter shall come into full force and take effect on February 4th 2010. By-law 8591-10, February 4, 2010.