

**THE CITY OF CORNER BROOK
GARBAGE AND REFUSE REGULATIONS 2015**

PURSUANT to the powers vested in it under Sections 207, 208, 209, 210, 280.1, 280.2 and 280.4 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council, in a session convened on the 8th day of June 2015, hereby passes and enacts the following regulations

1. These Regulations may be cited as the *City of Corner Brook Garbage And Refuse Regulations*.

2. For the purpose of these Regulations:

(a) "Approved Storage Container" means a watertight, sealable container made of impermeable material that when closed is not accessible by rodents, pests, birds, and other animals and may include but is not limited to dumpsters, sheds, and wooden boxes that otherwise meet this criteria;

(b) "Boxboard" means thin, lightweight cardboard and includes but is not limited to that which is used for packaging cereal boxes, tissue boxes, shoe boxes paper towel rolls and the like;

(c) "Bulk Items" means any item that is too large or bulky to be contained within a "Plastic Disposable Bag" as defined in s. 12 herein and/or has a weight in excess of 22.5 kilograms and includes but is not limited to stoves, refrigerators, dishwashers, clothes washers, clothes dryers, furnaces, boilers, bed springs, mattresses, furniture, fencing, tree trunks or large branches, boxes and barrels and the like.;

(d) "City" means the City of Corner Brook;

(e) "Commercial Property" means any property or building that is used or designed for use for business, commercial, industrial or institutional purposes;

(f) "Commercial Waste" means waste from a commercial property.

(g) "Corrugated Cardboard" means containers or materials used in containers consisting of three or more layers of kraft paper and having smooth exterior liners and a corrugated or rippled core;

(h) "Council" means Corner Brook City Council;

(i) "Director" means the Director of Operational Services for the City;

(j) "Divertible Material" includes Corrugated Cardboard, paper, wood, aluminum and steel, materials not accepted by the Western Regional Service Board, or are charged a divertible surcharge at Wild Cove Landfill.

(k) "Excluded Material" means Corrugated Cardboard and fiber products that are contaminated with blood, grease, oil, food residue, wax or have polyethylene, polystyrene, foil, or other non

paper liners and those which are contaminated with a material that will render the corrugated cardboard not marketable;

(l) "Garbage" includes:

(i) all rejected, thrown out, abandoned or discarded household, excrement of humans and animals, restaurant, hotel, shop, store or merchandise or industrial waste matter, ashes, glass, crockery, tin cans, metal, household utensils, garden refuse and waste including dead branches, leaves, bushes, weeds and plants, small and light household furniture or furnishings, bedding, wearing apparel, floor sweepings, barrels, and other discarded or thrown out receptacles, disposable undergarments and their normal contents from humans; and

(ii) All material contained in the definition of Excluded Material above;

but excludes

(iv) Bulk Items, Household Hazardous Material, Industrial Waste, Commercial Waste, and Recyclable Material as defined in these Regulations;

(v) Non-collectable waste as described in Section 33 of these Regulations;

(m) "Garden Waste" means the waste material from gardens, consisting of grass clippings, dead branches, leaves, bushes, weeds, plants and other similar material;

(n) "Household" means any residential dwelling unit designed and intended for occupation by a single family, whether occupied by a single family or not;

(o) "Household Hazardous Material" include hazardous materials originating from a Household including but not limited to antifreeze, batteries, cleaners, fuels, motor oils and filters, paint and paint products, pesticides and herbicides, medications, propane tanks, aerosol cans, thermometers and thermostats.

(p) "Industrial Waste" means all materials produced as a by product of industrial processes including

i) plaster, wood and stone, from excavations, building construction, repair, alterations, maintenance, or demolition;

ii) debris from any building removed, destroyed by fire or any other cause; and

iii) material from manufacturing processes, manure, slaughter house offal, fish offal, waste from garages and service stations, condemned matter or waste from factories, foundries or commercial boiler furnaces;

(g) "Inspector" means any Municipal Enforcement Officer appointed pursuant to s. 211 of the *City of Corner Brook Act*, or any person appointed by Council to act as an Inspector under this regulation;

(r) "Multi-unit residential" means a registered residential building registered on the City of Corner Brook tax roll as exceeding 10 units that share a common entrance.

(s)"Occupant" of any property means a person who

- (i) owns the property;
- (ii) resides at the property;
- (iii) conducts business at the property;
- (iv) is in physical possession of the property; or
- (v) has responsibility for, and control over, the condition of the property, the activities conducted on the property and the persons allowed to enter the property; For purposes of these Regulations there may be more than one occupant of the same property;

(t)"Recyclable Material" means wood fiber products including, but not limited to, newspapers, flyers, glossy magazines, telephone books, office paper, shredded paper, soft covered books, hard covered books with covers removed, corrugated cardboard and boxboard not included in the definition of Excluded Material above.

GENERAL PROHIBITION

3. No Occupant of a property in the City shall store or dispose of or permit or allow storage or disposal of Garbage, Recyclable Material, Household Hazardous Materials, Commercial Waste, Bulk Items, Excluded Materials, Recyclable Material, Divertible Material or Industrial Waste in the City except in the manner as provided in these Regulations.

MATERIALS REMOVAL

4. No Occupant of any property in the City shall permit or allow any Garbage, Recyclable Material, Household Hazardous Materials, Bulk Items or Industrial Waste to accumulate, be, or remain in, on, or about any such property, except in a suitable container as set out in these Regulations and then only for the period permitted under these Regulations, or until directed to remove the same by an Inspector.

5. No Occupant of any property shall permit any containers containing Garbage or Recyclable Material to remain upon the property for a period longer than seven days without placing same for collection by the City in the manner herein provided.

6. No Occupant of any property shall permit any Industrial Waste to remain upon the property for a period longer than seven days.

7. No Occupant of any property shall permit any Household Hazardous Material to accumulate on the property.

8. No Occupant of any property shall permit any Bulk Items to accumulate on their property except in accordance with section 34 herein.

9. (i) An Inspector may at any time, by a direction in writing, require the Occupant of any property in the City to forthwith clean up and remove at the expense of such Occupant, and to the satisfaction of such Inspector, all Garbage, Recyclable Material, Household Hazardous Material, Bulk Items, Commercial Waste, Excluded Material, Divertible Material or Industrial Waste from such property by a specific date, which date shall be not less than six days from the date of service of the written direction.

(ii) An Inspector may at any time, by a direction in writing, require the Occupant of any property in the City to forthwith cover their Garbage with a net or blanket that is acceptable to the Inspector and/ or to cover it in a manner that is acceptable to the Inspector.

10. In the event of the failure or neglect of any Occupant of a property to clean up and remove all Garbage, Recyclable Material, Household Hazardous Material, Commercial Waste, Excluded Material, Divertible Material, Bulk Items or Industrial Waste from the property, after being directed by an Inspector so to do, such Inspector may cause all such Garbage, Recyclable Material, Household Hazardous Material, Bulk Items or Industrial Waste to be cleaned up and removed and the cost of the clean up and removal shall be paid by the Occupant to the City and shall be collectable as a civil debt of the Occupant to the City.

SUITABLE CONTAINERS FOR STORAGE

11. The Occupant of every property in the City shall not allow Garbage and Recyclable Materials to accumulate from or on such property unless it is stored in accordance with the following and as otherwise set out in these Regulations:

- (i) such accumulation in no instance exceeds the permissible timelines as otherwise set out in these Regulations, including but not limited to those timelines specified in sections 5, 6, 7, and 8;
- (ii) the Garbage is kept in Plastic Disposable Bags as defined in section 12 herein and Recyclable Materials are kept in accordance with section 18 herein which Garbage and Recyclable Materials are then contained within an Approved Storage Container;
- (iii) the Approved Storage Container is kept in a good condition of repair and in a sanitary condition;
- (iv) the Approved Storage Container is cleaned, constructed and maintained in a manner that prevents pests, rodents, gulls, crows, dogs, cats, and other scavengers from entering the Approved Storage Container or otherwise accessing the Garbage and Recyclable Materials and/or tearing open the Plastic Disposable Garbage Bags;
- (v) the Approved Storage Container is cleaned, constructed and maintained in a manner that prevents the Garbage and Recyclable Materials and Plastic Disposable Garbage Bags from becoming wet; and

- (vi) the Approved Storage Container is located at least three (3) metres from a City street and from the property boundary.

SUITABLE CONTAINERS FOR COLLECTION

12. Garbage that has been placed for collection must be contained in Plastic Disposable Bags that are closed, securely fastened, and meet the following criteria:

- a) have a volume capacity of not less than 20 litres and not more than 80 litres;
- b) have a thickness of at least 1 millimetre;
- c) have an overall length of not more than 1 meter when empty; and
- d) are strong enough to hold 22.5 kilograms.

This includes small plastic bags commonly referred to as kitchen catchers but does not include small plastic bags commonly referred to as supermarket or shopping bags.

13. Garbage placed in Plastic Disposable Bags for collection must then be:

- a) covered with a weighted nylon or polyester net with a maximum mesh size of 25mm x 25mm acceptable to the inspector;
- b) covered with a blanket acceptable to the inspector so as to ensure it provides adequate coverage, does not blow off the garbage, is easily removable by the garbage collector and does not blow away once the garbage has been removed; or
 - a) (c) placed in water tight cans made of not less than 28 gauge metal or other impermeable material which meet the following criteria; are equipped with a cover of metal or other impermeable material;
 - b) are equipped with handles;
 - c) have a volume not less than 25 litres and not more than 90 litres;
 - d) have a height of not less than 50 centimeters nor more than 80 centimeters;
 - e) have a diameter of not less than 40 centimeters nor more than 50 centimeters;
 - f) is strong enough to hold 22.5 kilograms;
 - g) has not been used for storage of loose garbage or refuse; and
 - h) has a cover affixed to or connected with the body of the container in such a manner as to ensure ease of access and so that the cover does not become separated from the body of the container.

14. Only Garbage that has been placed in accordance with sections 12 and 13 herein will be collected. Garbage will not be collected from Approved Storage Containers and Occupants must ensure that any Garbage that has been stored is removed from any storage containers and placed for collection on the collection day assigned for that property.

15. Occupants shall ensure that containers used to contain garbage placed for collection, and blankets or nets used to cover garbage placed for collection, are removed no later than 10:00 p.m. on the day of collection. .

16. Garbage shall not be stored or placed for collection in any paper, cardboard carton, cardboard box, or any receptacle other than those approved storage and collection containers as set out in sections 11, 12, and 13 herein.

17. Excretes or litter from domestic animals including household pets such as dogs and cats must be double bagged and securely tied in watertight bags and mixed with other Garbage;

18. Recyclable Materials shall be stored and collected either:

- i) In Translucent Blue Plastic Disposable Bags which meet the following criteria;
 - a) have a volume capacity of not more than 80 litres;
 - b) have a thickness of at least 1 1/2 millimeter;
 - c) have an overall length of not more than 1 meter when empty;
 - d) are strong enough to hold 22.5 kilograms;e) are -translucent; and
 - f) are not small plastic bags commonly referred to as supermarket or shopping bags or kitchen catchers; or

ii) By being tied in neat bundles not exceeding 22.5 kilograms.

19. All wet Garbage that is stored or placed for collection shall be thoroughly strained, wrapped in paper and securely tied before placing in Plastic Disposable Bags.

COLLECTION OF MATERIALS

20. The Occupants of any property in the City shall not put out for collection more than four (4) Plastic Disposable Bags on any one collection day, save and except for during the annual spring clean up or other special collection days as described in s. 21 and save and except for multi-unit residential properties which may put out for collection no more than four (4) Plastic Disposable Bags per unit subject to the provisions of s.38 and 39 of these Regulations. For example no more than 20 bags of garbage will be accepted from a 5 unit building. This four (4) bag limit applies regardless of the size of the bag. For example, kitchen catchers, though smaller than standard garbage bags are also subject to the four (4) bag limit.

21. Annual spring clean up week and other special collection days will be fixed by the Director from time to time.

22. If the Occupants of any property in the City require collection of more than four (4) Plastic Disposable Bags or their equivalent they may do so by purchasing from the City or a distributor authorized by the City a bag permit or sticker to affix it to a bag or container for a fee to be set by Council, which fee may be set in the annual City budget, and this shall permit the collection of one additional bag on a collection day.

23. No Garbage or Recyclable Materials shall be put out for collection prior to 5:00 p.m. on the day before the date designated for collection in the area.

24. Sharp objects shall only be disposed of in sealed and puncture resistant containers and hypodermic needles or sharp devices or instruments designed and intended for medical use shall only be disposed of in a sealed container which is designed for the disposal of medical sharps.

25. Containers and all other pieces or parcels of Garbage and Recyclable Materials intended for collection by the City shall be placed near the sidewalk close to the curb, or where this is impossible or impractical, upon the property from which the Garbage and Recyclable Material is to be collected, but in no case shall the Garbage and Recyclable Material intended for removal be placed more than three meters from the sidewalk, or the edge of the road.

26. No person, other than persons authorized by the City so to do, shall pick over, remove, disturb or otherwise interfere with any Garbage or Recyclable Material placed for removal by the City, whether or not the same is contained in containers.

27. No person shall permit any animal owned by such person or under that person's control to pick over, interfere, disturb, remove or scatter any material placed out for collection.

28. The Collection Commencement Time for Garbage and Recyclable Materials is 8:00 a.m. on such days as set by the Director from time to time. Garbage and Recyclable Material shall not be left out for collection later than 12 hours after the Collection Commencement Time.

MATERIAL NOT COLLECTED

29. All Garbage or Recyclable Materials placed for collection in a manner not permitted by these Regulations will not be collected and such Garbage or Recyclable Materials shall be removed by the Occupant not later than 12 hours after the Collection Commencement Time.

30. If for any reason the contents of any container shall become wet and of a fluid consistency the same shall not be collected by the City.

31. Industrial Waste will not be collected by the City but shall be disposed of by the Occupant of the property where the Industrial Waste is created or stored.

32. Automotive tires, sheet iron, scrap metal, car bodies and the carcasses of any animal shall not be collected by the City.

33. Bulk items shall not be included with Garbage or Recyclable Materials placed for collection but may be stored until spring clean-up week or other special collection day, unless otherwise directed by an Inspector under the provision of Section 9 of these Regulations. Broken or discarded household appliances and household furniture or furnishings shall be picked up during the clean up period.

34. Commercial waste will not be collected by the City and shall be disposed of by the Occupant of the property at the landfill in accordance with the hours of landfill operation.

35. No person shall park in front of Garbage or Recyclable Materials placed at curbside for collection or otherwise block or obstruct the convenient viewing and/or access to the Garbage or Recyclable Materials placed for collection.

36. The City does not provide municipal Garbage and Recycling Materials collection services to multi-unit residential properties exceeding 10 units, save and except for those multi-unit residential properties to which municipal Garbage and Recycling Materials collection services were provided by the City in the year 2013. Multi-unit residential properties that have municipal collection shall adhere to the Regulations including but not limited to those set out in section 37 herein. Multi-unit residential buildings not serviced by the City's municipal collection are required to seek private waste/recycling collection service providers, to store Garbage and Recycling Materials in suitable containers as set out in these Regulations or as otherwise approved by the Inspector, and to dispose of Garbage and Recyclable Materials at the landfill in accordance with the hours of landfill operation.

37. Waste from multi-unit residential properties with 10 or less units will be collected by the City in accordance with the following provisions:

(i) the frequency of collection shall be weekly or once per waste collection cycle;

(ii) Garbage will only be collected from suitable containers set out in Section 12 of these Regulations approved by the Inspector and placed at the curb and covered as per section 13 or from such other container or out-building as may be approved for collection by the Director or his or her designate in writing (hereinafter called "MURP Container") provided that such MURP Container otherwise complies with the criteria set out for storage of Garbage in s.11 of these Regulations;

(iii) there shall be no parking in front of or otherwise obstructing the convenient access to the MURP Container;

(iv) the collection location if not at curbside must be approved by the Director or his/her designate and must be level and have adequate room to safely allow a collection vehicle to enter the site, collect the waste and exit without backing up on a municipal road;

(v) the MURP Container must be kept cleared of snow and ice so as not to pose a danger to the collection vehicle or property during collection;

(vi) All other provisions of these Regulations apply to multi-unit residential properties, including but not limited to the quantity limits set out in Section 20.

WEIGHT RESTRICTION

38. Any container of Garbage or Recyclable Material placed for collection by the City shall not, with the combined weight of the Garbage or Recyclable Material and its receptacle or container exceed a weight of twenty-two and one half (22.5) kilograms.

CITY LANDFILL

39. No person shall place or dump, or cause to be placed or dumped any Garbage in the City other than for collection in accordance with these regulations or at the landfill or landfills provided for that purpose by the City.

40. No person shall, at any time, place or dump, or cause to be placed or dumped Recyclable Materials in the City other than for collection in accordance with these regulations or at a lawful recycling operation.

41. No person shall place or cause to be placed in a City landfill any material of whatever nature or kind without having first received from the foreman or person in charge of such landfill permission so to do and having paid the appropriate fees as required by the Western Regional Service Board.

42. No person shall place or cause to be placed on a City landfill any Recyclable Material or any Divertible Material that has been discarded by the Occupant of any Commercial Property.

43. No person shall enter upon or remove any materials from a City landfill unless authorized so to do by the City.

DIVERTIBLE MATERIALS

44. The Occupant of any Commercial Property shall not place for collection or cause or permit to be sent to any City landfill any Divertible material.

45. Where the Occupant of any Commercial Property places for collection or causes or permits to be sent to any City landfill any Divertible Material in any amount, the Occupant shall pay any divertible material surcharge as is required by the Western Regional Service Board.

ENFORCEMENT

46. Where any person contravenes any provision of this Regulation or any Direction or Order issued under this Regulation:

i) such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment in accordance with the *City of Corner Brook Act*; and

(ii) such person may be issued a violation notice pursuant to section 280.1 of the *City of Corner Brook Act*.

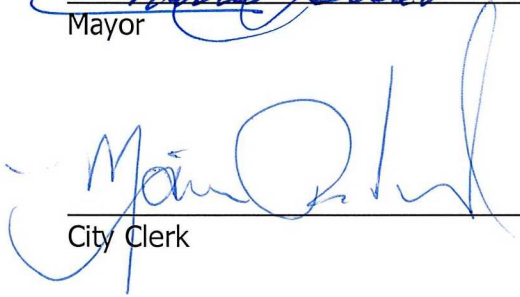
47. All Inspectors are designated persons employed by Council who may issue a violation notice pursuant to section 280.1 of the *City of Corner Brook Act* for any contravention or failure to comply with these Regulations.

48. These regulations shall come into force as of the date enacted by Council and the Garbage and Refuse By-Law 2013 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 8th day of June, 2015.



Mayor



City Clerk

Published in the Western Star – June 13, 2015

First Reading – May 19, 2015

Second Reading – June 8, 2015

Letter to Municipal Affairs – June 10, 2015