

## REGIONAL MUNICIPALITY OF OTTAWA-CARLETON

### BY-LAW NO. XX of 1996

**SOLID WASTE MANAGEMENT: (S.4.2.34) being a by-law for establishing a system for the collection, removal and disposal of Waste within the Regional Municipality of Ottawa-Carleton.**

WHEREAS Regional Council has by authority of section 150 of the Regional Municipalities Act, R.S.O. 1990, c. R-8 as amended, assumed certain Waste management powers of its ten area municipalities;

AND WHEREAS Regional Council wishes to enact a by-law for the purpose of establishing a system for the collection, removal and disposal of Waste in those area municipalities;

NOW THEREFORE the Council of the Regional Municipality of Ottawa-Carleton enacts as follows:

### **DEFINITIONS**

1. In this By-law:
  - i) “Aerosol Container” means any empty aerosol container which falls within the meaning of the definition of “empty container” in the regulations made under the Environmental Protection Act R.S.O. 1990 c. E.19, Ontario.
  - ii) “Area Municipality” means the municipality of or corporation of the Township of Cumberland, the City of Gloucester, the Township of Goulbourn, the City of Kanata, the City of Nepean, the Township of Osgoode, the City of Ottawa, the Township of Rideau, the Village of Rockcliffe Park, the City of Vanier, or the Township of West Carleton.
  - iii) “Aluminium Foil” means cleaned aluminium containers such as pie plates, tart containers, TV dinner trays, roasters, and household aluminium foil.
  - iv) “Aseptic Containers” means any multi-layered beverage box container.
  - v) “Approved Container” means:
    - (a) a front-end loading container is a container used at Multi-Unit Residential Buildings for the collection of Residential Waste by a front-end packer vehicle;

- (b) a household container is manufactured for use for the collection of Residential Waste and includes a reusable container and a non-returnable plastic bag;
- (c) a compostable paper bag means a paper bag that is manufactured for the collection and composting of Leaf and Yard Waste;
- (d) a recycling container means either a:
  - I) a curbside blue box as specified by the Corporation;
  - II) 90 gallon wheeled cart designed to store and collect Recyclable Materials at Multi-Unit Residential Buildings;
  - III) 2 cubic yard front-end loading container designed to store and collect fibre materials at Multi-Unit Residential Buildings;
  - IV) any other container determined by the Commissioner to be acceptable for the storing and setting out of Recyclable Materials.
- vi) "Ashes" means the solid residue of any household fuel after such fuel has been consumed by fire and includes soot, but shall not include ashes which accumulate as a result of building construction or demolition.
- vii) "Bi-Weekly Collection" means the collection one day every two weeks.
- viii) "Books" means all soft and hard covered books.
- ix) "Boxboard" means non-corrugated cardboard packaging such as cereal and shoe boxes, and any similar rigid paper packaging with the metal and/or plastic portion removed.
- x) "Building Owner" shall mean the registered owner of Multi-Unit Residential Building or the Building Owner's designate (i.e. property manager) in charge of a Multi-Unit Residential Building.
- xi) "Bulky Items" includes weighty or bulky articles such as bed springs, box springs, mattresses, furniture, boxes, barrels and any other discarded materials which would normally accumulate at a Residential Dwelling or Multi-Unit Residential Building, but shall not include Residential Waste, Leaf and Yard Waste, Recyclable Material, White Goods, bodies of automobiles, large parts of automobiles, animal carcasses, boulders or rocks, trees, Christmas trees, tree stumps, household renovation Waste or trade Waste, Bulky Items accumulated from a Small Commercial Establishment or Waste of any kind accumulated at an Industrial, Commercial or Institutional establishment.

- xii) “Christmas trees” means “real” trees including but not limited to the pine, spruce or fir species that are typically decorated for display in many Canadian households during the Christmas season.
- xiii) “Collection Location” means the location, as designated by the Commissioner, where Residential Waste, Recyclable Materials, Leaf and Yard Waste and Bulky Items are placed out for collection.
- xiv) “Commissioner” means the Commissioner of the Environment and Transportation Department of the Regional Municipality of Ottawa-Carleton, or the Commissioner’s designate.
- xv) “Contractor” shall mean any person, partnership or corporation and the employees of any such person, partnership or corporation with whom the Regional Municipality of Ottawa-Carleton has entered into a contract or agreement for the collection of Waste.
- xvi) “Corporation” means the Regional Municipality of Ottawa-Carleton.
- xvii) “Council” means the Council of the Regional Municipality of Ottawa-Carleton.
- xviii) “Fine Paper” means computer paper and all white and coloured ledger, including writing pad paper, letterhead, reports, business forms, copy paper and scratch pads, flyers and envelopes.
- xix) “Gable Top Cartons” means rectangular milk and juice cartons constructed of coated paper and opened by unfolding the top.
- xx) “Glass Bottles and Jars” means all food and beverage bottles and jars.
- xxi) “Hazardous Waste” means any material which is so designated or restricted within the meaning of any Federal or Provincial statute or regulation.
- xxii) “Household Special Waste” means any household product, material, or item labelled as “explosive”, “corrosive”, “toxic”, “reactive”, or “flammable”.
- xxiii) “Industrial, Commercial, Institutional or Trade Waste” means Waste originating from any building, unless as defined under subsections xi, xxxiv and xli and includes:
  - a) any business establishment;
  - b) an enterprise or activity involving warehousing, storage, industrial manufacturing, commercial processes or operations;
  - c) research or an experimental enterprise or activity;

- d) clinics that provide medical diagnosis or treatment, except Pathological Waste;
  - e) laboratories, hospitals or veterinarian or animal hospitals;
  - f) construction or demolition projects or home renovations or landscaping activities;
  - g) hotel, apartment hotel or bed and breakfast establishment;
  - h) a Senior's Home with a central eating facility, Place of Worship, Day Care, Shelter, School;
  - i) malls, strip malls and plazas.
- xxiv) "Inspector" means a person appointed by by-law as a Municipal Law Enforcement Officer.
- xxv) "Leaf and Yard Waste" includes any organic yard material collected for composting, including leaves, grass clippings, garden Waste, brush, tree prunings and wind fallen fruit.
- xxvi) "Magazines/Catalogues" means all magazines and catalogues bound with glue or stapled along the spine.
- xxvii) "Metal Food and Beverage Containers" means all food and beverage cans and containers both steel and aluminium.
- xxviii) "Multi-Unit Residential Building" means an apartment building, condominium complex, townhouse complex, co-operative housing complex, or other similar residential complex containing more than seven (7) dwelling units with self-contained living, kitchen and sanitary facilities and which is rented on a not less than monthly basis.
- xxix) "Newspapers" means all newspapers including the inserts that are delivered therein.
- xxx) "Old Corrugated Cardboard (OCC)" means any paper board product which consists of a rippled paper insert with paper liners bonded to the outside of the product which does not have contaminants.
- xxxi) "Owner" means any registered owner, occupant, resident, lessee, tenant or any person managing any hotel, restaurant, industrial or commercial building, office building, Institutional Establishment, Small Commercial Establishment or other

premises, but does not include the Building Owner of a Multi-Unit Residential Building or the registered property owner of a Small Commercial Establishment.

- xxxii) “Paint Can” means any empty paint can with or without dried residue, and falls within the meaning of the definition of “empty container” in the regulations made under the Environmental Protection Act R.S.O. 1990 c. E.19, Ontario.
- xxxiii) “Paper Cores” means the cardboard paper roll used for toilet paper or paper towels.
- xxxiv) “Pathological Waste” means Waste that is:
- a) any part of the human body, including tissues and bodily fluids, but excluding extracted teeth, hair, nail clippings and the like, that are not infectious,
  - b) any part of the carcass of an animal,
  - c) non-anatomical Waste infected with a communicable disease, or
  - d) medicines, drugs and hypodermic needles.
- xxxv) “Polyethylene Terephthalate (PETE # 1)”, “High Density Polyethylene (HDPE #2)”, “Low Density Polyethylene (LDPE #4)”, “Polypropylene (PP #5)” and “Polystyrene (PS #6)” all refer to plastic containers used for consumer packaging.
- xxxvi) “Private Property” means property which is privately owned and is not the Corporation’s property, or property of a Local Board, or property of the Crown in Right of Ontario, the Crown of right of Canada or any emanations thereof.
- xxxvii) “Public Property” means property which is the Corporation’s property, or property of a Local Board, or property of the Crown in Right of Ontario, the Crown of right of Canada or any emanations thereof.
- xxxviii) “Puncture Proof Container” means a container either especially designed for the disposal of hypodermic needles or a plastic container suitable for this purpose, or for plate glass may be an approved rigid container or a cardboard box marked as to the contents.
- xxxix) “Recyclable Materials” means Waste to be collected separately for the purpose of recycling, in accordance with subsection 29 of this by-law and/or as designated by the Commissioner.
- xl) “Residential Dwelling” means one (1) or more rooms connected together as a self contained, separate unit in the same structure and constituting an independent

housekeeping unit for residential occupancy by persons with facilities for persons to sleep, cook and eat and including its own sanitary facilities, but does not include a Multi-Unit Residential Building.

- xli) “Residential Waste” includes all kitchen and table Waste, of animal or vegetable origin, resulting from the preparation of food, ashes, rubbish, discarded materials, clothing, broken crockery and glassware, and other materials which would normally accumulate at a dwelling, but shall not include Waste as defined by subsections xi, xii, xxiii and xxxiv.
- xlii) “Scavenge” means to sort through and collect materials from Recyclable Materials, Leaf and Yard Waste or contained Waste that has been placed out for collection.
- xliii) “Seasonal Collection” means either weekly or bi-weekly collection for a portion of the year, as determined by the Commissioner.
- xliv) “Set Out” includes one regulation blue box or one regulation bundle of recyclable material.
- xlv) “Sharps” includes hypodermic needles plate glass, sheet metal and other objects capable of cutting or puncturing.
- xlvi) “Small Commercial Establishment” means a small retail store, office, Place of Worship, library, day-care or school which is located in a building which is separately assessed for the purposes of property taxes and where the sum total of Residential Waste generation (per building) normally does not exceed five (5) Approved Containers per week.
- xlvii) “Telephone Books” means telephone directories issued by Bell Canada and Teledirect.
- xlviii) “Transient Waste” means any Waste carried into the Regional Municipality of Ottawa-Carleton from outside its boundaries by any person.
- xlix) “Waste” means anything discarded for collection from any source and includes litter.
- xlx) “Waste Limit” includes the following:
  - a) For Residential dwellings - five (5) regulation containers of Residential Waste or five (5) individual items of Bulky Items or any combination which does not exceed five (5) in number.

- b) For Multi-Unit Residential Dwellings receiving containerized service as set out in section 6 (iii) - refer to appendix 'A' of this by-law.
- c) For Small Commercial Establishments - five (5) regulation containers of Waste and fifteen (15) set outs of Recyclable Material.
- xlxi) "Wet Waste" includes food Waste, food contaminated paper, serviettes, paper towels, tissues, sawdust, shavings, kitty litter and any other compostable material as determined by the Corporation.
- xlxii) "White Goods" includes refrigerators, freezers, stoves, dishwashers, dryers, washers, air conditioners, hot water tanks, oil tanks.

### **ADMINISTRATION**

- 2. The Regional Municipality of Ottawa-Carleton shall operate a system for the collection, removal and disposal of Residential Waste and Bulky Items and the collection and processing of Recyclable Materials and the collection and composting of Leaf and Yard Waste in accordance with the provisions of this by-law.
- 3. It shall be the duty of the Commissioner to administer and enforce the provisions of this by-law. The Commissioner has power to determine:
  - a) The areas, Residential Dwellings, Multi-Unit Residential Dwellings or Small Commercial Establishments within the region that shall receive collection services.
  - b) Collection schedules to specify the time, date and frequency of collection services in the specified areas that receive collection services.
  - c) The classification or designation of specific items as Waste to be collected or Waste to be prohibited.
  - d) The Collection Locations for Approved Containers, Bulky Items, or any other items that are designated for receiving collection services.
  - e) Whether a building, Collection Location or property is safe for entry by any employees of the Corporation or its Contractor having regard to the physical condition and layout, loading facilities, method of handling collectible Waste at the building, Collection Location or property.
  - f) The imposition of limits to the level of collection services including the quantities and classes of Waste to be collected.

- g) Whether Approved Containers or any other container is suitable and safe for collection.
  - h) The method, manner or requirement for the collection and disposal of Waste or prohibited Waste.
  - i) The provision of notice for the scheduling of collection services or the changes to collection schedules or services.
  - j) Any other matter necessary for the administration of this by-law.
4. The Corporation may contract with any person or company for the performance of the whole or any part of the work described in this by-law.
5. Collection of Waste by persons other than the Contractor appointed by the Corporation is hereby prohibited, except by the permission of the Corporation.

#### **LEVELS OF SERVICE**

6. The Corporation shall provide collection service as follows:

i) Residential Dwellings 6 Units and Under

Once-per-week curbside collection of Residential Waste as set out in appendix 'C' of this by-law, once-per-week collection of Bulky Items, Recyclable Materials and seasonal bi-weekly collection of Leaf and Yard Waste. Residential Dwellings containing 6 (six) units or under shall not be eligible for front end loading container collection service.

ii) Small Commercial Establishments

Once-per-week curbside collection of Residential Waste as set out in appendix 'B' of this by-law. Once-per-week curbside collection of fifteen (15) Set Outs of Recyclable Materials and Seasonal Bi-weekly curbside collection of Leaf and Yard Waste. There shall be no collection of Bulky Items from Small Commercial Establishments.

iii) Residential Dwellings 7 Units and Above

Once-per-week curbside collection of Residential Waste, Bulky Items, Recyclable Materials and Seasonal Bi-weekly collection of Leaf and Yard Waste.



Where front end loading containers are used, with Residential Waste to be placed out in front end loading containers and the location of the front end loading containers conforms to the provisions of subsection 42 of this schedule, provided that:

- a) Bulky Items are not placed in the front end loading container, but put out at the curb for collection;
  - b) Bulky Item collection is to be provided by separate collection vehicle on the same day as regular curbside collection is scheduled but only following a specific request by the Building Owner to the Contractor, said request to be made at least forty-eight hours prior to the day for the regular curbside collection;
  - c) Multi-Unit Residential Buildings containing 7 units to 19 unit (inclusive) participate in the Corporation's curbside recycling program using blue box type recycling containers;
  - d) Multi-Unit Residential Buildings containing 20 units and above participate in the Corporation's depot recycling program using depot type recycling containers;
  - e) The Commissioner shall designate the type of collection to be provided and the scheduling thereof.
7. Where the Corporation provides Waste collection services under this by-law, the amount of Recyclable Material and Leaf and Yard Waste permitted to be collected shall be unlimited in number, except as outlined in sub-section 1 (xlx) (c).
  8. Residential Waste, Bulky Items and Recyclable Material shall be collected once every seven (7) days from premises entitled to such service in accordance with the provisions of this by-law, except when a normal collection day falls on a holiday as provided herein.
  9. No collection shall be made on a Sunday.
  10. No collection shall be made on the following holidays which fall on a normal collection days:  
  
New Year's Day, Good Friday, Easter Monday, Victoria Day, Canada Day, Civic Holiday, Labour Day, Thanksgiving Day or Christmas Day.
  11. When a normal collection day falls on a holiday referred to in subsection 10, the collection shall be made one (1) day late for the remainder of the week.

12. Notwithstanding subsection 8, the collection of Leaf and Yard Waste shall be made on a Seasonal Bi-Weekly basis (once every fourteen (14) days) on the same day of the week as regular Waste and Recyclable Material collection.
13. Effective 1997 January 1, the Corporation shall provide the services set out in subsection 6 (i), (ii) and (iii) to the extent of the Waste limit as defined in subsection 1 (xix) (a) (b) and (c).
14. The Corporation shall not operate a system for the collection and removal of Hazardous Waste, Pathological Waste, Industrial Waste, Commercial Waste, Institutional Waste, Trade Waste, White Goods or for Bulky Items from Small Commercial Establishments. Every person who is an owner of such premises shall ensure the provision of a receptacle storage enclosure which is adequate to contain all of the Waste being disposed of and such Waste shall be conveyed to the point of disposal by and at the expense of the consignee or owner of such Waste. Such Waste shall not be placed at the curb unless otherwise permitted by the Corporation.

#### **APPROVED CONTAINERS**

15. Approved containers are:
  - a) A rigid container:
    - i) has a watertight lid which is separate from the container,
    - ii) have two (2) handles and the bottom must be smaller in diameter than the top,
    - iii) does not weigh more than twenty three (23 kg.) kilograms when full,
    - iv) the height shall not be more than zero point nine (0.9m) metres,
    - v) the diameter shall not be more than zero point four six (0.46m) metres, and
    - vi) it shall be constructed of materials which have an equivalent durability to number 28 gauge metal.
  - b) Non-returnable plastic garbage bags shall:
    - i) have a capacity of not more than zero point one five (0.15m) cubic metres and not less than zero point zero eight (0.08m) cubic metres,
    - ii) weigh not in excess of twenty-three kilograms (23 kg.) when put out for collection,

- iii) be in compliance with the standards for plastic garbage published by the Canadian General Standards Board in November of 1995 as CAN/CGSB-156.1,
  - iv) securely tied when put out for collection, and
  - v) does not include plastic shopping bags.
- c) A Leaf and Yard Waste compostable paper bag shall:
  - i) the height not be more than point nine (0.9) metres and not less point eight five (0.85m) metres,
  - ii) the width shall not be more than point four one (0.41m) metres and not less than point three seven (0.37m) metres,
  - iii) The depth shall not be more than point three one (0.31m) metres and not less than point two seven (0.27m) metres, and
  - iv) securely closed and be capable of holding twenty three (23) kilograms but shall not weigh more than twenty three (23) kilograms when full.
- d) A recycling containers shall be either a:
  - i) curbside blue box, either forty-five (45) litre or sixty (60) litre plastic container, blue in colour, which is compatible with the Corporation's collection system for Recyclable Material,
  - ii) a 120 litre or 240 litre plastic wheeled cart designed to store and collect Recyclable Materials at Multi-Unit Residential Buildings,
  - iii) a 2 cubic front-end loading container designed to store and collect Recyclable Materials at Multi-Unit Residential Buildings,
  - iv) any other container determined by the Commissioner to be acceptable for the storing and setting out of materials.
- 16. The provisions of Approved Containers as required in accordance with this by-law is the sole responsibility of the Owner.
- 17. Notwithstanding subsection 16, the Corporation may provide special recycling containers for Residential Dwellings, Multi-Unit Residential Buildings or Small Commercial Establishments, where Recyclable Material is to be separated in accordance with subsections 27 and 28 of this by-law.
- 18. Notwithstanding subsection 17, should the Corporation provide a collection system for Recyclable Materials, but does not provide a recycling container, it is then the sole responsibility of the Owner or in the case of a Multi-Unit Residential

Building, the Building Owner to provide a recycling container in accordance with the Corporation's specifications.

19. No Owner or in the case of a Multi-Unit Residential Building, Building Owner shall set out a receptacle for collection in such a condition that:
  - (i) it is unsightly to the neighbouring environment;
  - (ii) it emits a foul or offensive odour;
  - (iii) the cover cannot be closed tightly;
  - (iv) it harbours or attracts rats or other vermin or insects;
  - (v) the Waste falls out of or protrudes from it;
  - (vi) it is unsafe.
20. No Owner or in the case of a Multi-Unit Residential Building, Building Owner shall permit any Waste or Recyclable Material to be blown on or from the premises on which Waste is set out for collection.
21. An Owner or in the case of a Multi-Unit Residential Building, Building Owner shall remove any Waste set out for collection which has become frozen to the receptacle and cannot be removed by shaking at the time of collection, or Waste that has become frozen to the ground.
22. No person shall break, damage or take away any container or the cover thereof nor turn over or upset the contents thereof. No person shall deposit Waste in a container not belonging to them.
23. No person,
  - a) unless authorized by the Corporation, shall scavenge, pick over, interfere with, remove or scatter any Waste contained in an household container, plastic bag or front end loading container after the same has been put out for collection. The removal of loose, uncontained items such as furniture and the like shall be permitted.
  - b) unless authorized by the Corporation shall scavenge, pick over, interfere with, remove or scatter any Recyclable Material or Leaf and Yard Waste after the same has been put out for collection.
  - c) shall permit any animal owned by him or under his control to pick over, interfere with, remove or scatter any Waste, Leaf and Yard Waste or Recyclable Material after it has been put out for collection.

**PREPARATION OF WASTE**

24. All wet Waste shall be drained, wrapped in absorbent material such as dry paper, and placed in a leak-proof container or bag prior to placement in an Approved Container for either curbside or containerized collection.
25. Ashes, when put out for collection shall be:
  - a) cold
  - b) placed in a sealed non-returnable plastic bag
  - c) separated from flammable Waste.
26. Residential Waste and Small Commercial Establishment Waste shall be placed in Approved Containers.
27. The following Recyclable Materials shall be separated from Residential Waste and placed out for Recyclable Material collection:
  - (i) Newspapers
  - (ii) Glass Jars and Bottles
  - (iii) Food and Beverage Cans
  - (iv) Aluminium Foil
  - (v) Gable Top Cartons
  - (vi) Aseptic Drinking Boxes
  - (vii) Empty Paint Cans
  - (viii) Empty Aerosol Cans
  - (ix) Polyethylene Terephthalate (PETE # 1) containers
  - (x) High Density Polyethylene (HDPE #2) containers
  - (xi) Low Density Polyethylene (LDPE #4) containers
  - (xii) Polypropylene (PP #5) containers
  - (xiii) Polystyrene (PS #6) containers
  - (xiv) Corrugated Cardboard
  - (xv) Boxboard
  - (xvi) Telephone Books
  - (xvii) Magazines/Catalogues
  - (xviii) Fine Paper
  - (xix) Advertising Mail
  - (xx) Egg Cartons
  - (xxi) Paper Cores
  - (xxii) Kraft/Paper Bags
  - (xxiii) Books
  - (xxiv) Other Clean Paper Packaging
  - (xxv) any other Recyclable Material as determined by the Corporation

28. Materials put out for Recyclable Material collection shall be packaged as follows:
- a) All glass, metal, gable top cartons, aseptic drinking boxes, and plastic containers shall be placed loose in the recycling container;
  - b) Plastic bags shall be placed in an empty plastic bag, securely tied and placed in the recycling container;
  - c) boxboard shall be flattened and combined with household mixed paper and shall be placed in an empty boxboard box or kraft paper bag and placed adjacent to the recycling container;
  - d) newspapers shall be securely placed in a kraft paper bag and placed adjacent to or on top of the recycling container; and
  - e) corrugated cardboard shall be flatten and tied or placed in an empty cardboard carton and shall not exceed 90 cm x 90 cm x 20 cm in thickness and placed beside the recycling container.
29. Notwithstanding subsection 28, when more than one Approved Container of Recyclable Material is set out for collection then similar materials should be sorted into the individual containers by type.
30. Where the Corporation provides Waste collection, all Owners of a Residential Dwelling, Multi-Unit Residential Building or Small Commercial Establishment shall separate all Recyclable Material from Waste and participate in the Corporation's recycling program and Leaf and Yard Waste program.
31. Where the Corporation provides a recycling program within a Multi-Unit Residential Building, it shall be the responsibility of the Building Owner to ensure that Recyclable Material is separated in accordance with the program guidelines, not contaminated by non-Recyclable Materials and ready for collection.
32. Where owners of a Residential Dwelling, Small Commercial Establishment or in the case of a Multi-Unit Residential Building, the Building Owner set out Waste or Recyclable Material for collection which is not in compliance with subsections 27, 28, 30 and 31, the Corporation may, at the discretion of the Commissioner and upon written notification, suspend Waste collection or take other action.
33. Leaf and Yard Waste shall be separated from Residential Waste and placed out for collection at the curbside in the following manner:
- a) Cuttings from trees and shrubs not exceeding ten (10) centimetres in diameter or one point two (1.2) metres in length shall be tied in bundles not exceeding twenty-three (23) kilograms in weight or zero point six one (0.61) metres in diameter.

- b) Loose Leaf and Yard Waste material shall be:
  - i) placed in returnable household containers,
  - ii) fastened securely in compostable paper bags,
  - iii) placed in a corrugated cardboard box,
  - iv) fastened securely in kraft paper grocery bags (for small quantities up to 5 bags).
- 34. Carpets, lengths of wood and material of like nature shall be securely tied into compact bundles or parcels not exceeding one point two (1.2 m.) metres in length, not exceeding point seven six (0.76 cm.) centimetres in width and height and not exceeding twenty-three (23 kg.) kilograms in weight.
- 35. Owners and in the case of a Multi-Unit Residential Building, Building Owners shall make their own arrangements for the collection of White Goods. However, any refrigerator, freezer, stove, dishwasher or similar item shall have all doors removed prior to being set out for private collection.
- 36. Hypodermic needles and other small sharps shall first be placed in puncture proof containers containing a sterilizing solution such as bleach (when applicable) and then be securely sealed in an Approved Container. Large sharps shall be placed in a approved rigid container or cardboard box and marked as to contents and placed out separately for collection, but shall not be placed in a non-returnable plastic bag.
- 37. Faeces of dogs or cats shall be flushed in a sanitary manner when possible or otherwise be wrapped in absorbent paper and placed in a sealed leak proof bag, mixed in with Residential Waste and put out in small quantities of not more than 10% by volume of an Approved Container.
- 38. Where the Corporation provides a service for the collection of Wet Waste it shall be separated from Residential Waste and placed out for collection in the manner as prescribed by the Corporation.

#### **MATERIALS PROHIBITED**

- 39. No Owner or in the case of a Multi-Unit Residential Building, Building Owner shall permit the following to be set out for collection:
  - a) Explosive or highly combustible materials such as oil-soaked or gasoline-soaked rags, ignited ashes, or other Waste capable of starting fires;
  - b) Plaster, wood, drywall or other residue resulting from building alterations, construction, renovation or demolition operations, with the exception of

those materials which, in the opinion of the Commissioner, would normally accumulate at a dwelling;

- c) Swill, liquid Waste or organic matter which has not been drained;
- d) Pathological Waste or bio-medical Waste such as syringes, hypodermic needles, dressings, bandages, or other infected materials, unless otherwise prescribed by this by-law;
- e) Hay, straw, manure or excrement;
- f) Faeces of any dog, cat or fowl other than in accordance with the provision of this schedule;
- g) Carcasses or parts thereof, of any dog, cat, fowl or any other creature with the exception of normal and bona fide kitchen Waste;
- h) Transient Waste;
- i) Soil, earth, stone, boulders, trees, tree stumps;
- j) Hazardous Waste;
- k) Household Special Waste, except where permitted under this by-law;
- l) Any Waste that does not originate from its place of collection;
- m) Any other material which may be classed as a “designated substance” pursuant to the Occupational Health and Safety Act, R.S.O. 1990, O.1, as amended;
- n) Residential Waste, Bulky Items, Leaf and Yard Waste or Recyclable Material which has not been put out for collection in conformity with the provisions of this by-law and/or effective January 1, 1997, which is put out for collection over and above the established Waste Limit;
- o) Liquids including motor oils and gases;
- p) Caustics and acids;
- q) Radioactive material;
- r) Septic tank pumpings, raw sewage and sludge;
- s) Contents of cesspools and outdoor latrines;



- t) Stock and by-products of wholesale or retail or of any industrial or commercial process;

**LOCATION OF ITEMS TO BE COLLECTED**

- 40. Where Residential Dwellings, Small Commercial Establishments or Multi-Unit Residential Buildings front on a public street, all items to be collected other than items from front-end loading containers pursuant to this by-law shall be put out at one (1) location, at ground level as close as possible to the curb or travelled roadway and where the curb forms part of the sidewalk, as close as possible to the Owner's side of the sidewalk, so as not to impede or obstruct pedestrian or vehicular traffic or maintenance operations.
- 41. Where collection cannot be made under subsection 40 and where a public lane is available for the purposes of collection whereby the public lane is a minimum of four (4) metres clear width, all items to be collected other than items from commercial containers pursuant to this by-law may be put out at one (1) location, at ground level as close as possible to the edge of the public lane, so as not to impede or obstruct pedestrian or vehicular traffic or maintenance operations.
- 42. Where a Residential Dwelling or Multi-Unit Residential Building provides a properly designed, constructed and maintained road system whereby the Corporation or its Contractor can safely drive onto the Private Property to an exterior ground level refuse storage area located adjacent to the road system, collect the Residential Waste or Recyclable Material, and return to Public Property, the Corporation shall provide this service, at the discretion of the Commissioner, for front end loading containers, in accordance with subsection 6 (iii) and in the case of curbside collection whereby collection cannot be made under subsections 40 and 41, provided that:
  - (a) The Building Owner(s) or Owner(s) agree to indemnify or save harmless the Corporation or its Contractor from actions, claims or damages arising out of the collection service on private road systems, and
  - (b) Where front-end loading containers are used at an exterior ground refuse storage area, that they be placed in such a manner that the Corporation's or its Contractor's front end vehicle can reach, lift and empty the container where the container is not required to be manoeuvred more than ten (10) meters to facilitate loading, providing that the Contractor does not have to enter a building (not including an enclosure) or provide winching services.
- 43. Where for any reason collection cannot be made from the location specified in subsection 42 hereof, Residential Waste and Recyclable Materials to be collected

- pursuant to this by-law shall be placed at a location mutually agreed upon between the Corporation, the Corporation's Contractor and the Building Owner, at an extra cost to be paid by the Building Owner under an agreement to be entered into by the Building Owner and the Corporation's Contractor.
44. During normal daytime collection all Residential Waste, Recyclable Material, Leaf and Yard Waste and Bulky Items to be collected shall be put out prior to 7:00 a.m. on the day of collection but not earlier than 6:00 p.m. on the previous evening, and after collection all reusable containers shall be returned to private property by the Owner or in the case of a Multi-Unit Residential Building, Building Owner prior to midnight on the day of collection.
  45. During evening collection all Residential Waste, Recyclable Material, Leaf and Yard Waste and Bulky Items to be collected shall be put out prior to 6:00 p.m. on the date of collection but not earlier than 5:00 p.m. on the day of collection, and after collection all returnable containers shall be returned to private property by the Owner or in the case of a Multi-Unit Residential Building, Building Owner prior to 10:00 a.m. on the day following the day of collection.
  46. Empty containers and Waste which has not been placed out in compliance with this By-law and was thereby not collected, must be removed from public property by the Owner or in the case of a Multi-Unit Residential Building, Building Owner or the premises from which they came before 8:00 p.m. on the day that the Waste, Leaf and Yard Waste or Recyclable Material was collected.
  47. No Residential Waste, Bulky Items, Recyclable Material or Leaf and Yard Waste shall be placed on any property other than that upon which it is accumulated, unless permission has been obtained from the Corporation and/or Owner and/or Building Owner thus inconvenienced, or so located on the Owner or Building Owner's property as to cause a public nuisance or a nuisance to the adjoining Owner.
  48. A passageway affording a convenient and unimpeded means of access to the Residential Waste, Bulky Items, Recyclable Material and Leaf and Yard Waste to be collected pursuant to this by-law shall be maintained by the Owner and the passageway shall be of sufficient dimensions to enable the Corporation or its Contractor to load the items to be collected pursuant to this by-law on the collection vehicle.
  49. No Owner shall fail to ensure that the passageway affording the means of access to the items to be collected is unobstructed on the day of collection.
  50. Every Owner shall ensure that all structures or buildings provided for the storage of containers shall at all times be maintained in a clean and sanitary condition and constructed so as to prevent entry of rodents or insects

51. No person shall place out for collection any Waste in a location which is not prescribed.
52. In the case of Multi-Unit Residential Buildings, it shall be the responsibility of the Building Owner to ensure that all Residential Waste, Recyclable Material, Bulky Items and Leaf and Yard Waste placed out for collection conforms with all of the provisions of this by-law and in particular that:
- i) all Residential Waste, Recyclable Material , Bulky Items, and Leaf and Yard Waste is placed out for collection at the location(s) and times prescribed;
  - ii) all Residential Waste, Recyclable Material and Leaf and Yard Waste is properly contained in Approved Containers;
  - iii) all Residential Waste, Recyclable Material , Bulky Items, and Leaf and Yard Waste are set out for collection in the manner prescribed by the Commissioner;
  - iv) all Collection Locations are maintained in a clean manner at all times;
  - v) arrangements are made for the proper collection and disposal of all White Goods placed out at the curb adjacent to the Building Owner's property;
  - vi) the provisions of all containers as required in accordance with this by-law;
  - vii) ensure that all structures or buildings provided for the storage of containers shall at all times be maintained in a clean and sanitary condition and constructed so as to prevent entry of rodents or insects; and
  - viii) it shall be the responsibility of the Building Owner to clear the passageway with respect to subsection 48.
53. Every Owner shall ensure that their Collection Location is maintained in a clean manner at all times.
54. By-law 22-95 is hereby repealed.

### **PENALTY**

55. Owners who fail to remove uncollected Waste from Public Property or the Collection Location shall be notified in writing by the Commissioner that the Corporation may remove the Waste at the Owner's or Building Owner's expense.
56. Where an Owner or Building Owner refuses, delays or fails in removing Waste not collected after written request to do so, the Commissioner is hereby authorized to have the Waste removed at the expense of the Owner or Building Owner.
57. All costs incurred, including expenses of the Corporation, for the removal of the Waste shall be paid by the Owner or Building Owner forthwith after receipt of a written invoice setting out the costs incurred by the Corporation.
58. If payment is not made by the Owner or Building Owner within 30 days of receipt of a written invoice as set out in subsection 57, the Corporation may recover the expenses incurred by action or the same may be recovered in like manner as Municipal Taxes.
59. Any person who contravenes any provision of this by-law is guilty of an offence and upon conviction therefore is liable to a fine of not more than \$10,000.00 for a first offence and \$25,000.00 for any subsequent offence, except that where a corporation is convicted of an offence the maximum penalties shall be \$50,000.00 for the first offence and \$100,000.00 for any subsequent offence.
60. When a person has been convicted of an offence under this by-law,
- a) the Ontario Court (Provincial Division) of the Regional Municipality of Ottawa-Carleton, or
  - b) any court of competent jurisdiction thereafter,
- may, in addition to any penalty imposed on the person convicted, issue an Order prohibiting the continuation or repetition of the offence or the doing of any act or thing by the person convicted directed toward the continuation or repetition of the offence.

### **SEVERABILITY**

61. The provisions of this by-law are severable. If any provision, section or word is held to be invalid or illegal, such invalidity or illegality shall not affect or impair any of the remaining provisions, sections or words.

**EFFECTIVE DATE**

62. This by-law shall come into force and take effect on the day of its passing.

ENACTED AND PASSED this \_\_\_\_\_ day of \_\_\_\_\_ 1996.

\_\_\_\_\_  
Regional Clerk

\_\_\_\_\_  
Regional Chair