

BYLAW NO 2084-25

BEING A BYLAW OF THE CITY OF WETASKIWIN, IN THE PROVINCE OF ALBERTA, TO ESTABLISH TERMS AND CONDITIONS FOR THE PROVISION OF WASTE COLLECTION, ORGANICS COLLECTION AND RECYCLING SERVICES IN THE CITY OF WETASKIWIN

WHEREAS the *Municipal Government Act, RSA 2000 Chapter M-26*, as amended ("MGA"), including ss. 7 and 8, and Part 3, Division 3 thereof, provides that a Council may pass bylaws for the purpose of operating a public utility, subject to any terms, costs or charges which may be established by Council;

WHEREAS it is deemed advisable and expedient to set out the terms and conditions applicable to the collection and disposal of solid waste and the provision of recycling services within the City of Wetaskiwin;

NOW THEREFORE under the authority of the *Municipal Government Act*, the Council of the City of Wetaskiwin, in the Province of Alberta, enacts as follows:

1. TITLE

- 1.1 This Bylaw may be cited as the '*Waste Management Bylaw*'.
- 1.2 The services provided by the City shall be provided pursuant to the terms, conditions and provisions of this Waste Management Bylaw, the contents of which shall be binding upon and form part of an agreement between the City and any Person who receives the services.

2. DEFINITIONS

- 2.1 In this bylaw:
 - a) '**Act**' means the *Municipal Government Act, RSA 2000, Chapter M-26, as amended*;
 - b) any schedules to this bylaw the following terms, phrases, or words and their derivations shall have the following meanings;
- 2.2 '**Approved Building Material**' means:
 - a) sheet lumber, including plywood and paneling or drywall;
 - b) board lumber, including baseboards and casings.
- 2.3 '**Alley**' means a Highway which provides access to the rear yard of adjacent premises.
- 2.4 '**Ashes**' means the residue left after the combustion of any substance, including but not limited to partially burnt wood and charcoal or coal.
- 2.5 '**Automated Collection**' means a Collection Service where Waste Materials are stored in a Waste Cart constructed to be emptied mechanically into a Collection vehicle.
- 2.6 '**Biomedical Waste**' means waste generated in or resulting from an operation, funeral home, hospital, medical office, dental office, medical clinic, dental clinic, veterinary clinic or biological research station which contains or may contain pathogenic agents, pathological

- agents, or which may cause disease in persons exposed to such waste, and includes all human tissue, blood, organs, body parts and fluids including animals; See '**Prohibited Waste**'.
- 2.7 '**Biosolids**' means stabilized, dewatered treatment plant sludge resulting from the treatment of liquid waste.
- 2.8 '**Brown Paper Bag**' means a brown paper bag specifically intended for use in a municipal composting program.
- 2.9 '**Bullying/Harassment**' means any single incident or repeated incidents of objectionable or unwelcome conduct, comment, bullying or action by a person that the person knows or ought reasonably to know will or would cause offence or humiliation to a worker, or adversely affects the worker's health and safety, and includes:
- a) conduct, comments, bullying or actions because of race, religious beliefs, colour, physical disability, mental disability, age, ancestry, place of origin, marital status, source of income, family status, gender, gender identity, gender expression and sexual orientation, and/or
 - b) a sexual solicitation or advance.
- 2.10 '**Bylaw Enforcement Officer**' means a Bylaw Enforcement Officer appointed by the City pursuant to the *Municipal Government Act* to enforce City Bylaws, and includes a member of the Royal Canadian Mounted Police and, when authorized, a Community Peace Officer appointed under the *Peace Officer Act*, S.A. 2006, c. P-3.5;
- 2.11 '**Cart**' or '**Waste Cart**' means a wheeled receptacle, owned and distributed by the City of Wetaskiwin, intended for the Automated Collection of Solid Waste or Organic Waste.
- 2.12 '**City**' means the municipal corporation of the City of Wetaskiwin.
- 2.13 '**City Engineer**' means the person designated by the City Manager as the City Engineer, and if no person is designated, the City Manager.
- 2.14 '**City Manager**' means the Chief Administrative Officer of the City appointed by Council or anyone appointed to act in their stead and/or their duly authorized delegate.
- 2.15 '**City of Wetaskiwin Sanitary Landfill**' means the Sanitary Landfill owned and operated by the City of Wetaskiwin located at NW ¼-27-46-24-W4.
- 2.16 '**Clear Bag**' means compostable bag specifically intended for use in a municipal composting program.
- 2.17 '**Collection Day**' means the day or days on which waste is regularly collected from specific premises; (see Schedule 'D' and Schedule 'E').
- 2.18 '**Collection Service**' means the curbside collection of Waste and Organic Materials.
- 2.19 '**Collector**' means the Person, Persons or company retained by the City for the purpose of collecting, disposing, and processing of Municipal Solid Waste Materials.
- 2.20 '**Combustible Waste**' refers to materials that can catch fire and burn easily when exposed

- to heat or flames. See **‘Prohibited Waste’**.
- 2.21 **‘Concrete’** means crushable material usable for aggregate, including but not limited to, asphalt, concrete, with or without rebar or metal reinforcing, masonry, brick, or ceramic that does not include plastic, insulation, wood, asbestos, garbage, vegetation, or other contaminants.
- 2.22 **‘Container’** means one or a combination of the following:
- a) Non-reusable Clear Bag or Brown Paper Bag or Cart for Organic Materials;
 - b) Waste Cart for Waste Materials.
- 2.23 **‘Contamination’** or **‘Contaminated’** means, the presence of another material in source separated waste.
- 2.24 **‘Contractor’** means any Person who has been awarded and has a signed collection contract with the City of Wetaskiwin.
- 2.25 **‘Council’** means the Municipal Council of the City of Wetaskiwin.
- 2.26 **‘Decision’** means a decision made by a Person exercising their authority as granted to them pursuant to this Bylaw.
- 2.27 **‘Domestic Waste’** means all non-hazardous materials coming from residential dwellings, not including restricted waste as per Schedule ‘B’.
- 2.28 **‘Dwelling’** means a place where people live, such as a house, apartment, or any other type of residence. It refers to a structure or space designed for human habitation. Dwellings can vary in size and style, including single-family homes, multi-family units, condos, and even temporary structures like mobile homes.
- 2.29 **‘Explosive Waste’** refers to materials that can detonate or explode when subjected to certain conditions, such as heat, shock or friction. See **‘Prohibited Waste’**.
- 2.30 **‘E-waste’** refers to discarded electrical or electronic devices, products and equipment that have reached the end of the life cycle including but not limited to Computers, Servers, Laptops, Tablets, Notebooks, Printers, Copiers, Scanners, Fax Machines or as defined by the Alberta Recycling Management Authority.
- 2.31 **‘Facility’** means a Landfill or Recycle Centre owned and/or operated by the City and used for receiving or processing Municipal Solid Waste or recyclable material.
- 2.32 **‘Fees and Charges’** means the Fees and Charges referred to in the Schedule of Fees and Charges bylaw approved by Council, from time to time.
- 2.33 **‘General Manager of Municipal Services’** means the Person employed as such by the City, or their designate.
- 2.34 **‘Hazardous Waste’** means any material, which can cause bodily harm to any person handling, or encountering, such substance or a substance which requires special handling because of health, safety, or environmental concerns; which includes, but is not limited to toxins, poisons, corrosives, irritants, strong sensitizers, flammables, and ignitable. See

'Prohibited Waste'.

- 2.35 **'Industrial, Commercial & Institutional'** or **'IC&I'** means sources of Waste Material, Organic Material, and/or Recyclable Material that includes office buildings, retail and wholesale establishments, restaurants, schools, colleges, libraries, hospitals, prisons, etc. **'IC&I'** can also include residential material being hauled to a Facility by a private business/collector.
- 2.36 **'Industrial Waste'** means solid waste materials discarded from manufacturing, processing, or production of goods and products, including, but not limited to: waste generated from industrial operations such as forestry, pulp and paper, mining, fisheries, and food processing.
- 2.37 **'Landfill'** means a location for final disposal of Municipal Solid Waste on land where Municipal Solid Waste is spread and compacted; cover soil or alternate cover is applied daily, so that effects on the environment (including public health and safety) are minimized.
- 2.38 **'Liquid Waste'** shall mean any liquid other than hazardous waste with a moisture content more than thirty per cent (30%). See **'Prohibited Waste'**.
- 2.39 **'Multi-Family Complex'** means a building or private community containing four or more dwelling units, including apartment buildings, townhouses, senior's complexes and condominiums.
- 2.40 **'Municipal Solid Waste'** refers to garbage generated by households, businesses, and institutions within a municipality or City.
- 2.41 **'Municipal Tag'** means a tag or similar document issued by the City pursuant the *Municipal Government Act* that alleges a bylaw offence and provides a person with the opportunity to pay an amount to the City in lieu of prosecution for the offence.
- 2.41 **'Occupant'** means a Person using, occupying, or in possession of a Premises.
- 2.42 **'Officer'** means any member of the Royal Canadian Mounted Police, a Conservation Officer, a Bylaw Enforcement Officer, other City Personnel or designate appointed from time to time by the General Manager of Municipal Services to administer and enforce this Bylaw.
- 2.43 **'Organic Material'** means consisting of biodegradable materials that were once part of a living organism and undergo rapid decomposition, including food waste, grass cuttings, leaves, weeds, and garden waste, but does not include large shrubbery or tree pruning's, manure, tree stumps, roots, turf or earth.
- 2.44 **'Ozone Depleting Substance'** or **'ODS'** means Ozone Depleting Halocarbon refrigerants subject to the Ozone Depleting Substances and Other Halocarbons Regulation from residential products that utilize a vapor-compression refrigeration system.
- 2.45 **'ODS-Containing Products'** means Appliances containing a compressor and ODS, including refrigerators, wine coolers/beverage centers, freezers, room air conditioners, portable air conditioners and humidifiers.
- 2.46 **'Owner'** means any Person who is registered under the Land Titles Act as the Owner of a

parcel of land, or in the case of Property other than land and the Improvements thereon Person who is in legal possession thereof, as defined in the MGA.

- 2.47 **'Park', 'Parked', and 'Parking'** shall mean a Vehicle that remains stationary in one place, whether or not the Vehicle is occupied or the engine is running, but excluding Vehicles that are stationary while:
- a) actually engaged in loading or unloading passengers; or
 - b) in compliance with a Traffic Control Device or the direction of a Peace Officer.
- 2.48 **'Peace Officer'** means a Member of the Royal Canadian Mounted Police, a Community Peace Officer appointed by the City of Wetaskiwin (pursuant to the provisions of the Peace Officer Act, R.S.A. 2007, as amended or repealed and replaced from time to time), or Peace Enforcement Officer, appointed by the City, pursuant to the Municipal Government Act.
- 2.49 **'Person'** means any individual, partnership or corporation, and heirs, executors, administrators, or legal representative of a Person.
- 2.50 **'Pick up Location'** means the location designated by the City where carts must be placed for collection.
- 2.51 **'Prohibited Waste'** means gaseous, liquid or Municipal Solid Waste not acceptable at the City of Wetaskiwin Sanitary Landfill for burial or Disposal of Recyclable Materials at a Facility as identified in Schedule 'C' attached hereto. Prohibited Waste may not enter a Facility in any capacity.
- 2.52 **'Recyclable Materials'** means those materials collected for recycling as designated from time to time and listed in Schedule 'B' to this Bylaw.
- 2.53 **'Recycling Service'** means curbside or any recycling diversion service or program available to City residents for the collection of Recyclable Materials.
- 2.54 **'Recycling Station'** means any recycling facility designated by the City for collection of Recyclable Materials.
- 2.55 **'Residential Hauler'** means a Person engaged in the collection, transporting, or disposing of waste materials from residential sources for no profit.
- 2.56 **'Restricted Waste'** shall be defined as anything collected at the Wetaskiwin Recycling Centre (see Schedule 'B').
- 2.57 **'Scrap Metal'** means the combination of waste metal, metallic material and any product that contains metal that is capable of being recycled from previous consumption or product manufacturing but does not include: ODS-Containing Products (unless properly certified as having refrigerants professionally removed).
- 2.58 **'Site Operator'** means that Person employed by or having a contract or agreement with the City for caretaker or attendant duties at a Facility.
- 2.59 **'Street'** means any public roadway used by waste collection vehicles to gain access to the boundary of a private property from which Municipal Solid Waste is being collected.

- 2.60 **‘Subscription Program’** means a fee for service program for waste and organics collection charged on a utility bill.
- 2.61 **‘Toxic Materials’** are substances that can cause harm to living organisms, including humans, animals, or plants, when they are inhaled, ingested, or absorbed through the skin. These materials can have immediate or long-term health effects, depending on their nature and level of exposure. Toxic materials can come in many forms, such as chemicals, metals, or biological agents.
- 2.62 **‘Trade Waste’** shall be understood to include any waste from an Industrial and commercial facilities, including, manufacturing processes, stable manure, slaughterhouse offal, butchers' offal, dead animals, waste from garages, condemned matter or waste from plants or other works, automobiles, truck bodies or used farm machinery, building construction, renovation, and repair.
- 2.63 **‘Utility Bill’** means a bill which sets out the fees levied by the City for utility services provided by the City.
- 2.64 **‘Utility Services’** means, in the context of this Bylaw, waste collection and disposal, organics collection and processing, all supplied by the City.
- 2.65 **‘Water and Wastewater Bylaw’** means the City of Wetaskiwin Bylaw for water and wastewater, as may be amended, from time to time.
- 2.66 **‘Vehicle’** means a vehicle as defined in the *Traffic Safety Act*, R.S.A. 2000, c. T-6, as may be amended or replaced from time to time.
- 2.67 **‘Violation Tag’** means a tag or similar document issued by the City pursuant to the provisions of the *Municipal Government Act*, R.S.A. 2000, c. M-26, as amended or repealed and replaced from time to time.
- 2.68 **‘Violation Ticket’** means a ticket issued pursuant to Part 2 or Part 3 of the *Provincial Offences Procedure Act*, R.S.A. 2000, C. P-34, as amended, or repealed and replaced from time to time, and any Regulations thereunder, as applicable.
- 2.69 **‘Visitor’** means a Person who arrives at a Facility for purposes other than to deposit Municipal Solid Waste.
- 2.70 **‘Waste’** means any material, non-hazardous or hazardous, that has no further use, and is managed at recycling, processing, or disposal sites.
- 2.71 **‘Wood Waste’** means wood material classified as either Wood Waste – Clean or Wood Waste – Contaminated.
- 2.72 **‘Wood Waste – Clean’** means clean, organic wood material including kiln-dried-dimensional lumber, wood pallets, oriented strand board, wood panel products, medium-density panel board, forming wood without residual concrete or aggregate. Clean wood must be free of preservatives, heavy coats of paint, wire, fiberglass, asphalt roofing material, fasteners, glue, coverings, or chemical treatment and other non-wood materials. Nails and screws are acceptable.

- 2.73 **'Wood Waste – Contaminated'** means organic wood treated with preservatives such as chromated copper arsenate (CAA), aromatic hydrocarbons (PAHs), and ammonium copper arsenate (ACA) to prevent rotting. It also includes wood with heavy coats of paint or other surface treatments. Does not include creosote treated wood, plastic laminated material, vinyl surface covered material or fiber-cement siding.
- 2.74 **'Yard Waste Materials'** means organic materials originating from yard and garden management, maintenance or repair at residential properties delivered to a Facility by the occupier or owner of a residential property including but not limited to: grass, lawn trimmings, soft plant roots, hedge and shrub trimmings, brush cuttings, twigs, flowers, weeds, pine needles, pine cones, leaves, shrubs, and shrub and tree branches, but does not include: tree stumps, tree trunks, or sod, noxious weeds, infested vegetation, rocks, sand, soil, sod, or fruit or vegetable material.

3. ADMINISTRATION

- 3.1 The City Manager may designate the administration of this Bylaw as needed from time to time.
- 3.2 The following schedules are hereby made and declared to be integral parts of this Bylaw and are attached to and form part of this Bylaw and are enforceable in the same manner as this Bylaw:
- SCHEDULE 'A' Penalties
 - SCHEDULE 'B' Restricted Waste; Materials Accepted at the Recycling Centre
 - SCHEDULE 'C' Prohibited Waste
 - SCHEDULE 'D' Waste Collection Schedule
 - SCHEDULE 'E' Organics Collection Schedule

4. COLLECTION SERVICE

- 4.1 Collection Service shall be compulsory for all Dwellings in the City, with the exception of some Dwelling defined by this Bylaw to be a Multi-Family Complex.
- 4.2 Notwithstanding Section 4.1, the Collector may, in consultation with the City, exclude any Dwellings from compulsory Collection Service where the Collector determines that it is appropriate to do so.
- 4.3 The City may enter into a contract with any Person for the collection of all or a portion or specific types of solid waste within the City limits.
- 4.4 The City shall not be obligated to collect any solid waste on any premises where the provisions of this bylaw are being contravened, and the occupant of such premises shall be so notified by the City or by the placement of a violation tag.
- 4.5 The collector shall not be responsible for the cleanup of waste spilled by the owner or resulting from the waste being stored insecurely in a cart.
- 4.6 The City will not be responsible for any damage to waste carts because of the occupants'

use of such carts.

- 4.7 An Owner shall be responsible for all Fees and Charges from the date of ownership or occupancy of a Dwelling, whichever occurs first.
- 4.8 Fees and Charges for Collection Services shall be billed to the Owner of any Dwelling that receives Collection Services.
- 4.9 Fees and Charges shall be invoiced on an Owner's Utility Bill and are payable in accordance with the terms and conditions of that Bill and the Water and Wastewater Bylaw.
- 4.10 Commercial Facilities shall make private arrangements for the collection and disposal of Waste Materials.

5. FEES AND CHARGES

- 5.1 The Fees and Charges to be charged for Collection Services and for processing or disposal shall be as set out in the Fees and Charges Bylaw, as amended from time to time.
- 5.2 All other provisions and processes related to Utility Bills and Fees and Charges shall be the same as those specified in the Terms and Conditions of the most recent version of the Water and Wastewater Bylaw.
- 5.3 Where a residential property has been rendered uninhabitable due to damage (e.g., fire, flood, or other significant events), and upon confirmation that waste collection carts have been removed from the property, the waste collection fee may be suspended until the dwelling is deemed habitable and service is reinstated.

6. PREPARATION OF MATERIALS FOR COLLECTION

- 6.1 Organic Materials, other than twigs and branches, shall be placed in a Container designated for Organic Materials, maximum weight per Container not to exceed 25 kg (55 lbs.); twigs and branches shall be compacted and tied in secure bundles not more than one meter (3.3 ft) in length and not more than 25 kg (55 lbs.) each and taken to the Wetaskiwin Sanitary Landfill or other drop off location as directed.
- 6.2 Ashes shall be packaged cold in the Container designated for Waste Materials.
- 6.3 Dog feces or cat litter packaged in compostable bags shall be placed in the Container designated for Organic Materials.
- 6.4 Approved Building Materials shall be placed in the Container designated for Waste Materials.
- 6.5 Grass clippings shall be placed in the Container designated for Organic Materials.
- 6.6 All other Waste Materials shall be deposited in the Container designated for Waste Materials but limited to the capacity of the Container with the lid closed. No additional Waste Materials shall be collected over and above the capacity of the Container.
- 6.7 The Collector shall have no obligation to collect any materials not prepared or disposed of in

the manner described in this section.

- 6.8 No collection will be made where there is a threat of Harassment or interference with a Collector by the Occupants.
- 6.9 No Persons, other than those authorized under the provisions of this bylaw, shall interfere with or disturb the contents of a Container after the Container has been placed for collection.

7. RESTRICTIONS ON COLLECTION SERVICE

- 7.1 Collection Service will not be provided if:
- a) the Container is not a proper Container supplied by or prescribed by the City;
 - b) the lid on the Container is not closed;
 - c) material is hanging out of the Container; there are loose or bagged Waste Materials not placed in the Container;
 - d) the material is compressed, stuck or frozen within the confines of the Container;
 - e) the Container contains material(s) described in Schedule 'C';
 - f) the materials have not been prepared as described in Section 6; or
 - g) the Container is not located as described in Section 8.

8. COLLECTION, STORAGE LOCATIONS, AND SCHEDULING

- 8.1 An Owner may request the provision of an additional Container for Collection Service by contacting the City.
- 8.2 Additional Fees and Charges shall be levied for the supply and servicing of additional Carts as determined in the Fees and Charges Bylaw, as amended from time to time.
- 8.3 All Carts are owned by the City and an Owner may not purchase a Cart from the Collector for use in the City's Collection Service.
- 8.4 The Owner shall maintain all Containers supplied by the City in a clean and sanitary condition at all times, and shall notify the City of any lost, stolen, or damaged Containers and obtain a replacement by way of lease through the City.
- 8.5 The Owner is responsible for leaving the Containers at the Dwelling when the Occupant or Owner vacates the premises.
- 8.6 No Container shall be placed for collection within one meter (3.3 ft) of any structure or other object.
- 8.7 No container shall, except when placed for collection, be located other than the Owner's premises, and in particular no container shall be located to encroach on any Roadway, boulevard, lane, or public space except as expressly required by this Bylaw.
- 8.8 No Person shall place any Waste Materials intended for collection by the Automated Collection into a Container, other than the Container provided by the City.
- 8.9 Collection of Waste Materials and Organic Materials shall be conducted in accordance with the Schedule 'D' and Schedule 'E' of this Bylaw.

- 8.10 Containers must be set out for collection by 7:00 am and removed from the curbside by 9:00 p.m. the day of collection. Any materials not collected must be removed from the curbside by 9:00 p.m.

9. PARKING RESTRICTIONS NEAR CONTAINERS

- 9.1 No Person shall Park or permit to be Parked, any Vehicle within one meter (3.3 ft) of a Container that has been set out, prior to the arrival of the Collection Vehicle, in accordance with the provisions of Section 8.

10. WASTE DISPOSAL SITE AND RECYCLING STATION

- 10.1 All Persons utilizing a Waste Disposal Site or Recycling Station shall obey all signs, posted regulations and directions of site attendants.
- 10.2 No Person shall remove any Waste Materials, Recyclable Materials or any other material from a Waste Disposal Site or Recycling Station without the written permission of the Manager of Public Works.
- 10.3 No Person shall ignite or cause to be ignited any Waste Materials, Recyclable Materials or any other material or part thereof at any Waste Disposal Site or Recycling Station.
- 10.4 No Person shall deposit any burning material or smoldering material at a Waste Disposal Site or Recycling Station.
- 10.5 No Person shall deposit in a Waste Disposal Site or Recycling Station, any materials not designated by the City Manager for deposit, or any material(s) described in Schedule 'C' of this Bylaw.
- 10.6 No Person shall deposit any materials at a Waste Disposal Site or in a location not designated for the disposal of such materials, including but not limited to, the disposal of Waste Materials, Recyclable Materials or Organic Materials outside the gates or fence of a Waste Disposal Site, Recycling Station, or in the incorrect bins, location or containers for such materials.
- 10.7 The Hours of Operation of the City operated Waste Disposal Sites or Recycling Stations may be established by the General Manager of Municipal Services and posted at each site, ensuring that the council approved Level of Service is met.
- 10.8 No Person shall deposit any Waste Materials, Recyclable Materials or Organic Materials at a Waste Disposal Site or Recycling Station outside of the Hours of Operation of that site.

11. ENFORCEMENT AND PENALTY

- 11.1 Any Person who contravenes any provisions of this Bylaw is guilty of an offence and liable upon summary conviction:
- a) For the first offence, to a specified penalty as set out in Schedule 'A', attached hereto and forming part of this Bylaw;

Elected Official Initial _____

City Manager Initial _____

- b) For the second offence, occurring within 365 of the previous offence, to a specified penalty as set out in Schedule 'A' attached hereto and forming part of this Bylaw; or
 - c) For the third or any subsequent offence occurring within 365 days of the previous offence, to a specified penalty as set out in Schedule 'A' attached hereto and forming part of this Bylaw; or
 - d) Where no specific penalty is specified, a penalty of not less than one hundred dollars (\$100.00) and not more than ten thousand dollars (\$10,000.00) to be imposed in the discretion of the Court having jurisdiction, having regard to s. 7(i) of the *Municipal Government Act*.
- 11.2 A Bylaw Enforcement Officer is hereby authorized and empowered to issue a Municipal Tag to any Person who the Bylaw Enforcement Officer has reasonable and probable grounds to believe has contravened any provisions of this Bylaw.
- 11.3 A Municipal Tag may be issued to such Person:
- a) Personally;
 - b) By registered mail sent to the postal address, as shown in the Tax Assessment Roll, Certificate of Title for the property or any other official government record; or
 - c) By leaving it with a Person apparently over eighteen (18) years of age at the place of residence of the Person to whom the Municipal Tag is being issued.
- 11.4 Where a Municipal Tag is issued pursuant to this Bylaw, the Person to whom the Municipal Tag is issued may, in lieu of being prosecuted for the offence, pay the City the penalty specified on the Municipal Tag.
- 11.5 Where payment of a Municipal Tag is tendered within 7 days of the date of service of the Municipal Tag for an alleged offence listed in Schedule 'A' to a person authorized by the City Manager to receive such payment, the penalty specified on the Municipal Tag shall be reduced by 50% and such payment shall be accepted in lieu of prosecution.
- 11.6 If the penalty specified on the Municipal Tag is not paid within the prescribed time period, then a Bylaw Enforcement Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act*
- 11.7 Notwithstanding anything else in this Bylaw, a Bylaw Enforcement Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to the *Provincial Offences Procedures Act*, as amended, to any Person who the Bylaw Enforcement Officer has reasonable grounds to believe has contravened any provisions of this Bylaw
- 11.8 If a Violation Ticket is issued in respect of an offence, the Violation Ticket may;
- a) Specify the fine amount established by the Bylaw for the offence; or
 - b) Require a Person to appear in court without the alternative of making a voluntary payment.
- 11.9 In the case of an offence that is of a continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence in respect of each day, or part of a day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such day.

12. REGULATIONS AND CONDITION OF USE

- 12.1 The City hereby authorizes Site Operators, City Personnel or Officers to enforce such rules governing the use of a Facility and/or provide directions to users of the Facility which are consistent with this Bylaw, and which are necessary or convenient for the efficient and lawful operation of the Facility.
- 12.2 All Waste entering the City of Wetaskiwin Sanitary Landfill shall be weighed at the scale installed at the entrance to the landfill.
- 12.3 When the weigh scale is inoperative, charges shall be applied on a volume basis.
- 12.4 Every Person depositing Municipal Solid Waste at a Facility shall comply with and abide by:
- a) the terms and conditions of this Bylaw; and
 - b) all rules and directions of the Site Operator, City Personnel, or Officer whether such rules or directions are in the form of signage, written or verbal instructions, including, but not limited to the Regulations and Conditions of Use set out in Section 12.
- 12.5 The City hereby establishes and imposes the Fees and Charges set out in the Fees and Charges Bylaw, as amended from time to time, for the rates and fees for services provided by the City of Wetaskiwin.
- 12.6 Every Person depositing Municipal Solid Waste at a Facility shall pay the applicable Fees and Charges to the City.
- 12.7 Fees and Charges are payable to the City by:
- a) Cash
 - b) Debit
 - c) Visa
 - d) MasterCard
 - e) Customer Account
- 12.8 If a customer account fee remains unpaid for more than sixty (60) days, the commercial hauler may be refused admittance to the Facility until such arrears are paid.
- 12.9 No Person shall deposit Prohibited Waste at a Facility.
- 12.10 No Person shall Bully/Harass any Customer, Site Operator, City Personnel, or Officer. A Site Operator, City Personnel, or Officer may order any person deemed to be Bullying/Harassing to leave the Facility and/or be banished from use of Facilities at the discretion of the General Manager of Municipal Services or designate.
- 12.11 No Person shall enter a Facility while it is closed without prior consent from the City.
- 12.12 No Person shall cause contamination of stockpiles of Municipal Solid Waste or any stockpile at a Facility.
- 12.13 No Person shall operate a Vehicle in a Facility exceeding the posted speed limit or in a way deemed dangerous or damaging by a Site Operator, City Personnel, or Officer. Operating a Vehicle in a dangerous manner may include but is not limited to driving too close to

equipment or personnel. Operating a Vehicle in a damaging manner may include accelerating onto the weigh scale and applying brakes forcefully or accelerating quickly from a stopped position on the scale causing excess motion to the scale deck.

- 12.14 In the event of a discrepancy in the interpretation of these Site Regulations and this Bylaw between a Person depositing Municipal Solid Waste at a Facility and the Site Operator, the Site Operator shall have the authority to make the final Decision.
- 12.15 No Person shall light, smoke or vape any cigarette, cigar, or pipe within the boundaries of a Facility.
- 12.16 No Visitor shall enter a Facility without first checking-in at the Facility office with the Site Operator.
- 12.17 No Person shall ignite a fire or cause a fire to be ignited at any Facility or bring any burning materials or hot ashes to a Facility.
- 12.18 Without written approval of the Manager of Public Works, no Person shall remain at a Facility longer than is required to deposit Municipal Solid Waste or conduct other business related to Facility operation.
- 12.19 Any Person who violates any of the provisions of this Bylaw or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw commits an offence against this Bylaw and is subject to a fine
- 12.20 Notwithstanding any other provision of this Bylaw, any Person who contravenes this Bylaw and causes damage to a Facility shall be responsible to pay all costs associated with remediation of the Facility.
- 12.21 In the case of an offence that is of a continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence in respect of each day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such day.
- 12.22 The Public Works Manager may authorize the removal of any person from or refuse entry to for violating the terms of this Bylaw.

13. INSPECTION

- 13.1 An Officer, Site Operator or City Personnel may inspect any Load entering a Facility for the purposes of determining:
- a) compliance with this Bylaw; or
 - b) the nature of the contents of the Waste contained in the load for the purpose of a waste audit.

14. SEVERABILITY

14.1 If a court of competent jurisdiction should declare any section or subsection of this bylaw to be invalid, such section or subsection shall not be construed as having persuaded or influenced Council to pass the remainder of the bylaw, and it is hereby declared that the remainder of the bylaw shall be valid and remain in force.

15. TRANSITION

15.1 This Bylaw shall repeal Bylaw No. 1980-20 and any amendments thereto on the date of final passing.

15.2 This bylaw shall come into full force and effect on third and final reading.

READ a first time this 26th day of May, 2025

READ a second time this 9th day of June, 2025

READ a third time this 9th day of June, 2025

Original Signed & Sealed

Tyler Gandam, Mayor

Original Signed & Sealed

Sue Howard, City Manager

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SCHEDULE 'A'
PENALTIES

<i>Section</i>	<i>Offense</i>	<i>Penalty</i>
8.4, 8.5 & 8.6	Improper location of Containers	\$100.00
8.7	Improper placement of Containers (not on private property or in view from roadway, highway, boulevard, lane or public property)	\$100.00
9.1	Parking a Vehicle within 1 meter (3.3ft) of a Container	\$100.00
10.2	Removal of waste or materials from Recycling Station or Waste Disposal Site	\$100.00
10.3	Igniting waste or materials at Recycling Station or Waste Disposal Site	\$100.00
10.4	Depositing improper materials at Recycling Station or Waste Disposal Site	\$100.00
11.1	Person who is guilty of an offense not otherwise subject to a specified penalty pursuant to this Bylaw	\$100.00 to \$10,000.00
11.1 a)	For a first offense	\$100.00
11.1 b)	For a second offense	\$500.00
11.1 c)	For a third offense	\$1000.00

SCHEDULE 'B' RESTRICTED WASTE

LIST OF MATERIALS ACCEPTED FOR RECYCLING AT THE RECYCLING CENTRE

("Recyclable Materials")

1. **"Clean Containers"** means a designated type of Recyclable Materials including aluminum, steel and tin cans, and plastic containers, such as plastic bottles with twist off top, yogurt containers, margarine containers or other similar material designated by the General Manager from time to time; and
2. **"Paper Fibre Materials"** means a designated type of Recyclable Material including mixed paper, corrugated cardboard, newsprint, box board, magazines, catalogues, flyers, telephone or other soft cover books, paper egg cartons or other similar material designated by the General Manager from time to time.

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SCHEDULE 'C'
PROHIBITED WASTE

1. Biomedical Waste
2. Carcasses
3. Combustible Waste
4. Explosive waste,
5. Hazardous Waste
5. Human Waste (except disposable diapers)
6. Liquid Waste
7. Sewage
8. Toxic materials.
9. Waste from Car Washes
10. Waste on fire or smoldering

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SCHEDULE 'D'
WASTE COLLECTION SCHEDULE



