

THE CORPORATION OF THE TOWNSHIP OF
BURLEIGH-ANSTRUTHER-CHANDOS

BY-LAW # 59/99

*Amended by
#12/01 and
#08/02*

BEING A BY-LAW OF THE CORPORATION OF THE TOWNSHIP OF BURLEIGH-ANSTRUTHER-CHANDOS TO ESTABLISH WASTE DISPOSAL SITE AREAS AND REGULATE THE USE OF THOSE AREAS AND TO PROHIBIT THE USE OF OTHER AREAS FOR THE DISPOSAL OF GARBAGE, REFUSE, WASTE AND SIMILAR MATERIALS.

WHEREAS the Municipal Act and the Planning Act of Ontario provide that a municipality may pass by-laws for prohibiting or regulating and inspecting the use of land or structures within the Municipality or defined area or areas of the Municipality for dumping or disposing of garbage, refuse or domestic or industrial waste of any kind;

AND WHEREAS it is desirable to prohibit the use of lands for the purpose of dumping and disposing of garbage, refuse or domestic or industrial waste of any kind except the land hereinafter designated for such purposes.

NOW THEREFORE the Council of the Municipality of the Corporation of the Township of Burleigh-Anstruther-Chandos enacts as follows:

1. The lands described in Schedule "A" attached hereto and forming part of this by-law and here by designated as waste disposal sites and no other lands in the Township of Burleigh-Anstruther-Chandos shall be used for this purpose.
2. In this By-law :
 - i) "Council" means the Council the Corporation of the Township of Burleigh-Anstruther-Chandos
 - ii) "Garbage and refuse" shall mean discarded materials and goods incidental to the operation of households, business establishments and public places;
 - iii) "Industrial Waste" shall mean the residue from any manufacturing, refining, processing, or other industrial operation;
 - iv) "Domestic Waste" means the substance, matter, material, equipment or scrap or any apparently abandoned article or thing lying in any area which is not reasonably related to the use or uses permitted by the zoning by-law of the Municipality in such area, or creates a condition likely to cause fire or accident or create a danger to health;
 - v) "Domestic of Industrial Waste" shall not include inflammable materials, explosives, drugs, medical waste, dangerous chemicals, dead animals, septic sludge or motor vehicles;
 - vi) "Municipality" means the Corporation of the Township of Burleigh-Anstruther-Chandos
 - vii) "Waste Disposal Site" means those lands designated as such pursuant to Section 1 of this by-law, for the purposes of dumping and disposing of garbage, refuse, or domestic or industrial waste.
3. No person shall use any land or structures or being the owner or lessee or occupant thereof, permit the use of any land or structures, within the limits of the Municipality for dumping or disposing of garbage, refuse or domestic or industrial waste of any kind, except as permitted in those lands of the Municipality so designated pursuant to Section 1 of this by-law.
4. No person shall use any land or structures, or being the owner or lessee or occupant thereof, permit the use of any land or structures within the limits of the

Municipality for storing used motor vehicles for the purpose of wrecking or dismantling or salvaging parts whether for sale or other disposal, except in accordance with the provisions of the zoning by-law in effect in the Municipality as amended from time to time.

5. No person shall dump or dispose of motor vehicles, motor vehicle parts, industrial waste, dead animals, animal parts, sewage, animal waste, or human waste on those lands designated herein as waste disposal sites.
6. All paper or plastic film, before being deposited in the Waste Disposal Sites, shall be suitably wrapped or tied to prevent such material being scattered by the action of the wind.
7. Any material being conveyed to a Waste Disposal Site must be secured or covered in such manner as not to fall from vehicles transporting same or leave deposits along the roads in the Municipality.
8. Council shall appoint supervisors as required to supervise and regulate the operation and use of the Waste Disposal Sites.
9. All persons using the Waste Disposal Sites shall be required to place different types of garbage and refuse in different areas of the sites as directed by supervisors.
10. All persons using the Waste Disposal Sites shall not under any circumstances deposit garbage of any description, in front of, in behind or near the gates leading into such waste sites. It must be placed in its proper designated place.
11. Council may by resolution authorize the construction of fences and gates at the Waste Disposal Sites to control access thereto and may by resolution establish regular hours for use as required.
12. No person shall use any of the Waste Disposal Sites for the purpose of disposing of any material except within those regular hours established pursuant to Section 10 of this by-law, or unless proper written authorization to use the site at other hours has been obtained from Council or staff. Council, by a resolution duly entered in the Minutes of a Council Meeting may, with reasonable notice, close any or all of the Waste Disposal Sites from time to time or for periods of time, as required.
13. Contractors and individuals who require entrance to the Waste Site after site closure have the option of making arrangements with the Waste Management Coordinator for supervised entry and unloading. The fee for this service is \$30.00 minimum, an additional \$20.00 per hour will be charged for any hour after the first hour that the Waste Management Coordinator is required to remain at the site. This fee does not include the tipping fee.
14. Council shall cause a sign to be erected on designated Waste Disposal Sites indicating the days and hours during which sites may be entered for the purpose of waste disposal as otherwise authorized by this by-law.
15. No person other than:
 - (i) a resident of the Municipality
 - (ii) a member of a group or body who are authorized by the Council, shall dispose of waste in designated Waste Disposal Sites.
16. Residents of the Municipality and other persons authorized by this by-law will be issued Waste Disposal identification passes and when requested by the supervisor, a member of Council, such persons must produce the pass for its inspection. Failure to produce the pass on request may result in refusal of permission to enter the Waste Disposal Sites.
17. The Waste Disposal Sites shall be operated in accordance with the requirements of the Ministry of the Environment, as amended from time to time.

18. No person shall scavenge materials from designated Waste Disposal Sites. Council and Waste Disposal Personnel may permit persons to undertake salvaging operations at the Waste Disposal Sites.
19. The tipping fee charges will be as shown on Schedule "B".
20. Various materials and products will be received as set out in Schedule "C".
21. Full or partially used household toxic chemicals, aerosol cans, paint cans, etc. will **not** be accepted at any Waste Disposal Site. Full and seasonal residents will be expected to store the hazardous material until they can safely dispose of it at a waste disposal site that accepts toxic chemicals.
22. A By-Law Enforcement Officer duly appointed by Council shall have full authority to enforce the provisions of this by-law and for that purpose such By-Law Enforcement Officer may inspect all lands within the Municipality.
23. Any person who contravenes any of the provisions of this By-Law shall, upon conviction, forfeit and pay at the discretion of the presiding Justice of the Peace, a penalty not exceeding the sum of TWO THOUSAND DOLLARS (\$2,000.) for an individual and FIVE THOUSAND DOLLARS (\$5,000.) for a corporation, exclusive of costs. Such penalty shall be recoverable under the Provincial Offences Act, R.S.O. , c.401.
24. In the event that any section or sections of this by-law or parts thereof are found by a court of competent jurisdiction to be invalid or ultra vires, such section, sections or parts thereof shall be deemed to be severable, with all other sections or parts of this by-law remaining in full force and effect.
25. All other by-laws contrary to this by-law of the Municipality of Burleigh-Anstruther-Chandos is hereby repealed in their entirety.

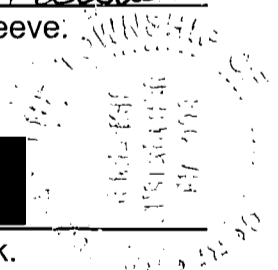
**READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN
COUNCIL THIS 7TH DAY OF SEPTEMBER, 1999.**



Elizabeth Tanner, Reeve.



Dorothy Walke, Clerk.



SCHEDULE "A"

Anstruther Lake Dump	Pt. Lot 26, Concession 1
Balmer Dump	Pt. Lot 7, Concession 6
Clydesdale Dump	Pt. Lot 9, Concession 12
Haultain Dump	Pt. Lot 11, Concession 6
Highway 504 Dump	Pt. Lot 35, Concession 1
Highway 620 Dump	Pt. Lot 18, Concession 2
Lasswade Dump	Pt. Lot 19 & 20, Concession 3.

SCHEDULE "B"

TIPPING FEE SCHEDULE

Tipping fees will be applied to materials brought to the Waste Disposal Site as follows:

1. **Unseparated household waste**
including brush, leaves, construction material and miscellaneous metals.
\$10.00 per box trailer or pickup
\$20.00 per oversized load
\$100.00 per dump truck load.
2. **Shingles**
\$25.00 per box trailer or pickup
\$35.00 per oversized load
\$100.00 per dump truck load
3. **Tires**
\$5.00 on or off rim
4. **All Appliances**
\$10.00 each refrigerators, 40 gallon hot water tanks, 100 lb. Propane Tanks
5. **Boats**
\$10.00 pabbleboats, small wooden boats, canoes and fiberglass or wooden boats under 15 feet.
6. **Mattresses/Box springs**
\$5.00 each including single/twin, double or cot size
7. **All other Furniture**
\$5.00 including rolls of carpet and large T.V. Cabinets.
8. **Miscellaneous Items**
\$2.00 Propane Barbeques, 20 lb. Propane Tanks, Portable T.V.'s, 45 Gallon Drums, 20 gallon Hot Water Tanks, toilets and sinks.
9. Under the authority of the Supervisor the Waste Site Attendant will charge an appropriate fee for any item comint into the site other than those listed above.

SCHEDULE "C"

Scrap metals and tires will be received at the Anstruther Site; Hwy. 620 Site; 504 (Apsley) site and Haultain Site.

Construction material and burnable materials,(i.e. brush and lumber) will be accepted at the Hwy. 620 Site; Clydesdale Site; Haultain Site and Anstruther Site.

Only household waste will be accepted at the Lasswade and Balmer Road Sites.