

THE CORPORATION OF THE TOWNSHIP OF ST. JOSEPH

BY-LAW 2020 - 7

A by-law to provide for the regulation, use, operation and procedures of The Township of St. Joseph Landfill Site, and to repeal By-law No. 1546.

WHEREAS Section 8 of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, provides that the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues; and

WHEREAS Section 9 of the *Municipal Act*, 2001, as amended, states that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; and

WHEREAS Section 10 (1) of the *Municipal Act*, 2001, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public; and

WHEREAS Section 391 of the *Municipal Act*, 2001, as amended, states that, without limiting Sections 9, 10 and 11, those sections authorize a municipality to impose fees or charges on persons,

- a) for services or activities provided or done by or on behalf of it;
- b) for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and
- c) for the use of its property including property under its control; and

WHEREAS the Ontario *Environmental Protection Act R.S.O 1990 CHAPTER E. 19*, Section 27 (1) states: "No person shall use, operate, establish, alter, enlarge or extend a waste management system except under and in accordance with an environmental compliance approval; and

WHEREAS the Council of The Township of St. Joseph deems it expedient to enact rules and regulations to establish and maintain a system to deal with the operation of a Landfill Site in accordance with the Amended Environmental Compliance Approval (ECA) No. A561701, as amended, issued by the Ministry of the Environment, Conservation and Parks; and

WHEREAS the Council of the Corporation of The Township of St. Joseph deems it expedient to regulate the use and operations of the Municipal Waste Disposal Site located at 1887 D Line;

NOW THEREFORE the Council of the Corporation of The Township of St. Joseph does hereby enact as follows:

1.0 DEFINITIONS

"Attendant" shall mean an employee hired by the Township specifically to attend and monitor the waste disposal site in accordance with Township policies and the *Environmental Compliance Approval* in effect at the time.

"Contractor" shall mean an individual, company or firm who has entered into agreement with The Township of St. Joseph to provide services within the municipality.

"Council" shall mean the Council of The Township of St. Joseph.

"Household" shall mean any residential property used as a domestic establishment in which one or more persons may sleep or prepare meals.

"Household Hazardous Waste" shall mean waste that is corrosive, flammable, explosive or poisonous and is not permitted to be combined with household waste or recycling, and which must not be put in garbage or recycling, or poured down the drain, toilet or sewer.

“Landfill Privileges” shall mean the privilege of residents or leased tenants of the municipality to dispose of their household waste and recyclables, and which privileges may result be withdrawn or suspended if abused or misused.

“Landfill Stickers” shall mean green or yellow stickers which are issued by the Township to all eligible residents who are an owner or tenant within the municipality, and which allows access to the waste disposal site.

“Recyclable” shall mean that classifications of waste capable of being diverted from the normal waste stream and placed in specific containers within the landfill site.

“Share Shed” shall mean a building located at the Landfill Site which shall be used for the exchange of used goods which are donated, and which may be removed by users.

“Tipping Fees” shall mean a fee paid by a landfill user for the disposal of large amounts of waste such as brush, yard waste, furniture, construction materials or household waste. Fees will be applied to varying sized loads and must be purchased in advance.

“Township” shall mean The Township of St. Joseph.

“Waste” shall include domestic and solid non-hazardous, non-recyclable refuse and other wastes as designated and as approved by the Ministry of Environment.

“Waste Disposal Site” (WDS) shall mean the landfill located at 1887 D Line, being the E half of Lot 14, Concession E in The Township of St. Joseph.

2.0 SITE OPERATION

- a) The Township of St. Joseph operates a waste disposal site at 1887 D Line (Hwy. 548) in The Township of St. Joseph under ECA No. 562701, as amended.
- b) The Township of St. Joseph waste disposal site hours of operation are as set out in Schedule “A” attached hereto.
- c) The waste disposal site shall only be used during the hours of operation and there will be no public access to the site outside of the set hours.
- d) No person shall enter the site without producing their landfill sticker to the Attendant, allowing the Attendant to inspect and verify the waste being brought into the site and receive instruction on where the waste is to be deposited.
- e) Landfill stickers are only available at the Township Office, where proof of ownership can be verified. Stickers will only be issued upon proof of residency.
- f) The Attendant shall have the authority to direct anyone to leave the site if that person is not following direction from the Attendant or is behaving in an unruly, threatening or harassing manner.
- g) All waste material shall be transported to the waste disposal site in a secured manner to prevent scattering, blowing or losing waste while en route.
- h) No waste shall be taken to, or accepted by, the landfill site that has not been generated or produced within the Township boundaries.
- i) All waste must be properly sorted and placed in the designated area as directed by the Attendant; eg: #1 PETE and #2 HDPE plastics, aluminum (co-mingled), paper, boxboard and cardboard, tires, scrap metal, electronics, household waste, brush, etc.
- j) Household Hazardous Waste is not accepted at this site.
- k) Refrigerators, freezers, air conditioners and appliances that contain Freon will not be accepted unless or until they have been tagged by a certified technician.

- l) Non-hazardous contaminated soil may be accepted at this Site for disposal upon approval by the Council and an agreement be entered into by the hauler.
- m) Burning of waste is prohibited other than burning segregated clean wood and brush but must be carried out in strict compliance with the Ministry of the Environment Document titled "Guideline C-7, Burning at Landfill Sites."
- n) The Share Shed is available for persons to donate good used items and for persons to remove items at no charge under the supervision of the volunteer. Items donated for the share shed may only be left with the volunteer during shed open hours.
- o) Scavenging and salvaging will not be permitted in any section of the waste disposal site with the exception of the Share Shed. The municipality receives revenue for recyclable material collected. Theft of such materials is a criminal offence.
- p) The Site shall be operated and maintained such that the vermin, vectors, dust, litter, odour, noise and traffic do not create a nuisance.
- q) Tipping fees may apply for certain types of waste, and will vary according to the size of load. Tipping vouchers must be purchased in advance, and are available at various locations for the convenience of residents. Building permit number is required to dispose of construction materials.

3.0 RECYCLING

- a. Residents are encouraged to deposit permitted recyclable materials separately into the appropriately marked containers at the Waste Disposal Site such as cans, #1 PETE and #2 HDPE plastics, paper, boxboard and cardboard and other materials as may be designated from time to time by the Township.
- b. Ratepayers are encouraged to bring good used household items to the Share Shed that will be available for reuse by all Township residents at no charge. Volunteers will staff the Share Shed, keeping it in good condition and dispose of items as needed from time to time with the assistance of the Attendant.


4.0 PROVINCIAL LEGISLATION

This By-law shall be construed subject to the *Environmental Protection Act, R.S.O. 1990*, Chapter E. 19 as amended and the Regulations thereunder.

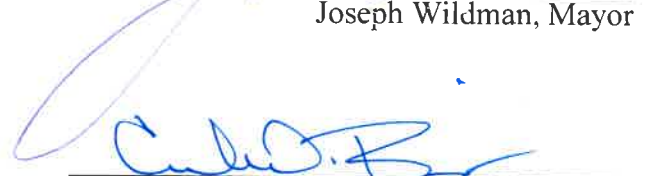
5.9 VALIDITY

- a. Should any section, subsection, clause, paragraph or provision of this By-law be declared by a court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of any other provision of this by-law or the by-law as a whole.
- b. That any by-law or portion thereof previously approved by Council which conflicts with this By-law shall be hereby repealed.
- c. Implementation of additional or amended fees and charges as shown on Schedule "B", attached to and forming part of this By-law, will take effect on May 1, 2020, and shall not affect the validity of any other section of this By-law.
- d. That By-law No. 1546 to establish tipping fees be hereby repealed, and that the fees provided in Schedule "B" attached hereto shall take effect May 1, 2020.
- e. This By-law shall take effect on the day of passing.

READ A FIRST AND TAKEN AS READ A SECOND AND THIRD TIME and finally passed in open Council this Fifth day of February, 2020.



Joseph Wildman, Mayor



Carol O. Trainor, Clerk

THE TOWNSHIP OF ST. JOSEPH
SCHEDULE "A" TO BY-LAW 2020 - 7

WASTE DISPOSAL HOURS OF OPERATION

SUMMER HOURS
MAY LONG WEEKEND TO THANKSGIVING

SATURDAY, 8:00 AM TO 2:00 PM

SUNDAY, 2:00 PM TO 8:00 PM

MONDAY, 8:00 AM TO 2:00 PM

WEDNESDAY, 2:00 PM TO 8:00 PM

WINTER HOURS
THANKSGIVING TO MAY LONG WEEKEND

SATURDAY, 8:00 AM TO 2:00 PM

SUNDAY, 2:00 PM TO 8:00 PM

WEDNESDAY, 2:00 PM TO 8:00 PM

**The Waste Disposal Site will be open all Statutory Holidays except
New Year's Day, Canada Day, Christmas Day and Boxing Day.**

**THE TOWNSHIP OF ST. JOSEPH
By-law 2020 – 7**

**TIPPING FEES
Effective May 1, 2020**

ITEM	FEE
ONE ITEM (sofa, recliner, mattress)	\$ 5.00 per load
HALF TON PICK UP OR SMALL, SINGLE AXE UTILITY TRAILER	\$ 10.00 per load
DOUBLE AXLE LARGE TRAILER OR ONE TON	\$ 25.00 per load
LARGE DOUBLE AXLE TIPPING TRAILER	\$ 100.00 per load
TANDEM DUMP TRUCK	\$ 100.00 per load
TRI AXLE DUMP TRUCK	\$ 125.00 per load
SCRAP METAL AND WHITE GOODS (Freon tagged)	No charge. Place in designated location.
TIRES – rims removed. Rims in Scrap Metal	No charge. Place in designated location.
ELECTRONICS	No charge. Place in appropriate bin.
SHINGLES – proof of building permit required	Tipping fees apply based on load size.
BOATS – Fibreglass, up to a max of 20 feet. All motors, parts, fuel and fluid must be removed. Vouchers payable only at the office.	\$5.00 per foot

ALL MATERIAL/WASTE MUST BE SORTED AND PLACED IN APPROPRIATE LOCATIONS AS DIRECTED BY THE ATTENDANT

NO HAZARDOUS WASTE MATERIAL WILL BE ACCEPTED

DEBRIS FROM OUTSIDE THE TOWNSHIP OF ST. JOSEPH WILL NOT BE ACCEPTED