

VILLAGE OF CHASE

BY-LAW NO. 117

A By-law of the Village of Chase to establish a waste collection and disposal system and to fix a schedule of rates payable for that service.

Now therefore the Council of the Village of Chase, in open meeting assembled, ENACT AS FOLLOWS:

1. For the purpose of this by-law, the following words and terms shall have the meaning hereby assigned to them, with appropriate change in number and gender as required by the context:
 - (a) "Village" shall mean the Village of Chase.
 - (b) "Person" shall mean any person, association, or corporation, whether acting by himself/itself, or as agent.
 - (c) "Dwelling" shall mean any building or place, occupied as a place of residence, but does not mean or include hotels or motels.
 - (d) "Householder" shall mean any person occupying any dwelling, in the Village; but shall not include any person who is a boarder or lodger therein.
 - (e) "Trade Premises" shall mean any hotel, motel, factory, shop, cafe, eating house, wholesale or retail business place, office block, or any premises other than a dwelling.
 - (f) "Trade waste" shall mean refuse and accumulation of waste and abandoned material resulting from the operation of a trade or business, including paper, boxes and packing cases, wrapping material, sweepings and all materials of a like nature other than garbage and ashes.
 - (g) "Garbage" shall mean and include any trade waste and all household wastes, such as vegetable and animal foods, floor sweepings, crockery, glass, or metal food containers, but does not include grass, trees, hedge clippings or other garden refuse.
 - (h) "Rubbish" shall mean the remains of any fuel after being consumed by fire, metal, and any discarded materials or things of any kind or nature other than garbage as herein defined.
 - (i) "Owner" shall mean and include the agent of such an owner.
2. It shall be lawful for the Village to inaugurate and equip, maintain and operate a system of "garbage collection" within the Village under the control and direction of the Council of the Village of Chase.
3. Every householder, owner of an apartment house, or any person who occupies any trade premises, shall provide and maintain in good order and repair, for such premises, standard water-tight receptacles, circular in design, provided with good sufficiently water-tight cover and of a maximum capacity of three and one half cubic feet, and having a depth of not more than thirty (30) inches; sufficient in number at all times to contain all garbage, trade waste and rubbish. The garbage receptacles should also be non-absorbent, washable and of sturdy construction.

4. All receptacles used for garbage or rubbish and separate shed or housing used as a cover for such containers, shall at all times be kept in good condition and accessible for inspection at all reasonable hours, and when any receptacles have been condemned by the Council of the Village, the Medical Health Officer or some person authorized by either of them as unfit for the purpose, such receptacle shall be removed along with the garbage, and such owner shall forthwith provide a suitable and sanitary receptacle in its place. The aforementioned shed or housing units should be constructed and maintained so as to exclude insects, rodents and vermin and prevent odours and nuisances.
5. Such receptacles shall at all times be kept on the premises of or connected with such dwelling, apartment house or trade premises, and shall at no time be kept or put or encroach upon or project over any street, lane or public place.
6. No liquid, or free water shall be put or allowed to run into any receptacle for garbage, rubbish or trade waste, and all such receptacles shall at all times be kept securely covered with a water tight cover.
7. No person shall place or mix with any material for removal as garbage, rubbish or trade waste, any explosive matter. Wet garbage or kitchen waste shall be placed in a water proof container before being deposited in the can.
8. All regulation garbage receptacles shall at all times be kept on the premises and shall be kept upon the ground level and readily accessible from the street, lane, side or rear entrance of such dwelling, apartment house or trade premises, and the Village shall have power to designate the location of such regulation receptacle.
9. All waste material which is not garbage, rubbish or trade waste as defined herein, requiring to be moved, shall be deposited in a safe place convenient for handling. A special charge shall be made and payable for the removal of such waste material according to the scale of charges hereinafter provided.
10. Every householder, office unit or trade premises shall, at least once a week, have removed by the disposal services of the Village all garbage on his property. Notwithstanding the foregoing, any of the above may upon written permission of Council, be permitted to remove any garbage or rubbish to the garbage dump of the Village of Chase. Notwithstanding the written permission of the Council being granted to remove any garbage or rubbish by the person mentioned above, such permission does not extend indefinitely to said garbage or rubbish and must be removed within such time as may be designated in writing by the Council.
11. Notwithstanding anything hereinbefore set out in the case of all buildings other than dwellings as hereinbefore described, the garbage or rubbish may be of such other shape, nature, capacity and design as the Council may approve and shall be placed and located in such places as the Council shall, on application being made in writing to it, approve and designate; otherwise all provisions of this by-law shall apply to the case of any such building.
12. Every owner or occupier within the Municipality may be compelled to make use of any disposal system established by the Village, and shall pay for the collection of garbage and rubbish from premises as herein provided and for the use of the dump facilities as may be available by the Village from time to time.
13. Garbage and rubbish shall be picked up by the disposal service of the Village regularly each week and the regular pick up schedule may be altered by resolution of Council provided that ten (10) days notice of the change is given to the householder or business proprietor. Notwithstanding the foregoing, when extreme weather conditions, equipment failure or a statutory holiday falls on the day, the regular pick up will be made on the next business day following.

14. Rates for the collection of garbage, rubbish and trade waste as per Schedule "A" attached hereto and forming part of this By-law are hereby imposed on the owner of the land and buildings used as a place of human habitation or for the carrying on of business or businesses.
15. The Council, Public Health Inspector, or other officers as appointed by the Village may compel or regulate any owner or occupier of any parcel of land within the Village to empty, cleanse and disinfect any private drains, cesspools, septic tanks, and privies situated upon such parcel of land, and the removal and disposal of refuse therefrom.
 - (a) Where any owner or occupier fails to comply with any request made by any Village official aforementioned, then such emptying, cleansing, disinfecting, removal and disposal shall be completed by the Village forces, and the cost for the same shall be payable by the owner or occupier of the parcel of land so affected.
16. Notwithstanding Clause "15", during any period of time a person does not use the Village waste collection service, or his property is not serviced by the service provided, he is not subject to any charge for such service, provided he has previously notified the Municipal Clerk in writing that his property is not occupied and does not require the waste removal service. Further provided that where the service is not required for a period of less than two (2) months no abatement of charges shall be allowed.
17. PAYMENT OF FEES
 - (a)
 - (i) Every occupier or owner as hereinbefore defined and every owner of an apartment house or of trade premises within the Village of Chase shall pay to the Village Treasurer fees and charges for removal of garbage as set out in Schedule "A" of this by-law.
 - (ii) Every mobile home park owner is to be invoiced annually for garbage collection at current rates, based on the previous year's average of the actual number of mobile and other homes in the mobile home park. Necessary billing adjustments to be made to cover any changes in the mobile home park which affect the number of available mobile home spaces.
 - (iii) Every campsite owner will be invoiced annually for garbage collection for the months of May to September inclusive, at the rate of Two Dollars and Fifty Cents (50¢ per month) for each available campsite.
 - (b) All such fees and charges for garbage collection services rendered shall be due and payable annually in advance on the first day of January and shall be paid to the Treasurer of the Village. A discount of five percentum (5%) will be allowed on the applicable rates levied for the current year if paid in full on or before the first Friday in the month of March of that year.
 - (c) A penalty of ten percentum (10%) of the applicable rates charged will be imposed on any balance of rates remaining unpaid after the thirty-first day of July of the current year.
 - (d) All garbage collection fees and charges for the current year remaining unpaid after the thirty-first day of December of that year shall be deemed to be taxes in arrears and shall forthwith be entered on the real property tax roll by the Village Treasurer as Taxes in Arrears against the property to which the garbage rates apply.
18. Any person guilty of an infraction of this By-law shall, upon conviction thereof before a Judge or Magistrate having jurisdiction in the Village of Chase under the Municipal Act, shall forfeit and pay a fine or penalty not exceeding the sum of One Hundred Dollars (\$100.00) and costs for each offence, and in default of payment thereof forthwith, it shall be lawful for such Judge or Magistrate

having jurisdiction in the Village of Chase convicting as aforesaid to issue a warrant under his hand and seal to levy the said fine, penalty and costs, only by distress and sale of the offender's goods and chattels; and in case of no sufficient distress being found to satisfy the said fine or penalty, it shall and may be lawful for the Judge or Magistrate having jurisdiction convicting as aforesaid, to commit the offender to a jail-house or prison for any period not exceeding two months unless the said fine or penalty and costs are sooner paid.

19. APPOINTMENT OF COLLECTOR

The Corporation may from time to time appoint some person or persons to act as Municipal Garbage Collector or Garbage Collectors, and to provide for his or their remuneration and to define his or their duties.

20. It shall be the duty of the garbage collector:

- (a) To collect all garbage from regulation garbage receptacles.
- (b) To report any violation of sanitary laws by citizens.
- (c) To clean up any garbage spilled or scattered in the operation of collection.
- (d) To answer all complaints courteously and promptly.
- (e) Not to trespass on private property but to follow pedestrian walks and not cross from one property to another.
- (f) To provide garbage vehicles of good and workmanlike construction and have such vehicles equipped with sufficient tarpaulin covers or other adequate covering material.
- (g) To have such vehicle washed and cleaned and disinfected to such a degree and at such intervals as will meet the requirements of the Public Health Inspector.
- (h) To have all garbage collection equipment accessible to the Public Health Inspector at all times.
- (i) To ensure that garbage vehicles do not interfere needlessly with traffic and that such vehicles are not left standing on the street.
- (j) To abide by all Federal, Provincial and local laws and requirements.

21. By-law No. 100 cited as "Village of Chase Collection and Disposal By-law No. 100, 1974" adopted by Council February 1st, 1974, is hereby repealed.

22. This By-law may be cited as "Village of Chase Waste Collection and Disposal By-law No. 117, 1974".

READ A FIRST TIME this 30th day of December, 1974 A.D.

READ A SECOND TIME this 9th day of January, 1975 A.D.

READ A THIRD TIME this 5th day of June , 1975 A.D.

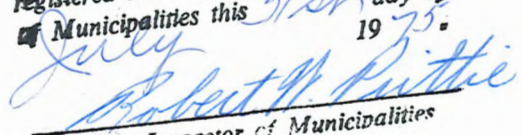
RECONSIDERED AND ADOPTED by the Council of the Village of Chase on
this 12th day of June , 1975 A.D.


S. A. Brown, Mayor

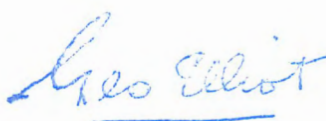

C. G. Tearoe, Clerk

I hereby certify the foregoing to be a true and correct copy of
By-law No. 117 as adopted by the Council of the Village of Chase
on the 12th day of June , 1975 A.D.


C. G. Tearoe, Clerk

A true copy of By-law No. 117
registered in the office of the Inspector
of Municipalities this 31st day of
July 1975.

Inspector of Municipalities

APPROVED: Dae. July 28, 1975


Geo Elliot

SCHEDULE "A"

ATTACHED TO AND FORMING PART OF BY-LAW NO. 117

	<u>Number of Pick-ups Per Week</u>	<u>Number of cans</u>	<u>Annual Charge</u>
1. Residential			
(a) Single family residence or mobile home	1	2	\$ 18.00
(b) Apartments, suites, duplexes, etc. (each unit) (Waste disposal in central location)	1	2	18.00
(c) Mobile Home Park - each mobile home (See para. 17 (a) (ii))	1	2	18.00
2. Each store, shop, bank, bakery, workshop, office, pool hall, warehouse, dry cleaner, or other business premises not detailed in this schedule.			
Less than 2,000 sq. ft. in area	2		120.00
2,000 sq. ft. but less than 3,000 sq. ft.	2		156.00
3,000 sq. ft. but less than 4,000 sq. ft.	2		228.00
4,000 sq. ft. but less than 5,000 sq. ft.	2		300.00
5,000 sq. ft. but less than 6,000 sq. ft.	2		384.00
6,000 sq. ft. but less than 8,000 sq. ft.	2		450.00
8,000 sq. ft. but less than 10,000 sq. ft.	2		600.00
10,000 sq. ft. and over	2		750.00
3. Service station and/or automotive repair shop	2		120.00
4. Towing and/or automotive wrecker service	1	2	36.00
5. Nursery and/or greenhouse	1	2	36.00
6. Motel - manager's residence	2		18.00
- each unit	2		12.00
(Waste disposal in central location)			
7. Each medical suite	2		96.00
8. Drug store	2		96.00
9. Cafe	2		120.00
10. Drive-in Restaurant	2		96.00
11. Licensed Club	2		120.00
12. Hotel	2		144.00
13. School - per classroom	2		18.00
14. Campsite - per site (see para.17(a)(iii))	2		2.50
15. Recreation or Sports Centre			
16. Processing Plant			
17. Waste Dumping Privileges - Business			75.00
Per month \$8.00			
18. Waste Dumping Privileges - Permit must be obtained before dumping			