

VILLAGE OF CHASE

BYLAW NO. 436

A Bylaw 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 bylaw, 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 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 sweeping, crockery, glass, or metal from 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 is 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 and 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 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 on 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 on or encroach upon or project over any street, line 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 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 but in no case will the appropriate fees be waived.

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 bylaw 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 that day, the regular pick up will be made on 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 Bylaw are hereby imposed on the owner of the land and buildings used as a place of human habitation for the carrying on of business or businesses.

15. PAYMENT OF FEES

(A) (1) 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 Bylaw.

(2) Every mobile home park owner is to be invoiced annually for garbage collection at current rates, based on the actual number of mobile and other homes in the mobile home park. Necessary billing adjustments to be made to cover and changes in the mobile home park which affect the number of available mobile home spaces.

(B) All such fees and charges for garbage collection services rendered shall be due to payable annually in advance on the first day of January and shall be paid to the Treasurer of the Village. A discount of five per centum (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 per centum (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.

16. APPOINTMENT OF COLLECTOR

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

17. IT SHALL BE THE DUTY OF THE GARBAGE COLLECTORS

- a. To collect all garbage.
- b. To report any violations 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 needlessly on private property, but to follow pedestrian walks and not cross from one property to another.
- f. To see that garbage vehicles do not interfere needlessly with traffic and such vehicles are not left standing on the street.
- g. To abide by all Federal, Provincial and Local laws and requirements.

18. Every person who:

- a) violates any of the provisions of this Bylaw.
- b) causes or permits any act or thing to be done in contravention or violation of any of the provisions of this bylaw;
- c) neglects or omits to do anything required under this bylaw;
- d) carries out, causes or permits to be carried out any development in a manner prohibited by or contrary to any of the provisions of this bylaw;
- e) fails to comply with an order, direction or notice given under this bylaw.

Shall be deemed to be guilty upon summary conviction of an offence under this bylaw.

19. If any section; subsection; sentence or phrase of this bylaw for any reason held to be invalid by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this Bylaw.

20. OFFENCE

Each day continuance of an offence under this bylaw constitutes a new and distinct offence.

21. PENALTY

Every person who commits an offence under this bylaw is liable on summary conviction to a fine of not less than \$25.00 and not exceeding \$2,000.00 and the cost of prosecution.

22. Bylaw No. 404 cited as "Village of Chase Waste Collection and Disposal Bylaw No. 404, 1990" and amendments thereto, is hereby repealed.

23. This bylaw may be cited as "Village of Chase Waste Collection and Disposal bylaw No. 436, 1991.

READ A FIRST TIME THIS 12th.day of September, 1991.

READ A SECOND TIME THIS 12th.day of September, 1991.

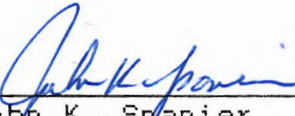
READ A THIRD TIME THIS 12th.day of September, 1991.

APPROVED BY THE PROVISIONAL HEALTH OFFICER ON THE _____ day of _____, 1991.

RECONSIDERED AND ADOPTED by the COUNCIL of the VILLAGE OF CHASE on this 10th. day of October, 1991.

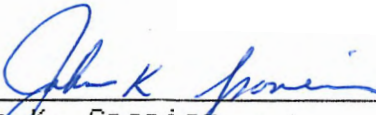


C. Marshall
Mayor

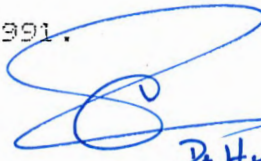


John K. Spanier
Clerk Treasurer

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 436 as adopted by the Council of the Village of Chase on the 10th day of October, 1991.

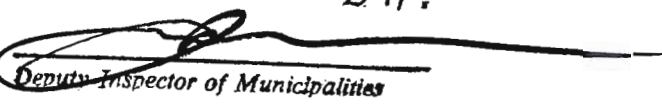


John K. Spanier
Clerk Treasurer



Dr. H. Richards
Provincial Health Officer

A true copy of By-Law No. 436 registered in the office of the Inspector of Municipalities this 17th day of December 1991.


Deputy Inspector of Municipalities

SCHEDULE "A"

BYLAW NO. 436

GARBAGE RATES

CATEGORY	NUMBER OF PICK-UPS PER WEEK	NUMBER OF CANS	REVISED JANUARY 11.92
1. RESIDENTIAL			
a) Single family residence or Mobile Home	1	2	\$ 57.00
b) Apartments, Suites, Duplexes, Townhouses, etc. - each unit	1	2	57.00
2. BUSINESS PREMISES			
Eg. per Bookkeeper, per Lawyer, Home Occupation, Barber - per chair or Barber. Insurance Agent - per licence. Beauty Parlor - per chair or hairdresser. Real Estate - per licence holder (not otherwise specified) Self Service Shop News Paper Office	1	2 depending on location	109.00
3. BUSINESS PREMISES			
Stores, Bakery, Court House, D & T Centre, Gov't Liquor Store, Post Office, R.C.M.P, Department Store, Drug Store, Library, Bank, Credit Union, Confectionary, Laundromat, Day Care Centre.	1 or 2	Depending on location	
NOT OTHERWISE SPECIFIED.			
"0" sq. meters to 99 sq. meters			238.00
100 sq. meters to 186 sq. meters			311.00
187 sq. meters to 279 sq. meters			401.00
280 sq. meters to 372 sq. meters			464.00
373 sq. meters to 465 sq. meters			599.00
466 sq. meters to 557 sq. meters			774.00
558 sq. meters to 743 sq. meters			932.00
744 sq. meters to 929 sq. meters			1,243.00
930 sq. meters and over			1,554.00
4. SERVICE STATION and/or AUTO REPAIR	2		311.00
5. Tire repairs, Equipment Repairs, Car Was, Upholstery	2		238.00
6. Restaurant, Dining Room, Lunch Counter, Pizza Parlour	2		311.00
7. Medical or Doctor Office - per Doctor or Medical Practitioner	2		238.00
8. Racquetball, Bowling Alley, Leisure Leisure Centre (Yearly Rate) Curling Club, Seasonal Rate	2		311.00
9. Licenced Club or Neighbourhood pub	2		311.00
10. School, per classroom	2		57.00
11. Church	1		57.00

- | | | |
|---|---|--------|
| 12. Hotel, Motel | | |
| - Manager's Residence | 2 | 57.00 |
| - each unit or suite
(Waste Disposal to be placed
at a central location acceptable
to Village) | | 34.00 |
| 13. Campsite - per site (seasonal) | 2 | 5.25 |
| Travel Trailer - per site (seasonal) | | 29.00 |
| 14. Golf Course (seasonal) | | 311.00 |
| 15. U.L.A. - Pickups | 1 | 95.00 |
16. The owner of an office building is to be charged for garbage service for each business firm or organization occupying separate office space in the building.
17. That the Boundaries of the Village of Chase are deemed to be the Garbage Collection Area and therefore all charges are applicable whether the service is used or not.
18. The specific names are shown for convenience only for comparison of rate structure; so that similar types of business are categorized.
19. N.O.S. - not otherwise specified is in each category.