

PROVINCE OF BRITISH COLUMBIA

GARBAGE COLLECTION AND DISPOSAL BY-LAW

BEING A BY-LAW OF THE VILLAGE OF CHASE
IN THE PROVINCE OF BRITISH COLUMBIA FOR THE
REMOVAL AND DISPOSAL OF GARBAGE, REFUSE AND
ASHES AND TO SET THE RATES THEREOF

WHEREAS, under the provisions of the Local Government Act, and amendments thereto, the Council may pass a by-law for the establishment of municipal services;

WHEREAS, in accordance with good financial management to cover the costs of providing garbage collection services to its residents, the Village of Chase wishes to establish a fee structure for such services;

NOW THEREFORE, the Municipal Council of the Village of Chase in the Province of British Columbia, duly assembled, HEREBY ENACTS AS FOLLOWS:

- i. This by-law may be cited as the "Garbage Collection and Disposal By-Law".

SECTION 1.0 – DEFINITIONS

- 1.1 "Ashes" means the residue of any substance used as fuel.
- 1.2 "Disposal Grounds" means the refuse disposal area or site designated by the Village.
- 1.3 "Garbage" means the refuse of animal matter, vegetable matter or any other matter which has been used or is intended for use as food.
- 1.4 "Garbage Can" means a circular receptacle constructed of non-corrosive durable metal or plastic, equipped with a water-tight cover, having a capacity of not more than four (4) cubic feet, a height of not more than thirty (30) inches and a diameter of not more than twenty-four (24) inches and weighing, when filled, not more than forty-five (45) pounds.
- 1.5 "Householder" means any owner, occupant, lessee or tenant or any other person in charge of any building or other dwelling used or intended for use as residential premises including a multiple family dwelling, including commercial, industrial and institutional premises.
- 1.6 "Person" includes a firm or corporation.
- 1.7 "Refuse" means garbage, ashes, trade refuse and any other waste matter, including bottles, metal, cans or tins, glass and other garden waste, cloth, paper, sweepings and all other similar items that accumulate in the household but does not include human or animal excrement or stable refuse.

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- 1.8 "Refuse Collector" means the person, persons, company or corporation authorized by the Village to collect, remove and dispose of garbage and refuse.
- 1.9 "Residential Premises" means any site including any building erected thereon that is used or intended for use for residential purposes including both single family and multiple family dwellings.
- 1.10 "Village" means the Village of Chase.

SECTION 2.0 – GENERAL PROHIBITIONS

- 2.1 No person shall collect, dispose of or remove refuse except in accordance with the provisions of this by-law.
- 2.2 No person other than a householder or the refuse collector shall open any refuse receptacle or in any way disturb the contents thereof or handle, interfere with or disturb any garbage or refuse put out for collection or removal.
- 2.3 No person other than the refuse collector or householder shall make collections of garbage or refuse from residential premises.
- 2.4 No person shall deposit any dead animal, manure, excrement, garbage, refuse, liquid waste or other filth upon or into any street, service lane, alley, highway, ditch, water course or onto any land except with the written consent of the Village.
- 2.5 No person shall directly or otherwise dispose of or permit any person to dispose of any toxic waste, hot ashes or burning matter in any garbage can or plastic bag, and no person shall directly or otherwise dispose of or permit any person to dispose of any unwrapped wet garbage or refuse in any garbage can.
- 2.6 No person shall operate within the Village a vehicle transporting garbage or refuse unless the garbage or refuse is completely enclosed or securely covered or secured so as to prevent any portion of the garbage or refuse from falling off of or out of the vehicle while in transit.

SECTION 3.0 – COLLECTION AND DISPOSAL

- 3.1 All householders shall provide and maintain in good condition sufficient garbage cans to contain the normal garbage and refuse generated from the premises during the period between garbage and refuse collections and shall ensure that a cover is kept securely over the mouth of all such garbage cans except when same are actually being filled or emptied.
- 3.2 All householders shall dispose of garbage and refuse upon their premises by placing or causing the same to be placed in a garbage can maintained for that purpose, or in such other container as is specifically permitted by the by-law or approved in writing by the Village.

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- 3.3 All householders shall at all times ensure that garbage and refuse is kept within the garbage cans or other approved receptacles provided for that purpose and not allowed to spill over or accumulate on any land or street adjoining public or private property.
- 3.4 All householders shall keep the lane in the rear of their premises to the centre line thereof in a clean and tidy condition and free from garbage and refuse.
- 3.5 Where any premises is served by a lane, all garbage and refuse from such premises shall be placed in garbage cans or an approved receptacle for collection at a location within five (5) feet of such lane but not in the lane and where garbage cans are placed for collection within any structure, fence or other enclosure, direct access to the garbage cans from the lane shall be provided.
- 3.6 Where any premises is not served by a lane, all garbage and refuse from such premises shall be placed in garbage cans for collection at a location as close as possible to the travelled portion of an adjacent street, but not on a sidewalk or in such a location as to interfere in any way with vehicular or pedestrian traffic.
- 3.7 Where the quantity of garbage or refuse cannot practically be contained within a reasonable number of garbage cans, the owner or other person in charge of a multiple family dwelling may enter into an agreement with the refuse collector for the provision of a metal garbage container service.
- 3.8 Collections of garbage and refuse shall be made by the refuse collector on such days at such times as the Village may appoint and the refuse collector shall have the right to enter at all convenient times such portions of all premises within the Village as may be required for the purpose of performing his collection, removal and disposal duties.
- 3.9 The Village shall at any time and from time to time enter into a contract or contracts with any person, firm, company or corporation for the collection, removal and disposal of the whole or any part of the garbage and refuse accumulated within the Village, or may provide for the collection, removal and disposal of garbage and refuse by the use of equipment and employees of the Village.
- 3.10 The refuse collector shall not be responsible for the collection and removal of any of the following types of garbage or refuse except under a separate agreement with the householder or proprietor and upon payment of such charges as may be set out in such agreement:
- (a) trade refuse resulting from the construction, repair, decorating, cleaning or grading of a building or premises;
 - (b) scrap metal including car bodies, chassis, machinery or parts of garbage refuse;
 - (c) refuse which cannot be loaded from garbage cans, plastic bags including such items as tires, auto parts and boxes.
- 3.11 The Village may, by written notice, direct any person to promptly provide additional garbage cans or other approved receptacles or to provide such receptacles in a proper condition where the Village considers either that the number of approved receptacles or their condition is inadequate or insufficient in practice to meet the spirit and intent of this by-law.

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- 3.12 The Village may, by written notice, require the removal of any accumulation of the types of garbage or refuse set forth in paragraph 3.10 hereof, or any accumulation of dirt, stones, old implements, automobiles, iron or other rubbish from roads, lanes or other private or public property within the Village by serving upon the householder, proprietor or other person responsible for the deposit of same such written notice outlining the removal requirements.

SECTION 4.0 – PENALTIES

- 4.1 Where any person is alleged to have breached any of the provisions of this by-law, the Village may serve upon such person a written notice specifying the breach and requiring payment to such official as the Village may designate of an amount specified on the notice.
- 4.2 Any written notice issued under the provisions of this by-law shall be deemed to be sufficiently served if served personally upon the person alleged to have committed the breach or upon the owner, occupier or other person in charge of the premises upon which breach is alleged to have been committed or if mailed to the address of the owner, occupier or other person in charge of the premises upon which the breach is alleged to have been committed.
- 4.3 Every person who violates any provision of this by-law is guilty of an offence and liable on summary conviction to a fine not exceeding Five Hundred (\$500.00) Dollars, exclusive of costs, for each offence, and in default of payment thereof to imprisonment for period not exceeding sixty (60) days.

SECTION 5.0 – RATES AND FEES

- 5.1 Every person, firm or corporation being an occupant, registered owner or purchaser entitled to possession under an agreement for sale of property which is served by garbage and refuse collection services of the Village shall pay charges for the collection, removal and disposal of garbage, refuse and waste material in accordance with the rates established in Schedule "A" attached to and forming part of this by-law.
- 5.2 All accounts with the Village, under this by-law shall become due and payable in the same manner as the water and sewer services bill, with the garbage service fee being added to the said water and sewer bill.
- 5.3 In default by the property owner of payment of the said charges, the amount of such sums in default shall be a charge against the property in respect of which the service was provided and such charge shall be subject to the same penalties and collectible by the same manner as other taxes levied by the said Village.
- 5.4 That, in default of payment by an occupant receiving garbage service, the amount of the sums in default may be collected by the Village by whatever means available.

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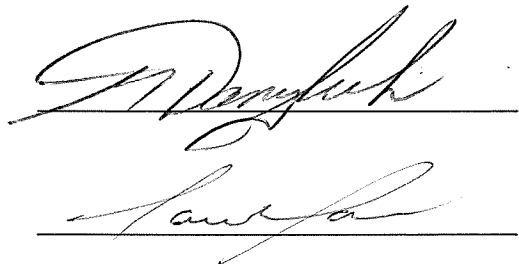
- 6. By-Law 560 and amendments thereto are hereby repealed.
- 7. This by-law shall take full force and effect upon passage of third and final reading and upon signing in accordance with the Local Government Act of the Province of British Columbia.

READ A FIRST TIME THIS 19 th DAY OF December, A.D. 2007

READ A SECOND TIME THIS 19 th DAY OF December, A.D. 2007

READ A THIRD TIME THIS 19 th DAY OF December A.D. 2007

FINALLY ADOPTED BY COUNCIL THIS 22 nd DAY OF January, A.D. 2008



The image shows two handwritten signatures in cursive script, each written above a horizontal line. The top signature is larger and more prominent, while the bottom signature is smaller and less distinct.