

**A BYLAW OF THE SUMMER VILLAGE OF GRANDVIEW IN THE PROVINCE OF ALBERTA
FOR THE PURPOSE OF REGULATING SOLID WASTE MANAGEMENT**

BYLAW # 357

WHEREAS, the Municipal Government Act, Revised Statutes of Alberta, 2000 chapter M-26.1, Part 2, Division 1, and amendments thereto, provides for the passing of a By-law by a Municipal Council to establish rules and regulations related to services provided by or on behalf of the municipality such as the collection and disposal of garbage and refuse from the dwellings within the Summer Village;

NOW THEREFORE, the Council of the Summer Village of Grandview pursuant to the authority conferred upon it by the Province of Alberta enacts as follows:

SECTION 1 – TITLE AND PURPOSE

- 1.1 This Bylaw shall be known as the “Solid Waste Management Bylaw”.
- 1.2 The purpose of this Bylaw is to establish standards of solid waste management, minimize waste management nuisances, and set penalties relative to solid waste management.

SECTION 2 –DEFINITIONS

- 2.1 In this Bylaw:
 - a. “Administrator” means the individual properly designated by the Council of the Summer Village to act as the Chief Administrative Officer (CAO).
 - b. “Authority” means the Council and the designated officers of the Summer Beach of Grandview.
 - c. “Construction Debris” means drywall, rugs, flooring, roofing materials, plumbing materials, lumber scraps, and other such materials left over from construction or demolition.
 - d. “Containerized Storage Bin” or “Bin” means a large-capacity metal container supplied by the Contractor for special collection events.
 - e. “Contractor” means the person, persons or contractor appointed by the Summer Village for the purpose of collecting waste.
 - f. “Council” means the Council of the Summer Village of Grandview.
 - g. “Designate” means a person who is assigned the responsibility of managing the waste collection contract, and waste management function, by the Administrator.
 - h. “Dwelling” means any building or structure used primarily for human habitation but does not include a Recreational Vehicle or Guest House.

- i. "General Refuse" means non-toxic waste material that is neither recyclable nor biodegradable. It includes but is not limited to cast-off clothing, ceramics, broken glass, rags, and items of mixed composition.
- j. "Guest House" means a permanent Accessory Building which has sleeping accommodation and may have a bathroom, but cannot have cooking facilities, and is not intended to be used as a self-contained Dwelling, but which provides overflow accommodation for the main building on the lot.
- k. "Nuisance" means any condition on or around Property that interferes with the use or enjoyment of Summer Village residents by being untidy, in Unsightly Condition, offensive, or dangerous to health.
- l. "Occupant" means any person other than the registered Owner who is in possession of the Property, including but not restricted to a lessee, licensee, tenant, or agent of the Owner.
- m. "Organic Waste" means any biodegradable material that comes from a plant or animal. This material includes kitchen waste such as food scraps as well as yard waste such as grass clippings, leaves, and hedge trimmings.
- n. "Owner" means the registered Owner of the Property under the Land Titles Act, R.S.A. 2000, c.L-4, as amended or replaced and repealed from time to time; or a person who has purchased or otherwise acquired the Property, whether directly from a previous Owner or from another purchaser, and has not yet registered ownership; or a person listed as Owner of the Property on the current assessment role.
- o. "Peace Officer" means a Bylaw Enforcement Officer duly appointed by the Summer Village.
- p. "Property" means real property and includes land together with all improvements which has been so affixed to the land as to make them in fact and in law a part thereof.
- q. "Recreational Vehicle" means a mobile unit that is designed to be used as temporary living or sleeping accommodation, whether or not it has been modified so as to no longer be mobile or capable of being mobile, and includes but is not limited to holiday trailers, tent trailers, truck campers, camper vans, and motor homes, but does not include mobile homes.
- r. "Recyclables" means plastic containers (including bags, jugs, tubs, bottles, and jars), metal beverage and food cans; flattened cardboard boxes, cardboard drink pouches and milk cartons, newsprint, glossy paper, office paper, paper egg cartons and drink trays, and glass bottles and jars, as may be from time to time be amended by the Summer Village.

- s. "Solid Waste" or "Waste" means any non-liquid material that the Owner or Occupant wishes to discard, including but not limited to Construction Debris, General Refuse, Organic Waste, and Recyclables.
- t. "Summer Village" means the Summer Village of Grandview.
- u. "Tote Cart" means a plastic roll-out container supplied by the Contractor.
- v. "Unightly Condition" means unsightly condition as referenced in the Municipal Government Act of Alberta (MGA), 546 (0.1)
- w. "Waste Collection Services" means the services provided pursuant to this Bylaw.

SECTION 3 – AUTHORITY

- 3.1 The Summer Village Administrator or a Designate is hereby authorized to do all things necessary in order to fulfil the responsibility and duties under this Bylaw, including seeking solid waste Contractors and negotiating suitable services and rates that will be presented to Council for approval.
- 3.2 The Summer Village may enter into an exclusive contract or contracts with any person or corporation meeting its requirements for the collection of Solid Waste within the Summer Village.
- 3.3 The Summer Village will specify the quantities and types of Waste eligible for collection.

SECTION 4 – INTERPRETATIONS

- 4.1 Where a Property qualifies for Solid Waste collection pursuant to this Bylaw, the Contractor will collect the permitted waste material on a schedule advised by the Summer Village.
- 4.2 Where this Bylaw refers to another Act, Bylaw, Regulation, or Agency, that reference shall apply to any Bylaw, Regulation, or Agency that replaces the one cited.

SECTION 5 - GENERAL REQUIREMENTS

- 5.1 The collection services provided by the Summer Village are restricted to Owners and Occupants of the Summer Village and their guests.
- 5.2 No person shall interfere with the Summer Village's collection and disposal of Waste pursuant to this Bylaw or impede access to collection locations.
- 5.3 A person, other than the Contractor or an Owner or Occupant who has placed the waste in the Tote Cart, shall not interfere with or disturb the contents.

SECTION 6 – TOTE CARTS

- 6.1 Tote Carts used for waste collection must be those supplied by the Contractor.
- 6.2 Each Lot with a Dwelling or an RV used for accommodation on it will receive one Tote Cart and solid waste pickup service. The cost is covered through the municipal tax levy.
- 6.3 Any Owner may receive an additional Tote Cart through a written request to the Summer Village. For this additional Cart, the Owner will be charged the annual solid waste service fee as established from time to time by the Summer Village plus any delivery or retrieval fees assessed by the Contractor.
- 6.4 The Summer Village is not obliged to collect waste in instances when the Owner or Occupant has not complied with the provisions of this Bylaw, in which case the Owner may be subject to penalties.
- 6.5 The costs of repairs to or replacement of the supplied Tote Cart resulting from neglect, vandalism, loss, or theft will be the Owner's responsibility.
- 6.6 The contents of the Tote Carts are restricted to Organic Waste and General Refuse except as provided in Section 6.11. If the Summer Village provides a separate Tote for organic material, additional provisions will be established by the Administrator.
- 6.7 Sharp objects are permitted in the Tote Cart if contained in a puncture resistant, non-breakable container with a tight-fitting lid.
- 6.8 Sawdust and powdered materials are permitted in the Tote Cart if securely packaged and tied.
- 6.9 Other than Recyclables, all permitted Waste set out for pickup must be bagged and placed inside the Tote Cart. Non-permitted waste must be disposed of at an off-site disposal facility.
- 6.10 Unless the Contractor provides separate Totes for Recyclables, Recyclables must be placed in blue recycle bags and set out on the roadside on scheduled recycle days for pickup. During those months when Recyclable pickup is not provided, Recyclables may be placed in the Tote Cart.
- 6.11 The Tote Cart must not be overfilled to a point where the lid will not fully close.
- 6.12 When set on the roadside for pickup, the Tote Cart must be placed directly in front of the Owner's Property in a position that allows unobstructed access by the collection truck without impeding the flow of road traffic.
- 6.13 The following materials shall not be placed in the Tote Cart:
 - (a) Recyclables (except during periods when Recyclable pick-up is not provided).

- (b) Banned medical, bio-medical, and biological waste and any material that is toxic, volatile, flammable, explosive, or radioactive;
- (c) Any highly combustible or explosive waste such as gunpowder, dynamite, motion picture film, or hot coals or ashes;
- (d) Industrial waste;
- (e) Oilfield waste;
- (f) Dead animals or animal parts unless authorized;
- (g) Heavy materials such as sand, gravel, dirt, sod, or concrete.
- (h) Any material or combination of materials weighing over 80 kg (176 lbs).
- (i) Automobile waste including automotive parts, tires, and car batteries;
- (j) Used oils and oil filters;
- (k) Building materials and furniture;
- (l) Liquids, including paint or solvent;
- (m) Materials designated as special waste by regulatory governing agencies, operating permits or the designated disposal site;
- (n) Propane tanks;
- (o) Electronic equipment such as stereos, computers, batteries, and monitors;
- (p) Material that may be hazardous to the Contractor.
- (q) Any other material prohibited by the Contractor or the Summer Village.

SECTION 7 – CONTAINERIZED STORAGE BINS

- 7.1 In the event that the Summer Village may periodically provide large strategically placed Bins for the collection of Solid Waste the following requirements shall apply:
- (a) All refuse shall be placed within the Bin and not left beside it.
 - (b) The Bin shall not be filled past the top edge.
- 7.2 The contents of the Bins are restricted to General Refuse, Construction Debris, and yard refuse;
- 7.3 The following materials shall not be placed in the Bin:
- (a) Recyclables;
 - (b) Banned, toxic, volatile, flammable, explosive, bio-medical, biological or general medical waste;
 - (c) Any highly combustible or explosive waste such as gunpowder, dynamite, motion picture film, or hot coals or ashes;

- (d) Industrial waste;
- (e) Oilfield waste;
- (f) Dead animals or animal parts unless authorized;
- (g) Contractor's construction material
- (h) Automobile waste including automotive parts, tires, and batteries;
- (i) Used oils and oil filters;
- (j) Liquids, including paint or solvent;
- (k) Waste materials designated as special waste by regulatory governing agencies, operating permits or the designated disposal site;
- (l) Propane tanks;
- (m) Electronic equipment such as stereos, computers and monitors;
- (n) Large appliances;
- (o) Items that have gasoline tanks;
- (p) Material that may be hazardous to the Contractor.
- (q) Any other material prohibited by the Contractor or Summer Village.

SECTION 8 – LARGE ITEM PICKUP

- 8.1 In the event that the Summer Village may periodically arrange for a special pickup of large items, information will be circulated to residents to advise when and where pickup will occur and what will and will not be accepted for pickup.

SECTION 9 – TRANSPORTATION OF WASTE

- 9.1 A person shall not use or permit to be used any vehicle for the conveyance or storage of Waste unless such vehicle is fitted with a suitable cover capable of preventing the dropping, spilling or blowing off of waste while it is being transported or stored.

SECTION 10 – ENFORCEMENT AND PENALTIES

- 10.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine of:
- (a) Not less than \$50 and not more than \$500 for a first offence; or
 - (b) Not less than \$100 and not more than \$1,000 for subsequent offences.
- 10.2 A Peace Officer authorized to enforce this Bylaw under Section 7 of the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, and who has reasonable and probable grounds to believe that a person has contravened any section of this Bylaw, may under the authority of this Bylaw issue a

Municipal tag, and where this tag is not paid by the offender, a Part 2 violation ticket may be issued under the *Provincial Offences Procedures Act*, R.S.A. 2000, Chapter P-34, to that person.

- 10.3 Where any action has been taken by the Summer Village for the purpose of removing waste on behalf of an Owner or Occupant, the Summer Village may charge any costs incurred in such action plus an administrative fee to the Owner or Occupant of the land in respect of which the action was taken.
- 10.4 In respect of any costs or fines levied or charged under this Bylaw:
- (a) The Summer Village may recover such costs or fines due and owing to the Summer Village pursuant to Section 552 of the *Municipal Government Act*, R.S.A. 2000, Chapter M-26; and
 - (b) In default of payment, where permitted by Section 553 of the *Municipal Government Act*, R.S.A. 2000 Chapter M-26, add the amounts due to the tax roll of the land parcel.
- 10.5 Council may retain legal counsel to prosecute for offences under this Bylaw.

SECTION 11 - SEVERABILITY

- 11.1 Each separate provision of this Bylaw shall be deemed independent of all other provisions, and if any provisions of this Bylaw be declared invalid, all other provisions shall remain valid and enforceable.

SECTION 12 – REPEAL OF BYLAW

- 12.1 Upon passing this Bylaw, Grandview Bylaw No. 242 is hereby repealed.

SECTION 13 – EFFECTIVE DATE

This Bylaw comes into effect on the date of the third reading.

READ a first time this 25th day of February, 2022.

Read a second time this 25th day of March, 2022

Read a third time and finally passed this 25th day of March, 2022



Don Davidson, Mayor
Summer Village of Grandview



Sylvia Roy, Chief Administrative Officer
Summer Village of Grandview