

# THE CORPORATION OF THE TOWNSHIP OF PERTH SOUTH

## BY-LAW NUMBER 28-2007

BEING a by-law to provide for imposing fees and charges and to regulate, restrict and control the use of the waste disposal/landfill areas; and

BEING a by-law Amending By-law 25-2004 and all previous Waste Disposal/Landfill Areas related by-laws.

WHEREAS, Section 391 of the *Municipal Act, 2001* S.O. 2001, c.25, section 11(1) and 11(2) provides that lower-tier municipalities may pass by-laws within certain spheres of jurisdiction, including waste management; and

WHEREAS, section 391 of the *Municipal Act, 2001* S.O. 2001 c.25 provides that a municipality may pass by-laws imposing fees or charges on any class of persons:

- (a) for services or activities provided or done by or on behalf of it;
- (b) for the use of its property including property under its control;

AND WHEREAS the Council of the Township of Perth South deems it to be in the public interest to establish a system for the separation, collection or disposition and processing of wastes and recyclable materials, as per Ministry of the Environment guidelines to reduce waste;

NOW THEREFORE the Council of the Corporation of the Township of Perth South ENACTS AS FOLLOWS:

1. That the waste disposal areas known as:
  - 3825 Perth Road 130, more particularly described as Part of Lot 15, Concession 2, Downie Ward; and
  - 1591 Perth Road 139, more particularly described as Part of Lot 18, Concession East Mitchell Road, Blanshard Ward, Township of Perth South;be for the use of Perth South residents for waste generated within the Township of Perth South only;
2. That all refuse shall be placed in the location indicated by the custodian in charge;
3. Any recyclable materials brought to the waste disposal site for burying rather than recycling shall be refused;
4. The following kinds of **wastes** shall be **prohibited**:
  - a) freon or appliances that contain freon;
  - b) tires;
  - c) woven wire, barbed wire, wire cages;
  - d) toxic chemical wastes, herbicides, pesticides, or other poisonous products explosive materials or containers liable to explode;
  - e) liquid or solid sewage , including septic tank pumping;

- f) dead animals, feces, large stumps and field stones;
- g) abandoned vehicles, including farm machinery, or other bulky wastes;
- h) chimney bricks, roofing (including asphalt shingles), foundation materials resulting from the construction, renovation, repair and/or demolition of any building;
- i) oil and gas tanks removed from the ground, contaminated soil;
- j) other materials which in the opinion of the custodian at the waste disposal site, may cause a nuisance or health hazard or cannot be safely or conveniently incorporated into the landfill operation;

**5. Fees and charges –**

(a) A tipping fee shall be charged for waste brought to the landfill sites and certain regulations shall apply, as set out in “*Schedule A*” of this by-law;

(b) The fees and charges imposed by this by-law are due and payable:

(a) at the time of the transaction for which the fee or charge is imposed; or

(b) if subsection 4(a) is not applicable, upon the due date specified in any invoice issued by The Township of Perth South to any person or party in connection with a fee or charge imposed by this by-law.

**6. Fees, Charges and Penalties – how payable**

The fees, charges and penalties imposed by this by-law can be paid by debit (where available), cash, certified cheque or cheque.

Late payment charge is 1.25% interest monthly.

**7. Collection – unpaid fees and charges**

The Treasurer may add fees and charges imposed by this by-law to the tax roll of any property in the Township of Perth South for which all the owners are responsible for paying the fees and charges, and collect them in the same manner as municipal taxes.

**8. Hours of Operation:**

(a) That the Blanshard Ward landfill site, 1591 Perth Road 139, be open the first Saturday of the month from 9:00 a.m. to 1:00 p.m.

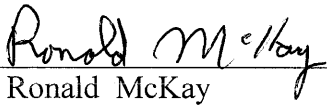
(b) That the Downie Ward landfill site, 3825 Perth Rd 130, be open the second Saturday of the month from 9:00 a.m. to 1:00 p.m.

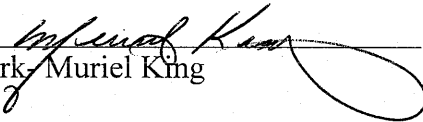
9. Every person who contravenes any of the provisions of this By-law, upon conviction, shall forfeit and pay at the direction of the convicting Magistrate a penalty no less than \$1000.00 and not more than \$2000.00 exclusive of costs, for the first offence, and not more than \$5000.00 for subsequent offences, exclusive of costs in all cases;

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This By-law shall come into force and take effect with the final passing thereof and shall repeal all previous By-laws affecting waste disposal areas / landfill use on these properties.

READ a FIRST, SECOND and THIRD time this 6 day of March, 2007.

  
\_\_\_\_\_  
Reeve - Ronald McKay

  
\_\_\_\_\_  
Clerk - Muriel King

**THE CORPORATION OF THE TOWNSHIP OF PERTH SOUTH**

**Schedule "A" to By-law # 28-2007**

**Tipping Fee Schedule & Regulations**

Minimum fee:	\$ 5.00	(or at discretion of the Landfill Custodian/Site Manager)
Half truck load	\$ 20.00	(minimum) Larger loads at the discretion of the Landfill
Maximum Fee	\$200.00	Custodian/Site Manager

**Tenants** using the landfill **must pay fees on site** to the Landfill Custodian/Site Manager; ratepayers may pay fees on site or be invoiced.

Grass clippings, fall leaves, hedge trimmings and small brush accepted if brought in clear bags or paper bags and emptied at designated location at landfill. Landfill Operator must inspect, if not contaminated with other wastes, no fee will be charged.

**ABSOLUTELY NO BAGGED GARBAGE** – No household garbage will be accepted at the waste disposal sites that is suitable for curbside pick up.

Bins not accepted at the waste disposal sites.

Waste acceptable at the waste disposal sites at the discretion of the attendant.

THIRD READING

No. \_\_\_\_\_

COUNCIL OF \_\_\_\_\_ SESSION, MARCH 6 192007

Moved by [Signature] Seconded by [Signature]

That a By-law to \_\_\_\_\_

landfill policy

as reported by the Committee of the Whole be read a third time, passed and numbered 28-2007 and that the said by-law be signed by the Pres. and clerk, sealed with the seal of the Corporation, and be engrossed in the By-law Book.

Carried.

[Signature]

SECOND READING

No. \_\_\_\_\_

COUNCIL OF \_\_\_\_\_ SESSION, MARCH 6 192007

Moved by [Signature] ROGER Seconded by [Signature]

That a By-law to \_\_\_\_\_

be read a second time and be referred to a committee of the whole council.

Carried.

[Signature]

FIRST READING

No. \_\_\_\_\_

COUNCIL OF \_\_\_\_\_ SESSION, MARCH 6 192007

Moved by [Signature] Seconded by [Signature]

That a By-law to \_\_\_\_\_

be received and read a first time.

Carried.

[Signature]

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