



The Corporation of The Municipality of Highlands East

Bylaw #2019-114

Being A Bylaw to Prohibit the Unauthorized Disposal of Waste and Regulate Waste Disposition at Authorized Sites within the Municipality

Whereas it is in the interest of society as a whole and of the Municipality, and its ratepayers in particular that the amount of waste material generated by private citizens and businesses be reduced; that wherever possible such materials be re-used or recycled; that the environment be protected from contamination by hazardous substances; and that the lifetime of existing and future Sanitary Landfill Sites be extended;

And Whereas Sections 11(1), 11(3) and 127 of the Municipal Act S.O. 2001, c. 25 as amended, provides authority to Councils of all Municipalities to pass by-laws for the establishment of a waste disposal system and to regulate or prohibit the disposal of waste material in any defined area or throughout the municipality;

Now therefore the Council of the Municipality of Highlands East enacts as follows:

1. Title

That this Bylaw may be cited as the “Highlands East Solid Waste Management Bylaw”.

2. Application

That unless otherwise expressly stated in specific sections hereof, this by-law shall apply to the whole area of the Municipality of Highlands East, in the County of Haliburton.

3. Definitions

- (a) That “Bags Of Household Garbage” means clear plastic garbage bags.
- (b) That “Council” means the elected Council of the Municipality of Highlands East.
- (c) That “Municipality” means the Corporation of the Municipality of Highlands East.
- (d) That “Municipal Landfill And Recycling Centre” (ML & RC) means the real property owned by the Municipality at:

Landfill	Location	Geographic Township
Ward 1 – Hwy. 118	Concession 11, Part Lot 28 Concession 12, Part Lot 28	Bicroft
Ward 2 – Hwy. 28	Concession 1, Part of Lot 5	Cardiff
Ward 2 – Mumford Rd.	Concession 22, Part of Lot 11	Cardiff

Ward 3 – McColl's Rd.	Concession 5, Part Lot 30	Glamorgan
Ward 4 – Hwy. 118	Concession 10, Part Lot 23 Concession 10, Part Lot 24	Monmouth

- (e) That "Owner" means any of the following:
- a person who is shown as the assessed owner of real property on a current assessment roll for the Municipality; or
 - the principal officers of a registered corporation which is the registered owner of a parcel of land within Highlands East; a guest, tenant, agent, contractor, or other persons with the authority to reside or otherwise occupy a parcel of land of a registered owner of a parcel of land within Highlands East; or
 - a member of a group of persons who have obtained specific approval from Council for the disposal of garbage or refuse; or
- (f) That "Person" means a natural person or Corporation and includes:
- every general partner in a firm, partnership or joint venture;
 - the employer of any person who does something at the direction of this employer;
 - the parent or guardian of any person under the age of eighteen (18) years who resides in the parent's or guardian's household and does something at the direction of the parent or guardian.
- (g) That "Prohibited Substances And Materials" means anything, which is not permitted to be disposed of at the ML & RC and includes each and every of the substances and materials listed in Schedule "C" attached hereto and forming part of this by-law, and in addition thereto, any substance or material which the Municipality or its employees have refused to accept for disposal or recycling when it has been inspected by them at the ML & RC.
- (h) That "Recyclable Materials" means any substance or material listed in Schedule "B" attached hereto and forming part of this by-law and which is, in the opinion of the Municipality or its employees upon inspecting of such substance or material, capable of being sorted or bundled in the manner prescribed in the Rules and Regulations for Recyclable Materials.
- (i) That "Refuse" means but is not limited to:
- any liquid, substance or material which was purchased, otherwise acquired, made, constructed or combined for use on any land or in any residence or business enterprise;
 - any by-product or excess liquid, substance or material produced as a result of the creation of anything mentioned in this subsection 3.(i);
 - any natural plant materials or substance, whether cultivated or not, which has been removed from the place where it originally grew;
 - new brick or used building or construction materials except brick, stone or concrete when used as fill material with the permission of the owner of land where they are deposited;
 - the carcass of any dead animal or any part thereof;
 - animal or vegetable or other waste resulting from the handling, preparation, cooking and consumption of food or drink;
 - human urine or fecal material or the former contents of any septic tank or holding tank;
 - animal fecal material except when used as manure;
 - paper, glass, plastic;
 - prohibited substances or materials;
 - recyclable materials;

- anything used or once used to package any item or thing mentioned above which the owner of such liquid, substance or material or the owner or occupant of the land on which such liquid, substance or material was previously located no longer wants.
- (j) That “Scavage” shall mean the unauthorized sorting or removal of any garbage or refuse at a waste site.
- (k) That “ML & RC Attendant” shall mean the person or persons appointed by the Council of the Municipality of Highlands East to supervise the operation and use of a waste site and these persons shall be responsible for the assigning of specific areas within the waste sites for the disposing of waste and recycled material, for the collection of any fees relating to the disposal of waste, and for any other duties which may be assigned by Council as required.
- (l) That “Rules and Regulations” means the rules and regulations for the use and operation of the ML & RC as set out in Schedule “A”, attached hereto and forming part of this by-law.

4. **Municipal Landfill and Recycling Centre**

- (a) That the Municipality shall operate Municipal Landfill and Recycling Centres (ML & RC) on designated properties owned by the Municipality. The use of the ML & RC for the disposal of refuse is a privilege and not a right which will normally be extended to all residents and ratepayers in the Municipality and such persons from whom the Council may by contract agree to accept refuse.
- (b) That the Municipality shall set the hours of operation of the Municipal Landfill and Recycling Centres as established in Schedule “D” attached hereto and forming part of this by-law.
- (c) That the Municipality shall propose amendments to the Rules and Regulations for the operation of the ML & RC initially adopted as Schedule “A” to this by-law from time to time, and upon their adoption by by-law as amendments to Schedule “A” of this by-law shall thereafter be binding upon all users of the ML & RC. The aim of such rules and regulations shall be consistent with the broad purposes expressed in this bylaw. Public discussions and comment on changes to the Rules and Regulations shall be encouraged with the aim of improving their practical effectiveness; encouraging voluntary compliance; and avoiding unnecessary hardship to individual users.

Copies of the Current Rules and Regulations as well as copies of Schedule “B” and “C” to this by-law defining Prohibited Substances and Materials and Recyclable Materials shall always be available for distribution at the Municipal Office.

- (d) That the fees for waste disposal at the Municipal Landfill & Recycling Centres in the Municipality of Highlands East is set out in Schedule “E” attached to and forming part of this bylaw.
- (e) That the Municipality may appoint such employees, contractors or designated volunteers to enforce the Rules and Regulations at the ML & RC as it deems necessary.
- (f) That the Municipality shall issue landfill site cards for access to ML & RC. One card shall be issued to every assessed owner of land within the Municipality at intervals to be established by policy of Council. The landfill

site card may only be used by the person to whom it was issued or an employee, spouse or member of the household of such person acting with the knowledge or consent of such person. The person to whom the card was issued may be held responsible for misuse of the card, if used by an unauthorized person or any violation of the Rules and Regulations by any person using his/her card.

(g) That the Council may suspend, terminate or restrict the privilege of using the ML & RC and cancel the landfill site card of any person who misuses or allows the misuse of a landfill site card or violates any of the Rules and Regulations, PROVIDED THAT such suspension, restriction or termination is in accordance with the procedure set out below:

(i) The Council may temporarily suspend the privileges of a landfill site card holder if, upon investigation of a person tendering refuse for disposal at the ML & RC or inspection of the said refuse, it is reasonably believed that a card is being used by an unauthorized person or the Rules and Regulations are being violated and the person refuses to correct the violation when requested to do so.

(ii) If the Council forms the opinion that the holder of a landfill site card has:

- allowed unauthorized persons to use his/her landfill site card;
- seriously and deliberately violated the Rules and Regulations;
- established a pattern of violating the Rules and Regulations;
- permitted someone using his/her landfill site card to do any of the above;

then the Council may restrict or terminate the privilege of such person to use the ML & RC and revoke his/her landfill site card.

(iii) Every decision of the Council to terminate or restrict the right of someone to whom a landfill site card which was previously issued shall be set down in writing and delivered or mailed to the person at the address shown on the Assessment Roll for the Municipality or his/her last known address. Such written notice shall contain the following:

- a brief description of the alleged violation including the approximate date thereof;
- the date on which the termination or the restrictions come into effect;
- where applicable, the details of the restrictions imposed.

(iv) If the Council forms the opinion mentioned in (ii) above and elects to restrict rather than terminate the privileges of a landfill site card holder, or on appeal of a termination the Council so decides, any or all of the following conditions or restrictions may be imposed:

- a requirement that refuse be brought to the ML & RC at specified times on specified days;
- a requirement that the person submit to a detailed inspection of refuse tendered;
- a requirement that the person pay a special fee, in addition to any other fee normally imposed, equal to a genuine pre-estimate of the actual cost of any detailed inspections or sorting by employees of the refuse.

(h) That clear plastic bags shall be used for the purpose of disposing of household waste.

5. **Prohibitions**

That no Person shall:

- (a) Dump or dispose of any refuse on a highway as defined in the Municipal Act and including both the traveled and untraveled portions thereof.
- (b) Dump or dispose of any refuse on any land owned by the Municipality or Her Majesty the Queen in right of either Canada or Ontario, except at the ML & RC.
- (c) Carry or transport refuse which originated outside the Municipality into the Municipality for dumping or disposal in the Municipality except under a contract approved by the Council.
- (d) Who is not either the holder of a landfill site card, or an employee, or agent or member of the household of a person who holds a landfill site card and who is acting with the knowledge and consent of such landfill site card holder dispose of refuse at the ML & RC.
- (e) Deposit or dispose of refuse at or near the gates when the ML & RC is closed.
- (f) Dispose of Prohibited Substances or Materials at the ML & RC.
- (g) Dispose of Recyclable Materials except by tendering them at the ML & RC or designated site properly sorted and bundled as required by the Rules and Regulations.
- (h) Bring Recyclable Materials or Prohibited Substances or Materials to the ML & RC or other designated site concealed or packaged in such a way as to make them appear to be items, substances or materials which are not Recyclable Materials or Prohibited Substances and Materials.
- (i) Refuse to produce a valid landfill site card when requested by the ML & RC Attendant.
- (j) use bags that are not clear plastic bags for the disposing of waste and recyclables.
- (k) Enter or be on Municipal landfill property except during hours of operation as posted, except authorized personnel.

6. **Offense and Punishment**

Any person who contravenes the provisions of this By-law is guilty of an offence, and on conviction, is liable to a penalty, and the provisions of the Provincial Offences Act, R.S.O., 1990, shall apply.

8. **Amendments**

- a) That Schedule "B" and Schedule "E", annexed hereto, which may be amended from time to time by resolution of Council without an amendment to this bylaw.

9. **Existing Bylaws Repealed**

That Bylaw 2009-48 is hereby rescinded in its entirety.

Enacted, Approved and Signed with the Corporate Seal attached this 10th Day of December, 2019.

Dave Burton, Mayor

Robyn Rogers, Clerk

Rules and Regulations

- (1) Users **shall** separate, sort and place each type of garbage or other refuse in particular areas as directed by ML & RC Attendants or signs. The categories are as follows:
 - recyclable materials - as listed on Schedule "B", each of which is a separate category;
 - non-chippable building debris;
 - household and commercial garbage and refuse;
- (2) No one shall be allowed to dispose of large quantities of building demolition material without approval from the Environmental & Property Operations Manager.
- (3) No one shall remove material from the site except with the knowledge and consent of the Environmental & Property Operations Manager.
- (4) The payment of Tipping Fees should be done at the Municipal Office, during regular office hours, if prearranged, or paid to the ML & RC Attendant on site.



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Schedule "B"

Recyclable Materials

Category I

Newspapers, Magazines & Books

- Newspapers, magazines, catalogs, advertising inserts, phone books, soft cover books and glossy flyers. *Do not package in plastic bags.*

Boxboard & Mixed Paper

- Household and office paper, junk mail, envelopes, writing paper, computer paper, wrapping paper, greeting cards; cereal, detergent, tissue and show boxes, paper towel and toilet paper tubes, fibre egg cartons, paper grocery and shopping bags, plastic lined dog and cat food bags, etc. *Staples are okay.*

Corrugated Cardboard

- Pizza boxes, cardboard boxes, clean and flattened. *Staples are okay.*

Tetra-Pak Boxes

- Juice, milk, soup and other 'Tetra Pak' type boxes. *Please rinse.*

"Gable-Top" Cartons

- Polycoat (waxed) milk, juice, sugar & liquid egg cartons, etc. *Please rinse and remove plastic lids.*

Category II

Glass Bottles & Jars

- All clear and coloured glass food and beverage containers. *Please rinse.*

Plastic Containers & Lids

- Clean plastic pop and water bottles, yogurt, margarine and ice cream containers, windshield washer jugs, dish soap and shampoo bottles, plastic milk jugs, ketchup bottles, peanut butter jars, laundry detergent, fabric softener and bleach bottles, P.E.T. plastic egg cartons, clear fruit and veggie containers, vitamin bottles, etc., with the number 1-7 on the bottom. *Flatten pop and water bottles and replace caps.*

Metal Cans & Foil

- All tin and aluminum food and beverage cans, clean aluminum foil, pie plates and take-out food trays. *Please rinse and remove lids on tin cans, place inside can & pinch closed. Do not put aluminum cans inside tin ones.*

Polystyrene (Styrofoam)

- Styrofoam meat and bakery trays, egg cartons, coffee cups, fast food containers, etc. *Please rinse.*

Plastic Bags

- Plastic milk, bread, shopping and dry cleaning bags, wrap from toilet paper and paper towels, etc. *Place inside one bag and tie the handles.*



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Schedule "C"

**Prohibited Substances and Materials
at All Municipal Landfill and Recycling Centres**

- Condemned or dead animals or their carcasses
- Hazardous Waste
- Human Pathological waste
- Liquid Industrial Waste
- Animal or human excrement or urine
- Explosives or highly flammable materials, substances or chemicals
- Motor vehicles or parts of motor vehicles
- Waste oil or other petroleum products
- Tires on rims
- Any other material deemed to be hazardous



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Schedule “D”

Municipal Landfill & Recycling Centre
Hours of Operation

Location	Summer Hours	Winter Hours
Bicroft – Ward 1 Hwy. 118 Approx. 5 min. outside of townsite of Cardiff	Wednesday prior to July 1st to the Monday Labour Day Weekend Wednesdays 2 – 4 p.m. Saturday 10 – 6 p.m. Sunday 10 – 6 p.m. Open Statutory Holiday Mondays	Commencing Saturday following Labour Day Weekend Saturday 10 – 4 p.m. Sunday 10 – 4 p.m. Open Statutory Holiday Mondays
Hwy. 28 – Ward 2 Hwy. 28 South on hwy. 28, next driveway past Eel’s Lake Landing sign on same side of road	Commencing Friday prior to Victoria Day long weekend Friday 10 – 5:30 p.m. Saturday 10 – 5:30 p.m. Sunday 10 – 8 p.m. Monday 10 – 5:30 p.m. Tuesday 10 – 5:30 p.m. Long weekends Sunday 10 – 5:30 p.m. Monday 10 – 8 p.m.	Commencing the last Monday of September Friday 9 – 4 p.m. Sunday 9 – 4 p.m. Monday 9 – 4 p.m.
Mumford Road – Ward 2 Mumford Rd. Off county road 648, turn onto Mumford Rd.	Commencing Friday prior to Victoria Day long weekend Saturday 10 – 6 p.m. Sunday 10 – 6 p.m. Wednesday 10 – 6 p.m.	Commencing the last Monday in September Saturday 9 – 4 p.m. Tuesday 9 – 4 p.m.

<p>Glamorgan – Ward 3 McColl's Road 1 mile outside of Gooderham, turn right past cemetery, look for steel gates</p> <p>TRANSFER STATION for Household Waste only –Building materials, etc. to be taken to Monmouth Landfill in Tory Hill (Ward 4)</p>	<p>Commencing the last Saturday prior to Victoria Day</p> <p>Monday 10 – 6 p.m. Wednesday 10 – 6 p.m. Saturday 10 – 6 p.m. Sunday 10 – 6 p.m.</p> <p>Open Statutory Holiday Mondays</p>	<p>Commencing the Saturday following Thanksgiving</p> <p>Monday 10 – 4:30 p.m. Wednesday 10 – 4:30 p.m. Saturday 10 – 4:30 p.m. Sunday 10 – 4:30 p.m.</p> <p>Open Statutory Holiday Mondays</p>
<p>Monmouth – Ward 4</p> <p>Hwy. 118 Between Wilberforce and Tory Hill on hwy. 118</p>	<p>Commencing the last Saturday prior to Victoria Day</p> <p>Monday 10 – 6 p.m. Wednesday 10 – 6 p.m. Saturday 10 – 6 p.m. Sunday 10 – 8 p.m.</p> <p>Long weekends Sunday 10 – 6:00 p.m. Monday 10 – 8 p.m.</p>	<p>Commencing the Saturday following Thanksgiving</p> <p>Monday 10 – 4:30 p.m. Wednesday 10 – 4:30 p.m. Saturday 10 – 4:30 p.m. Sunday 10 – 4:30 p.m.</p> <p>Open Statutory Holiday Mondays</p>

Schedule "E"
Municipal Landfill & Recycling Centre
Disposal Fees

Household Garbage < 1 cu. yard	No Charge
Recyclable Material	No Charge
Scrap Metal	No Charge
Tire—Passenger Vehicle (on/off rim, max. 4 per visit)	No Charge
Tire — Commercial Truck ((on/off rim, max. 4 per visit)	No Charge
Tire — Tractor, Front (on/off rim, max. 4 per visit)	No Charge
Tire — Tractor, Rear (on/off rim, max. 4 per visit)	No Charge
Tire — Over 4 Ft. Diameter (on/off rim, max. 4 per visit)	No Charge
Tagged Cfc (Freon) Appliance	No Charge
Untagged Cfc (Freon) Appliance	No Charge
Brush	\$20/yd ³
Oil Tank—empty, dry & cut in half	No Charge
E-Waste	TV, Monitor- No Charge
	All Other Items- No
Charge	
Bulk Garbage	\$25/yd³
Appliance Except CFC (Freon)	\$10/Unit
Furniture,	\$10/unit
Mattress, Box Spring	\$15/Unit
Construction & Demolition Material (sorted)	\$40/cu. yard
Construction & Demolition Material (un-sorted)	\$80/cu. yard
Boat - motor & gas tank removed:	\$6/ft
Shrink wrap (bundled with string)	\$10/per wrap
Contaminated Soil (where contaminants are removed):	
contaminated soil that meets all regulatory testing for acceptance at landfill sites	
may be accepted	\$50.00 cu. yard
Contaminated Soil	Not Accepted
Propane Tank	Not Accepted
Battery—Automotive	Not Accepted
Paint, Hazardous Material	Not Accepted