

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

BY-LAW NO. 2023-27

BEING A BY-LAW TO GOVERN THE MANAGEMENT OF WASTE AND RECYCLING UNDER THE JURISDICTION OF THE CORPORATION OF THE TOWNSHIP OF BONFIELD

WHEREAS the Municipal Act, S.O. 2001, C.25, section 8 provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance a municipality's ability to respond to municipal issues;

AND WHEREAS Section 74, Section 425(1), Section 425(1), Section 426 and Section 429 of the Municipal Act 2001, S.O. 2001, c.25, as amended authorizes that a municipality may, in a by-law prohibiting or regulating any matter passed under the "Waste management" sphere or jurisdiction, provide that a Person who contravenes the by-law is guilty of an offence and is liable to a fine;

AND WHEREAS, Section 127 of the Municipal Act, S.O. 2001, c.25, as amended, permits councils of local municipalities to pass by-laws for requiring the owner or occupants of land to clean and clear the land, not including buildings, or to clear refuse or debris from the land, not including buildings, to regulate when and how such matters shall be done, to prohibit the depositing of refuse or debris on land without the consent of the owner or occupant of the land and to define "refuse";

AND WHEREAS, Part V, Section 40 of The Environmental Protection Act, R.S.O. 1990, cE.19, as amended from time to time, no person shall deposit, or cause, permit or arrange for the deposit of, waste upon, in, into or through any land or land covered by water or in any building that is not a waste disposal site for which an environmental compliance approval or renewable energy approval has been issued or a registration under Part II.2 is in effect and except in accordance with the terms and conditions of the approval or the regulations made for the purposes of Part II.2. 2010, c. 16, Sched. 7, s. 2 (30);

AND WHEREAS; Section 180 of the Highway Traffic Act R.S.O. 1990, c. H.8, s. 180, "Every person who throws or deposits or causes to be deposited any glass, nails, tacks, or scraps of metal or any rubbish, refuse, waste or litter upon, along or adjacent to a highway, except in receptacles provided for the purpose, is guilty of the offence of littering the highway";

AND WHEREAS; Section 2 (b, h, i, j, k, m, n, and q) of the Resource Recovery and Circular Economy Act, S.O., c 12, Sch 1, "It is in the Provincial interest that Ontario have a system of resource and recovery and Waste reduction that aims to, (b) foster the continued growth and development of the circular economy; h) minimize the need for Waste disposal; i) minimize the environmental impacts that result from resource recovery activities and Waste reduction activities, including from waste disposal; j) provide efficient, effective, convenient and reliable services related to resource recovery and Waste reduction, including waste management services; k) increase the reuse and recycling of waste across all sectors of the economy; m) promote public education and awareness with respect to resource recovery and Waste reduction; n) promote cooperation and coordination among various persons and entities involved in resource recovery activities and Waste reduction activities; q) do any other related thing that may be prescribed;"

AND WHEREAS the Township recognizes the need to protect the environment, extend the use of the Township's Waste Disposal Site, protect personal property, and to protect the properties of the Township of Bonfield from the disposal of refuse and to create useful recycling programs in accordance, with established policies and provincial regulations;

AND WHEREAS at the Council meeting held on March 14th, 2023, Resolution No.8, the Council approved the use of transparent bags for garbage disposal starting July 01, 2023, and for not permitting recyclable material from entering the landfill;

AND WHEREAS the Corporation of the Township of Bonfield is the owner and operator of the Landfill Site located on the Southeast portion of Lot 10, Concession 5, 185 Bluesea Road, Parcel 21218, in the Township of Bonfield;

NOW THEREFORE the Council of the Township of Bonfield hereby enacts as follows:

1.0 DEFINITIONS:

1.1 That the following terms are defined for the purposes of this By-Law:

- A) “**Assessment Roll**” means a public record containing the information about property and individual pieces of land within the taxing jurisdiction of an assessing unit.
- B) “**Attendant**” means the trained staff who work at the Landfill Site, and may be employees of the Township, or an employee of a Contractor of which has been contracted by the Township.
- C) “**Blue Box Recyclables**” means any material which the Township or Province has included in a recovery program and is identified in Schedule “C” of this By-Law.
- D) “**Card**” means a Landfill User Card
- E) “**Clean Up Costs**” means any reasonable expense incurred by the Township or the Contractor required to restore a particular location to its usual state of repair or cleanliness because of an offence under this By-Law.
- F) “**Clean Up Load**” means spring cleaning load for example. This load cannot contain construction materials.
- G) “**Contractor**” means any individual, firm or corporation and the employees of any such individual, firm or corporation with the Township has entered into an agreement for the purpose of Waste management and or recycling.
- H) “**Council**” means the council of The Corporation of the Township of Bonfield.
- I) “**Dwelling**” means a place of residence as defined by the Township’s Zoning By-Law.
- J) “**Electrical and Electronic Equipment**” means any material which the Township or Province has included in a recovery program and is identified in Schedule “E” of this By-law.
- K) “**Furniture, Construction and Demolition Waste**” means any material which the Township or Province has included in a recovery or disposal program and shall be defined as a tipping fee.
- L) “**Garbage**” means any solid Waste other than Blue Box Material; and other materials that are recycled deemed by the Council or provided for through stewardship.
- M) “**Holder**” means the Person in possession of a Landfill Pass.
- N) “**Hazardous Waste**” means any material which the Township or Province has included in a recovery program or disposal program that are included in the Household Hazardous Waste Program in conjunction with the City of North Bay.
- O) “**Illegal Dumping**” means the disposing of Waste and or Refuse in non-designated areas, such as public spaces such as ditches, Private Property under the jurisdiction of the Township of Bonfield, Public Property such as parks, rural areas and public space litter bins, as set out in this By-law. Illegal dumping does not include “littering”.
- P) “**Industrial, Commercial, Institutional**” also known as “ICI” means:
 - i) Camps and campsites (excluding the permanent resident trailer park)
 - ii) Educational Institutions including day cares.
 - iii) Hospitals, medical clinics, and laboratories.
 - iv) Office Buildings

- v) Manufacturing, warehousing, storage establishments
 - vi) Multi residential properties, above six (6) units
 - vii) Restaurants, including seasonal “chip stands.”
 - viii) Any government facility/property including those owned by the Township, Local Board, County, Province
 - ix) Any other establishment as designated by the Manager.
- Q) **“Landfill Identification User Card/Pass”** means the Card provided to ratepayers to access the landfill and provide bag limits of household Garbage.
- R) **“Litter”** means a disorderly accumulation of objects left lying in an open or public space.
- S) **“Local Board”** means any local board as defined in the Municipal Act, R.S.O. 1990, cM.46, as amended from time to time, insofar as its authority may be exercised with the Township.
- T) **“Manager”** of public works or designate.
- U) **“Metal and Appliances”** means any material which the Township or Province has included in a recovery or disposal program and is identified in Schedule “D” of this By-law.
- V) **“Municipality”** means the Corporation of the Township of Bonfield.
- W) **“Officer”** means a Township By-Law Enforcement Officer, authorized to enforce the provisions of this By-law.
- X) **“Owner”** means a Person who is shown as the assessed owner of the real property on a current assessment roll for the Township, or a Person who, for the time being is managing or receiving the rent of the land of premises, whether on their own account or as an agent or trustee for any other Person.
- Y) **“Person”** means a natural Person or corporation and includes:
- i) Every general partner in a firm, partnership, or joint venture.
 - ii) The employer of any Person who does something at the direction of this employer,
 - iii) 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.
- Z) **“Private Property”** means any land or building that is privately owned and is not owned or leased by the Township, a local board, or the Crown in Right of Ontario, or the Crown in Right of Canada.
- aa) **“Prohibited Substance”** means anything which is not permitted to be disposed of at the Landfill and includes each and every of the substances and material listed in Schedule “H” attached hereto and forming part of this By-law.
- bb) **“Province”** means the Province of Ontario, including the Ministry of Environment, Conservation and Parks or any other ministry.
- cc) **“Public Property”** means any land or building that is owned or leased by the Township, a Local Board, the Crown in Right of Ontario and the Crown in Right of Canada.
- dd) **“Refuse”** means Waste.
- ee) **“Residential”** means a place of residence, designated or intended for habitation and shall include a Dwelling, including;
- i) A single-detached residence;
 - ii) A semi-detached residence;
 - iii) A unit in a duplex, trip-lex, four-plex, or five-plex;

- iv) A unit is an apartment building, condominium complex, townhouse complex, co-op complex, or other similar Residential complex containing five (5) or fewer dwellings.
- v) Or any other type of dwelling that the Township defines in the Zoning By-Law.
- ff) **“Special Waste”** means any material which the Township or Province has included in a recovery or disposal program.
- gg) **“Tire”** means any material which the Township or Province has included in a recovery program and is identified in Schedule “F” of this By-law.
- hh) **“Township”** means the Corporation of the Township of Bonfield.
- ii) **“Waste”** means anything discarded from any source for management by the Township.
- jj) **“Waste Disposal Site”** means the real property owned by the Township for the purposes of landfilling Waste.
- kk) **“Yard Waste”** means any material which the Township or Province has included in a recovery program and is identified in Schedule “G” of the By-law.

2. Waste Disposal Site:

- 2.1 That the Township shall operate a Waste Disposal Site on a designated property owned by the Township.
 - a) Landfill Site located on the Southeast portion of Lot 10, Concession 5, 185 Bluesea Road, Parcel 21218, in the Township of Bonfield;
- 2.2 That the use of the Waste Disposal Sites for the disposal of Waste is a privilege and not a right which will normally be extended to all Owners in the Township and such Owners and such Persons from whom the Council may by contract agree to accept Waste.
- 2.3 That the Township shall set the hours of operations of the Waste Disposal Site as established in Schedule “A” attached hereto and forming part of this By-law.
- 2.4 That the Township shall set fees for the disposal of Waste at the Landfill site under a separate By-Law.
- 2.5 That the Township may appoint such employees, Contractors or designated volunteers to enforce the By-law at the Landfill Site as it deems necessary.

3. Landfill Identification User Cards/Passes:

- 3.1 That the Township shall issue a Landfill Identification User Card/Pass for access to the landfill as outlined in Schedule “B” attached to this By-law.
- 3.2 That the Landfill Identification User Card may only be used by the Person to whom it was issued or a spouse or member of the household, or an employee acting with the knowledge or consent of such Person.
- 3.3 That the Person to whom the Landfill Identification user Card/Pass was issued may be held responsible for misuse of the Card, if used by an unauthorized Person or any violation of the By-law by any Person using said Card.

4. Rules and Regulations:

- 4.1 That recycling is mandatory, and that a Person must sort Blue Box Recyclables into containers and papers as required in Schedule “C”.
- 4.2 That Garbage shall be disposed of in a clear or transparent plastic bag where contents are visible to Attendants.

- 4.3 That Blue Box Recyclables should be disposed of loose in the indicated bin at the depot, but if bags are necessary for convenience, Blue Box Recyclables must be in a clear or transparent plastic bag where contents are available to be visible for the Attendant.
- 4.4 That a valid Landfill Identification Card/Pass entitles a Person to whom it was issued or a spouse or member of the household of such Person, or an employee, acting with the knowledge or consent of such Person is able to dispose of, at no cost:
- a) That the Township will indicate the bag limit and that extra bags needed for the landfill beyond that limit will be charged for (Bag Limit as per Schedule "B"):
 - i. The maximum weight of a bag of Garbage is 22kg. (50 lbs), therefore, the maximum weight of Garbage per year is 2288 kg. (5200 lbs);
 - ii. The maximum allowable size of bag of Garbage in a clear bag is 79cm (31 inches) wide x 107 cm (42 inches) tall;
 - b) Unlimited Blue Box Recyclables sorted into Containers see schedule "C".
- 4.5 That fees will be applied to:
- a) Garbage in opaque bags;
 - b) Garbage that is loose;
 - c) Blue Box Recyclables that is not sorted into containers;
 - d) Blue Box Recyclables containing household Garbage;
 - e) Garbage containing Blue Box Materials;
 - f) Disposal of bags exceeding the allowable bags of Garbage per year;
 - e) Other types of Waste including Furniture, construction, demolition Waste, appliances, and any other Waste that the Township deems to have a required tipping fee for.
- 4.6 That a valid Landfill Identification User Card/Pass or a Contractor Permit Pass must be shown to Attendants to access the Landfill Site.
- 4.7 That all Persons using the landfill site shall inform Attendants what they are disposing of.
- 4.8 That Attendants have the authority to inspect all Waste for compliance with this By-Law.
- 4.9 That all Persons ensure that relevant disposal fees/tipping fees as set by the Township from time to time are paid in full, whether by debit card, credit card, cash or charged to a pre-approved credit account, before entering the landfill. Credit account fees shall be paid within thirty days (30) and the outstanding invoice shall thereafter be added to the tax roll of the year in which the invoice was received.
- 4.10 That the following health and safety restrictions apply at the Landfill Site:
- a) That no Person shall enter the landfill site except in a motor vehicle.
 - b) That all Persons shall ensure that the motor vehicle load is fully covered and/or secured and the vehicle is not overloaded;
 - c) That all Persons shall bring motor vehicles to a complete stop and await the direction of the Attendant before entering the landfill site;
 - d) That no Person, while at the landfill site, shall operate a motor vehicle or do anything without exercising due care and attention or in a manner that causes or is likely to cause injury or harm to any Person or damage to any property;
 - e) That all Persons shall at all times obey all directions of the Township and Attendants;
 - f) That all Persons shall at all times obey the posted speed limit of 10 km/h while at the landfill site;

- g) That all Persons shall enter or exit the landfill site by the designated access and exit routes;
 - h) That all Persons shall unload Waste in a safe manner and use extreme caution while unloading;
 - i) That all Persons ensure that a child under the age of 12 remain inside the vehicle at all times;
 - j) That all Persons ensure that minors aged 12 to 17 act responsibly at all times when outside of the vehicle;
 - k) That all Persons ensure that animals remain inside the motor vehicle at all times;
 - l) That all Persons acknowledge and accept that any Person entering the landfill site does so at their own risk. The Person and the Owner of any vehicle brought upon the landfill site agrees to save the Township, its Contractors, agents and employees, harmless from any damages or claims whatsoever, arising from such Person's negligence or failure to comply with their responsibilities as set out in this By-Law, or otherwise;
 - m) That all Persons shall conform strictly to all legislative requirements including, in particular, the Environmental Protection Act, the Occupational Health and Safety Act, R.S.O. 1990, Ch.01, and any other relevant successor legislation, any relevant regulations there under, any relevant Environmental Compliance Approval and any relevant By-Laws, policies and procedures;
- 4.11 That no Person, while at the landfill site, shall:
- a) Indulge in any riotous, violent, threatening or illegal conduct, or use profane or abusive language;
 - b) Create nuisance or in any way interfere with the use of the landfill site by any other Person;
 - c) Deface, destroy, or alter any signs, gates, fencing, equipment or facilities at the landfill site.
- 4.12 Any Persons deemed by Attendants to be engaging in behavior outlined above may be refused service and/or requested to leave the landfill site with their Waste.
- 4.13 That the following Waste and sorting and disposal restrictions apply at the landfill site:
- a) That no Person shall dispose, or allow to be disposed Waste except in bins or disposal areas for such purposes;
 - b) That a Person shall separate each type of Waste and dispose of it in areas designated for such Waste by the Township;
 - c) That no Person shall dispose of Hazardous Waste at the Landfill site and that all Hazardous Waste be taken to the North Bay Hazardous Waste Site located at 112 Patton Street, North Bay, Ontario;
 - d) That no Person shall dispose of Waste originating from outside the Township;
 - e) That no Person shall dispose of Prohibited Substances (see schedule "H").
 - f) That no Person shall bring any item into the landfill in a concealing packaged manner to not be able to distinguish what it is to determine what type of Waste is being disposed of;
 - g) That the Township shall not be obligated to accept Waste that is not disposed of in accordance with this By-law. Should the Township accept Waste that is not disposed of in accordance with this By-law, said actions by the Township shall not be construed as a waiver of requirements of this By-law;
 - h) That no Person shall dispose of animal Waste unless it is placed inside a separate sealed, leak proof bag placed inside a clear bag of Garbage;

- i) That no Person shall dispose of sharp items such as knives or glass shards resulting from broken mirrors, dishes, picture frames or other household glass, unless placed in a separate sturdy walled container secured to remain closed, placed inside a clear bag of Garbage;
- j) That all Waste disposed of shall become the property of the Township and may be recycled, reclaimed, recovered, salvaged, disposed of and otherwise dealt with as the Township may deem fit.

5. Scavenging:

- 5.1 That no Person shall scavenge, interfere with pick over, disturb, remove or scatter any Waste at the Landfill Site unless the Waste has been designated for re-use by the Township and the Person has received permission from an Attendant or their designate.

6. Trespassing:

- 6.1 That no Person shall unlawfully enter the Landfill Site or plantation property which the Landfill Site is part of at any time.
- 6.2 That no Person shall unlawfully enter the Landfill Site or plantation property which the Landfill Site is part of during the time that the landfill site is closed.
- 6.3 That no Person shall enter with or operate an off-road vehicle, snow machine, or bike of any type on the property that is located as the Landfill Site or Plantation Property which the landfill site is part of while the landfill is not open. The purpose of off-road vehicles being located on the Landfill Site property shall only be for the purpose of using the Landfill Site services.

7. Litter Bins and Recycling Bins in Public Spaces:

- 7.1 That the Township may provide Litter and Recycling Bins in public spaces such as boat launches, parks, business improvement areas and beaches managed by the Township for the collection of Garbage and or Blue Box Recyclables.
- 7.2 That no Person shall place residential, Industrial or Commercial Waste generated from Private Property in a litter bin or recycling bin.
- 7.3 That no Person shall place Prohibited Substances in a litter or recycling bin provided by the Township.

8. Special Events on Township Property:

- 8.1 That every organizer of a special event be held in or on Township property that is not an event hosted by the Township shall:
 - a) Shall ensure to promote the use of recycling.
 - b) Comply with all requirements of this By-law.

9. Multi-Residential Properties/Rentals with Tenants:

- 9.1 That every Owner of a Multi-Residential property shall ensure that each dwelling or tenant has adequate and equitable access to Waste disposal programs including Blue Box Recyclables and Garbage disposal. Ensure that all tenants have access to a Landfill Pass.
- 9.2 That every Owner of a Multi-Residential or rental property shall promote recycling and encourage Blue Box Recyclables.

10 Illegal Dumping:

- 10.1 That no Person shall dump, drop, sweep, throw, cast or otherwise dispose of; or permit their Contractor, agent, employee, child under their care or control or animal under their care or control to dump, drop, sweep, throw, cast or otherwise dispose of; or permit a vehicle owned by an Owner to be used by any Person for the purpose of dumping, dropping, sweeping, throwing, casting or otherwise disposing of any Waste whatsoever on or in;

- a) Any road or highway as defined by the Highway Traffic Act including both traveled and untraveled portions thereof;
 - b) Public Property;
 - c) At the entrance to or around the perimeter of the Landfill Site.
- 10.2 That no Person shall permit Waste at any time in the care and control of that Person to be dumped, dropped, swept, thrown, cast or otherwise disposed of by any Person in contravention of this By-law.
- 10.3 That Waste shall be deemed to have been within the care and control of a Person at a point in time if the Waste included any Waste typically associated with or used by that Person and shall include but is not restricted to the following:
- a) Mail and other paper products bearing the name, address or other identifying characteristics typically associated with that Person;
 - b) Waste that can on a balance of probabilities be shown to have been purchased by that Person;
 - c) Waste that can on a balance of probabilities be shown to have originated from property with respect of which a Person is considered the Owner/tenant and during the time the Person was considered the Owner/tenant;
 - d) Waste that can on a balance of probabilities be shown to have been transported in a motor vehicle owned or under the care and control of the Person.

11 Authority of the Director/Manager:

- 11.1 That in accordance with the policies and By-Laws of the Township, the Director/Manager or designate shall have the authority:
- a) Operate and administer the Township's Waste management services in accordance with the provisions of this By-law;
 - b) Determine the nature of Waste management services subject to the approval of the Council, in accordance with the provisions of this By-law;
 - c) Suspend, discontinue, or revoke Waste management services to any Person who is in violation of this By-law;
 - d) Suspend Waste management services in all or part in the event of inclement weather or other conditions that renders the provision of Waste management services unsafe or otherwise undeliverable;
 - e) From time to time review the By-Law and its schedules to add or delete or change terms described in this By-law.
 - f) Waive strict compliance with any provision of this By-Law.

12 Offences

- 12.1 An offence shall be when any Person who:
- a) Maliciously, willfully or negligently tampers with any facility, structure or equipment used for the management of Waste under this By-Law; or
 - b) Is guilty of an offence shall be liable to a fine in accordance with the provisions of the Provincial Offences Act R.S.O. 1990, c.P.33 and to any other applicable penalty.
- 12.2 That an offence shall be deemed to occur on each day for which a contravention of this By-Law occurs or continues.
- 12.3 That if an offence in the physical presence of an Attendant; the Attendant may:

- a) Direct a Person to stop doing something or change the way in which they are doing it;
 - b) Direct a Person to take any action necessary to remedy the contravention of this By-Law to prevent re-occurrence of the contravention;
 - c) Direct a Person to leave the Landfill Site with their Waste;
 - d) Alert and provide information to the Director/Manager and to provide a report to expel the landfill site privileges of the Person in contravention to this By-law;
- 12.4 That if the Director or their designate or a By-law Officer believes or finds that a Person is contravening, or has contravened the By-Law, the Director or designate or a by-law Officer may require a Person responsible for the contravention to remedy the contravention.
- 12.5 Where the Person responsible has not remedied the contravention, the Township will remedy the contravention and all costs incurred by the Township shall be the responsibility of the Person responsible for the contravention.
- 12.6 All expenses incurred by the Township in connection with the enforcement of this By-law shall be paid within thirty (30) days of their billing date, and in the event of failure to pay the entire amount due with the said thirty (30) days, the outstanding balance of the invoice may thereafter be added to the tax roll as of the year in which the expenses were billed.
- 12.7 Expenses incurred by the Township shall include the actual cost of labour, equipment and an administrative fee of twenty-five percent (25%) plus an additional one and one quarter percent (1.25%) interest rate per month for any outstanding amounts.
- 12.8 That Council may elect to restrict, suspend and permanently terminate the privileges of a Person holding a Landfill User Card/Pass provided that such a restriction, suspension or permanent termination is a consequence of:
- a) Established pattern of serious and deliberate contravention of this By-Law not rectified after three (3) months repeated written orders and fines or penalties;
 - b) Physical or verbal harm caused to an Attendant or a Township employee.
- 12.9 That if Council elects to restrict the privileges of a Person holding a Landfill User Card/Pass, any or all of the following restrictions may be imposed:
- a) A requirement that Waste and recycling be brought to the Landfill Site on specific days and times.
 - b) A requirement that the Person submit to a detailed inspection of all Waste disposed of at the Landfill Site;
 - c) 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 Attendants of the Waste.
- 12.10 That if Council elects to suspend or permanently terminate the privileges of a Person holding a Landfill Identification User Card/Pass, any or all of the following terms may be imposed:
- a) Suspensions may be set for a specific time period;
 - b) Permanent terminations are indefinite;
 - c) All suspensions and permanent terminations will be reviewed annually by Council.
- 12.11 That every decision of Council to restrict, suspended or permanently terminate the right of someone to whom a Landfill Identification User Card/Pass was previously issued shall be set down in writing and delivered or mailed to the Person's address shown on the assessment roll for the Township or their known address. This includes termination of a

Landfill User Card/Pass of a tenant of the address or roll number. Such written notice will contain the following:

- a) A brief description of the alleged contravention including the approximate date thereof;
 - b) The date of which the restriction, suspension, or permanent termination will come into effect;
 - c) Where applicable, the details of the restrictions;
 - d) Where applicable, the details of how or when the restrictions, suspension, or termination may cease.
- 12.12 That fees and penalties relating to offences shall be listed in Schedule “N” attached hereto and forming part of this By-Law.

13. Enforcement and Administration

- 13.1 This By-Law will be administered by the Manager of Public Works or designate.
- 13.2 This By-Law shall be enforced by a by-law Officer or Manager of Public Works or designate.
- 13.3 That no Person shall hinder or obstruct, or attempt to hinder or obstruct, a by-law Officer or other duly appointed Person exercising a power or performing a duty under this By-Law.

14. Short Title

- 14.1 That this By-Law may be referred to as the “Waste Management By-Law”.

15. Interpretation

- 15.1 That the provisions of this By-Law shall not relieve any Person from compliance with any provisions of this By-Law, or any other Township By-Law.
- 15.2 That in the event that any of the provisions contained in this By-Law are determined invalid, unlawful or unenforceable to any extent, such provision shall be severed from the remaining provision which shall continue to be valid to the fullest extent permitted by law.
- 15.3 That the numbers, and headings, are inserted for convenience of reference only and are not to be considered when interpreting this By-Law.
- 15.4 That the words “include” and “including” are not to be read as limiting the meaning of a word or term to the purchase of descriptions that follow.
- 15.5 That wherever this By-Law refers to a user, Owner or thing reference to gender or the gender neutral, the intention is to read the By-Law with the gender applicable to the circumstances.

16. Severability

- 16.1 That if the court or tribunal of competent jurisdiction declares any portion of this By-Law to be illegal or unenforceable, that portion of this By-Law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force.

17. Schedules

- 17.1 The Schedules to this By-law form an integral part of this By-law:
- a) Schedule A: Waste Disposal Site Hours of Operation;
 - b) Schedule B: Landfill Identification/ User Pass Policy;
 - c) Schedule C: Acceptable and unacceptable materials: Blue Box Recyclables

- d) Schedule D: Acceptable and unacceptable materials: Metal and Appliances
- e) Schedule E: Acceptable and unacceptable materials: Electrical and Electronics
- f) Schedule F: Acceptable and unacceptable materials: Tires
- g) Schedule G: Acceptable and unacceptable Yard Waste
- h) Schedule H: Prohibited Substances and Hazardous Waste
- i) Schedule I: Offences

18. Schedule Amendments

- 18.1 That Schedules may be amended from time to time by resolution of Council without an amendment to this By-Law.

19. Repeal

- 19.1 That all previous by-laws relating to the governance of landfills or Waste management and Waste management disposal fees, including By-Law 97-03 as amended, are repealed in its entirety on the date that this By-Law comes into force.
- 19.2 That in the event of any conflict between the provisions of this By-Law and any other by-Law, the provisions of this By-Law shall prevail.


20. Implementation

- 20.1 That this By-Law comes into force and effect on July 01, 2023.

READ A FIRST, SECOND, THIRD TIME AND FINALLY PASSED THIS 13th DAY OF JUNE, 2023.



Mayor



CAO, Clerk-Treasurer

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule A to By-Law No. 2023-27

Waste Disposal Site Hours of Operation

Winter Hours (September 01 to May 01)

Saturdays: 8:00 am to 4:00 pm

Summer Hours (May 01 to September 01)

Wednesdays: 4:00 p.m. to 7:00p.m.

Saturdays: 8:00 am to 4:00 p.m.

The Waste disposal site will be closed on Federal and Provincial statutory holidays unless deemed by Council to be opened to the Public.

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule B to By-Law No. 2023-27

Landfill Identification User Pass Policy

1. That one (1) Landfill Site Card is to be given to each assessed parcel of land or business.
2. That one (1) free Landfill Site Card may be provided to each assessed parcel of land or business, upon request by the assessed Owner or when the assessed parcel is transferred through sale of property.
3. That one (1) Landfill Site Card may be given to each tenant in a Multi-Residential unit.
4. That on July 1st of every year the bag limit will renew to a full amount indicated in this By-Law and as part of this policy.
5. That a property Owner will provide a "Contractor's Permit" to a Contractor who is using the landfill on behalf of the assessed Owner. The "Permit" is available at the Public Works Department Office as well as the Township Office.
6. Tipping Fees shall be the responsibility of the "Contractor Permit" holder.
7. That a lost, stolen, or damaged landfill site card will be replaced at a fee of \$25.00 and that the remaining bag limit, indicated in the Township's database, will be transferred to the new Landfill Site Card.
8. That a residential property shall have a bag limit per year of 104 bags of household Garbage, additional bags can be purchased at a cost of \$3.00 per bag.
9. That Vacant Land property shall have a bag limit of 16 per year of household Garbage, additional bags can be purchased at a cost of \$3.00 per bag.

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule C to By-Law 2023-27

Acceptable and Unacceptable Materials: Blue Box Recyclables

1. The following items shall be emptied, rinsed, and separated from Waste to be disposed of Blue Box Recyclables as stipulated by O. Reg 101/94 as amended from time to time, pursuant to the Environmental Protection Act, R.S.O. 1990, c. E.19, as amended from time to time:
 - A) Accepted Material in Mixed Container Bin:
 - i) Aerosol cans that are empty.
 - ii) Aluminum foil is clean, and items made from aluminum foil.
 - iii) Aluminum and metal cans food and beverage
 - iv) Paint cans with lids removed.
 - v) Plastics labeled 1 through 7 (with exceptions to film wrap and such)
 - vi) Clear plastic clamshell containers for berries, muffins, and cookies.
 - vii) Water bottles
 - viii) Plastic shampoo bottles, body wash bottles, liquid detergent containers
 - B) Not Accepted Material in Mixed Container Bin:
 - i) Paint cans or aerosol cans that are full.
 - ii) Propane cylinders
 - iii) Plastic wrap or film wrap.
 - iv) Plastic bags
 - v) Bubble wrap
 - vi) Disposable coffee pods
 - vii) Hard Plastics such as toys, lawn furniture, flowerpots.
 - C) Accepted Carboard Bin Materials:
 - i) Boxboard flattened and emptied of liners and Styrofoam.
 - ii) Corrugated cardboard flattened.
 - iii) Fiber egg cartons (free of eggshells)
 - iv) Toilet paper and paper towel tubes
 - v) Cereal, cracker. shoe boxes
 - vi) Kleenex boxes
 - D) Not Accepted in Carboard Bin Materials:
 - i) Frozen food boxes that have a wax coating
 - ii) Soiled pizza boxes
 - iii) Hard cover books
 - E) Accepted in Paper Bin Materials:
 - i) Computer paper, Writing paper and mail.
 - ii) Magazines, catalogues, telephone books
 - iii) Newsprint, including inserts and flyers.
 - iv) Paper bags
 - v) Gift wrap that is not foil
 - F) Not Accepted in Paper Bin Materials:
 - i) Waxed or foil coated paper.
 - ii) Potato chip bags
 - iii) Styrofoam
 - iv) Paper soiled in grease or food or used Kleenex or paper towel.
 - G) Accepted Material in the Glass Bin lids removed:
 - i) Food grade glass
 - ii) Pickle and Jam Jars
 - iii) Pasta Sauce Jars
 - iv) Olive oil bottles

H) Unaccepted Material in the Glass Bin:

- i) Light bulbs
- ii) Windows
- iii) Ceramics
- iv) Drinking glasses
- v) If food does not come in the glass container it is not accepted.

It is difficult to list every item that can or cannot be recycled. Like items would be acceptable. Direct questions to Recycling Attendants or the Public Works Department.

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule D to By-Law 2023-27

Acceptable and Unacceptable Materials: Metal and Appliances

1) Accepted Metals include:

- i) Automobile parts drained of fluids.
 - ii) Empty home heating tanks cut in half.
 - iii) Heat pumps and exchangers
 - iv) Furnaces
 - v) Metal Bathtubs
 - vi) Metal Coffee Carafes
 - vii) Metal Fencing
 - viii) BBQs
 - ix) Metal Sinks
 - x) Dishwashers
 - xi) Dryers
 - xii) Stoves
 - xiii) Washers
- 2) Appliances containing Chlorofluorocarbon (CFCs, also known as Freon) These appliances are subject to tipping fees for the removal of the CFCs
- i) Air Conditioners
 - ii) Dehumidifiers
 - iii) Freezers
 - iv) Refrigerators
 - v) Water Coolers

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule E to By-Law 2023-27

Acceptable and Unacceptable materials: Electrical and Electronic Equipment

1. The Electrical and Electronic Equipment Regulation (O. Reg 522/20) under the Resources and Recovery and Circular Economy Act 2016 designates information technology, telecommunications, audio-visual (ITT/AV) under Ontario's individual producer responsibility regulatory framework:
 - a) Accepted:
 - i) Computer
 - ii) Printers (desktop and standing)
 - iii) Video Game devices
 - iv) Telephones including cellular.
 - v) Display devices, including televisions.
 - vi) Radios and stereos, including aftermarket.
 - vii) Cameras, security cameras
 - viii) Video Recorders
 - ix) Drones with audio or visual recording equipment
 - x) Charging Cables, telephone cables, HDMI cables
 - xi) Handheld point of sale devices
 - xii) Small kitchen appliances, toasters, microwaves, handheld mixers.
 - xiii) Power tools are cordless and corded.
 - xiv) Batteries up to 12 volts (no car batteries) Rechargeable Batteries
 - b) Not Accepted:
 - i) Large appliances
 - ii) Childrens toys
 - iii) Furniture

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule F to By-Law 2023-27

Acceptable Tires

1. The Tires Regulation (O. Reg 225/18) under the Resource and Recovery and Circular Economy Act, 2016 designates Tires under Ontario's individual producer responsibility regulatory framework:
 - a) Accepted on or off rims, up to ten (10) Tires maximum per day:
 - i) Passenger and light truck Tires
 - ii) Medium truck Tires
 - iii) Industrial Tires
 - iv) Small off-road Tires
 - v) Medium off the road Tires
 - vi) Agricultural Tires

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule G to By-Law 2023-27

Acceptable and Unacceptable Materials: Yard Waste/Burn Pile

1. Yard Waste may be used as one of the two (2) free clean-up loads that are offered per year for Residential Dwellings.

A) Accepted:

- i) Grass clippings
- ii) Leaves
- iii) Pine needles
- iv) Twigs
- v) Sticks
- vi) Shrubs
- vii) Bushes
- viii) Vines
- ix) Yard and garden trimmings
- x) Garden Refuse
- xi) Fallen fruit from trees.
- xii) Tree trimmings
- xiii) Clean wood and lumber free of paint and nails.

B) Not Accepted:

- i) Yard Waste in plastic bags
- ii) Large boulders
- iii) Tree stumps

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

Schedule H to By-Law 2023-27

Prohibited Substances and Hazardous Waste

1. The Township of Bonfield enters into an agreement with the North Bay Hazardous Waste Depot located on 112 Patton Street, North Bay Ontario. Hazardous Waste is not permitted in the landfill.

Prohibited Substances cannot be accepted at the Waste disposal Site and includes;

- i) Hazardous Waste
- ii) Biomedical Waste, including syringes, hypodermic needles, sharps and medical dressings
- iii) Boat shrink wrap
- iv) Compacted Garbage
- v) Condemned or dead animals or their carcasses
- vi) Liquid Industrial Waste
- vii) Septic tanks
- viii) Motor vehicles
- ix) Pathological Waste as defined in R.R.). 1990, Reg. 347, as amended from time to time.
- x) Boulders
- xi) Tree stumps
- xii) Recyclable Materials

THE CORPORATION OF THE TOWNSHIP OF BONFIELD
Schedule I to By-Law 2023-27

Offences

PART 1 Provincial Offences Act

By-Law 2023-27: Waste Management By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision Creating or Defining Offence	Column 3 Set Fine
1.	Unauthorized use of a Landfill Identification Card/Pass	Section 3.2	\$50.00
2.	Create a Nuisance	Section 4.10(b)	\$75.00
3.	Damage Waste Disposal Site Property	Section 4.10(d)	\$100.00
4.	Enter Waste Disposal Site When Closed	Section 6.2	\$150.00
5.	Dispose of Residential or Industrial, Commercial and Institutional Waste in Public Litter Bins	Section 7.2	\$100.00
6.	No disposal of Hazardous Waste in Landfill.	Schedule "H"	\$150.00
6.	Dispose of Prohibited Substance in Public Litter Bins	Section 7.3	\$150.00
7.	Dispose of Waste on a Highway	Section 10.1 (a)	\$100.00
8.	Dispose of Waste on Public Property	Section 10.1 (b)	\$100.00
9.	Dispose Waste at entrance of Waste Disposal Site	Section 10.1 (c)	\$100.00
10.	Hinder or obstruct an Officer performing a duty under this By-Law	Section 12.3	\$150.00

Note: The penalty provision for the offences indicated above is section 12 of By-Law No. 2023-27, a certified copy of which has been filed.