

THE CORPORATION OF THE TOWNSHIP OF MATTICE – VAL CÔTÉ

BY-LAW NO. 868

**BEING A BY-LAW TO REGULATE THE
OPERATION, CONTROL AND FUTURE EXPANSION OF
THE MUNICIPAL WASTE DISPOSAL SITE**

WHEREAS Section 8 of the Municipal Act 2011 confers broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 10 of the Municipal Act 2001 authorizes a municipality to pass by-laws to provide any service or thing that the municipality considers necessary or desirable for the public including the economic, social and environmental well-being of the municipality, the health, safety and well-being of persons and the services and things that the municipality is authorized to provide;

AND WHEREAS Council deems it advisable and necessary to enact a by-law to regulate the operation, control and future expansion of the Municipal Waste Disposal Site;

NOW THEREFORE, the Council of the Corporation of the Township of Mattice – Val Côté enacts as follows:

1. DEFINITIONS

In this by-law:

"Designated landfill site" means the municipal landfill site located at 10, Sno Road, in Mattice;

"Municipality" means the Corporation of the Township of Mattice – Val Côté;

"Person" includes an individual, partnership or corporation;

"Waste" means discarded materials that are unwanted or unusable or of no value to someone.

2. ACCESS TO THE SITE

The municipal landfill site shall be open to the public on specified days and times, as set out in the Schedule "A" attached to this By-law, to allow the public to dispose of excess waste and oversized objects. Said schedule can be adjusted as required from time to time by Council. A gate shall be drawn across the access road and securely locked to prevent access to the site at other than specified times. Authorization to access the site during any other times will NOT be granted without municipal supervision.

3. LANDFILL ATTENDANT

A landfill attendant shall monitor and supervise the landfill site at all times during the public access schedule and when called upon to work beyond the regular operation hours. The attendant shall have the authority to apply measures for a safe and efficient operation of the site, in accordance with municipal guidelines and MOEP standards.

4. ORDER TO LEAVE

The landfill attendant or an Officer of the Municipality may require an individual to leave the municipal waste disposal site if the individual is conducting illegal activities, has no lawful reason to be at the municipal landfill site, is harassing another individual or wildlife or is performing acts contrary to this by-law. Every person shall comply with such an order. If the individual refuses to leave, an officer of the law may be called upon for assistance and a fine may be issued.

5. SCAVENGING

No person shall pick over, remove or scatter any waste once it has been deposited in the municipal landfill site. Council may enter into agreements with collectors of recyclable waste products, such as tires, electronics or metal, provided such agreements are deemed to be in the best interests of the Municipality.

6. PERMITTED USE OF LANDFILL

a) The use of the landfill site shall be restricted to the dumping of solid non-hazardous domestic and light commercial waste.

b) No person shall deposit or cause to be deposited waste originating from any place other than within the limits of the Township of Mattice – Val Côté.

c) Every person shall ensure that waste is deposited in an orderly manner, and only in the fill or other designated areas, as specified and directed by the landfill attendant. The roadway, including ditches and berms, shall be kept clean of debris and waste.

d) Persons will be expected to remain on site only for the reasonable period of time required to deposit the waste at the site.

7. LANDFILL DISPOSAL FEES

Every person depositing waste at the landfill site, except municipal employees doing so in the course of their duties, shall pay the landfill disposal fees set forth in Schedule "B" attached to the By-law. Unless prior billing arrangements have been made with the municipal office, payments will be made in cash to the landfill attendant who will then issue a receipt.

The person who attends the landfill site with the material is responsible for paying the fees pertaining to the material intended to be left on site. Any person who refuses to pay the fees will be denied future access to the landfill site and an invoice will be sent for the material left behind, which will include administration fees.

8. PROHIBITED WASTE MATERIAL

No person shall dump or deposit prohibited waste at a landfill site. The following waste will NOT be accepted at the landfill site:

- i) agricultural waste;
- ii) hauled liquid and hazardous waste, including waste oil, fuel or other petroleum products;
- iii) hauled sewage waste;
- iv) sawdust and other industrial wood waste;
- v) demolition debris unless pre-approved by the Municipality;
- vi) hazardous waste as defined by environmental regulations;
- vii) vehicles.

9. RECYCLE, REDUCE AND REUSE

In order to reduce the amount of refuse deposited at the landfill site and to promote the sound ecological use of resources, the Municipality will continue to support the voluntary recycling, reducing and reusing practices of its population.

10. LANDFILL EXPANSION

General guidelines for the operation and future expansion of the landfill site shall be made in accordance with the Mattice disposal facility general site plans and drawings found in the 2007 landfill amendment application.

11. REGULATION

a) No person shall store or dispose of waste in the municipality except in accordance with this by-law or where specific permission has been given and all other applicable enactments are complied with.

b) No person shall dispose of garbage, refuse, trade waste, uncollectible waste, recyclables, or demolished buildings on any public property or on a private property save and except at the designated landfill site.

12. ENFORCEMENT

a) Every person who contravenes a provision of the by-law, or permits a contravention of this by-law, is guilty of an offence and upon conviction is liable to a fine, not exceeding \$5,000.00, exclusive of costs, as provided for by the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended.

b) Where an offense against any provision of the by-law is of a continuing nature, a separate offense shall be deemed to occur on each day that the offense occurs or continues.

c) No action or other proceeding for damages shall be instituted against any municipal employee for any act done in good faith, in execution of any power or duty under this by-law.

d) Any costs and or fines resulting from a person refusing to comply with this by-law shall be paid within 30 days. Any unpaid fines shall be recovered in the same manner as municipal taxes.

13. SCHEDULES

The following schedules attached hereto are hereby made part of this by-law:

Schedule "A" – Landfill regular hours of operation

Schedule "B" – Landfill disposal fees and other charges

Schedule "C" - Landfill fines

14. SEVERABILITY

If any part of this by-law is, for any reason, held to be invalid by the decision of a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this by-law.

15. SHORT TITLE

This by-law may be referred to or cited as the "Lanfill Site By-Law".

16. REPEALS

That any by-laws or parts of by-laws inconsistent with the present by-law be repealed, and;

That by-law 866 is hereby repealed.

17. EFFECTIVE DATE

This by-law comes into force on the day on which it is passed.

READ AND ADOPTED this 23rd day of November 2020.

MAYOR

CAO/CLERK

Schedule "A" to By-Law no. 868, being a By-law to regulate the operation, control and future expansion of the municipal waste disposal site

LANDFILL REGULAR HOURS OF OPERATION

Commencing on November 1st, 2020:

- Every THURSDAY, from 2 pm to 5 pm
- Every SATURDAY, from 10 am to 5 pm

Closed on statutory or other paid holidays.

Schedule "B" to By-Law no. 868, being a By-law to regulate the operation, control and future expansion of the municipal waste disposal site (as amended by By-Law no. 921)

Landfill Disposal Fees

CONSTRUCTION MATERIALS PER VEHICLE SIZE	Mattice – Val Côté Residential Fee	Non-Residential Fee
1. Private Passenger Vehicle (personal use) with or without utility trailer	\$20.00	\$50.00
2. Commercial pick-up truck, with or without utility trailer (commercial use)	\$50.00	\$150.00
3. Single-axle Truck (maximum 5-ton capacity) or equivalent trailer	\$150.00	\$450.00
4. Tandem-axle Dump Truck or Single-axle Packer (i.e. Garbage Truck) or equivalent	\$400.00	\$800.00
5. Tri-axle Dump Truck, Tandem axle Dump Truck with pup, or Tandem axle Packer (i.e. Garbage Truck)	\$500.00	\$1,000.00
6. Tractor-trailer	\$800.00	\$2,400.00
7. Roll-off box	\$200.00	\$500.00
PER ITEM		
1. Roof asphalt shingles: per building (house with an attached garage counts as two buildings)	\$40.00	\$80.00
2. Vinyl siding: per building (house with an attached garage counts as two buildings)	\$20.00	\$40.00
3. Windows, vinyl or fiberglass doors: per item	\$10.00	\$20.00
4. Tires – NOT left in designated areas: per tire	\$10.00	\$20.00
5. Items requiring freon evacuation (i.e. air conditioner, freezer, refrigerator, dehumidifier), without a certificate proving that freon has been taken out	\$75.00	\$150.00
6. Contaminated soil (hydrocarbons, etc.)	Not accepted without Council prior approval – applicable fee to be determined by Council	Not accepted without Council prior approval – applicable fee to be determined by Council

NO FEES		
Tires in designated areas	No fee if dropped in the designated area	No fee if dropped in the designated area
Items requiring freon evacuation (ie. air conditioner, freezer, refrigerator, dehumidifier)	No fee with a certificate proving that freon has been taken out	\$50.00
Brush (i.e. shrubs, hedges, trees, large branches stumps, roots, timber and logs, natural Christmas tree)	No fee if dropped in clean wood pile	No fee if dropped in clean wood pile
Leaf and Yard Waste (i.e. plants and flowers, compost, leaves, grass clippings, small branches (less than 1.5" diameter) and tree/shrub trimmings)	No fee	No fee
Clean wood waste	No fee if dropped in clean wood pile	No fee if dropped in clean wood pile
Furniture	No fee	No fee
Appliances whose large size precludes or complicates handling by normal collection but that are potentially recyclable, including washing machines, dryers, water heaters, dishwashers and ovens	No fee	\$50.00 per item
Drums, fuel or oil tanks or similar containers PROVIDED they have been emptied, with the tops and bottoms taken off and that the containers are crushed flat	No fee	\$50.00
Uncontaminated soil or granular, suitable for filling	No fee	No fee
ADDITIONAL SERVICE FEES AND CHARGES		
Landfill open on non-operational days	Set rate for Landfill Attendant	N/A
Request for equipment operator	Set rate for equipment operator	Set rate for equipment operator
Clean-up costs for removing prohibited waste material, if not cleaned by the offender (s. 8)	Set rate for equipment operator	Set rate for equipment operator
Clean-up costs for removing waste improperly disposed of on private or public property (s. 11 b), if not cleaned by the offender	Set rate for equipment operator	Set rate for equipment operator
Administration charge to invoice landfill fees (except when pre-arranged) (s. 7)	\$25.00	\$25.00

Schedule "C" to By-Law no. 868, being a By-law to regulate the operation, control and future expansion of the municipal waste disposal site

Set Fines

Offence	Section	Fine
Failure to comply with an order to leave the landfill site	4	A fine of \$250.00 shall be issued, plus any enforcement costs incurred shall be charged.
Scavenging (Landfill)	5	A fine of \$150.00 shall be issued.
Dumping waste originating outside of Mattice – Val Côté	6. b	A fine of \$500.00 shall be issued.
Dumping waste outside of the designated areas	6. c	A fine of \$100.00 shall be issued.
Dumping prohibited waste material	8	A fine of \$500.00 shall be issued.
Improper disposal of waste on public or private property	11. b	A fine of \$200.00 shall be issued.