

RURAL MUNICIPALITY OF LAC DU BONNET

TRANSFER STATION OPERATIONS

BY-LAW NO. 15-16

Being a by-law of the Rural Municipality of Lac du Bonnet for the control, operation and use of the Transfer Stations and to repeal By-law No. 31-13;

WHEREAS The Municipal Act Section 232(1) empowers a municipality to pass by-laws respecting the safety, health, protection and well-being of people, and the safety and protection of property;

AND WHEREAS The Municipal Act Section 250(2) c) gives a municipality authority to acquire, establish, maintain and operate services, facilities and utilities;

AND WHEREAS The Municipal Act Section 252(1) A municipality exercising powers in the nature of those referred to in clauses 250(2)(b), (c) and (e) may set terms and conditions in respect of users, including

(a) setting the rates or amounts of deposits, fees and other charges, and charging and collecting them;

(b) providing for a right of entry onto private property to determine compliance with other terms and conditions, to determine the amount of deposits, fees or other charges, or to disconnect a service; and

(e) discontinuing or disconnecting a service and refusing to provide the service to users who fail to comply with the terms and conditions.

NOW THEREFORE the Council of the Rural Municipality of Lac du Bonnet duly assembled enacts the following:

1. Definitions: for the purpose of this bylaw

“authorized user” means

a) an owner of real property shown on the Municipality’s tax roll, and/or a person authorized by an owner of real property.

b) a person who is authorized to use the transfer station by agreement with the Municipality;

“bag” means a flexible containment device with a single opening, not measuring more than 26 inches x 36 inches in size;

“bulky metallic waste” includes but is not limited to derelict vehicles, farm machinery;

“dwelling” means a building or portion thereof, having a minimum floor are of 800 sq. ft. and occupying a maximum of 30% of a zoning site, designed or used for residential occupancy by a single household that includes exclusive sleeping, cooking, eating, sanitation facilities and containing a separate means of ingress and egress (as per Municipal Zoning Bylaw definition)

“e-waste” means electronic devices and components as per attached “Schedule C”;

“hazardous waste” means a collection system for specified household hazardous waste materials using the services of qualified recycling collection facilities;

“punch card” means a transfer station access card having 26 hole punches or user points equal to the value of \$1.00 or 1 standard garbage bag.

“re-useables” means items that are made of metal or real wood.

“receipt” a written acknowledgement (voucher) by a receiver of money or goods.

“recycling” means to convert into reusable material. What is accepted as recyclables as set out in “Schedule B”.

“recycling bag” means a clear or transparent bag designed for collecting recycling materials.

“truck box” shall mean a box the following size: 5’5” wide by 7’9” long by 24” high;

“waste” shall include, but not limited to the following: non-hazardous rubbish, litter, junk, junked, obsolete or derelict motor vehicles, or obsolete or derelict equipment, appliances or machinery, slimes, tailings, waste of domestic or municipal or mining or factory or industrial origin, effluent or sewage, human or animal waste, solid or liquid manure, or waste product of any kind whatsoever;

2. **A Gate Attendant shall be a designated officer of the Municipality, and shall have all the powers and authority of a designated officer set out in sections 239, 242 and 245 of the Municipal Act for administering and enforcing this by-law.**
3. No person shall deposit or cause to be deposited waste upon any public or private property in the Municipality, including a highway.
4. A person may only deposit waste in a container suitable for the purpose.
5. Only an authorized user can access and utilize all services available at the Transfer Stations, and may do so only in accordance with the requirements of this by-law, including:
 - a. every owner of real property in the Rural Municipality of Lac du Bonnet must provide proof of identification upon request of the Gate Attendant.
 - b. every person authorized by a real property owner to deposit waste and recycling material must provide proof of authorization and/or identification if requested by the Gate Attendant.
 - c. only on the days and during such hours of operation as the Municipality may from time to time determine and set by resolution. The Municipality will post a sign at a Transfer Stations advising of its days and hours of operation.
 - d. the authorized user must demonstrate the nature and type of the waste to be deposited. The Gate Attendant may otherwise refuse entry to the Transfer Station.
 - e. The Transfer Station Gate Attendant will direct where the waste must be deposited on or adjacent to, or as near as possible to any waste previously deposited.
 - f. the authorized user must pay any applicable fees set out in **Schedule “A”**.
 - g. subject to number 6, if the waste to be deposited is metallic waste it must be deposited within the separate area or areas of the Transfer Station designated by the Municipality for the depositing of such waste.
 - h. re-useable waste must be deposited within the separate area of the Transfer Station designated by the Municipality for the depositing of such waste. The Transfer Station Gate Attendants shall have the sole discretion as to the acceptance of re-useables.
 - i. e-waste must be deposited within the separate area designated by the Municipality. Electronic waste as per **Schedule “C”** can only be accepted at the PR 313 Transfer Station site.
 - j. all waste must be covered and/or secured at the time of arrival at the Transfer Station. If it is not, the authorized user shall have imposed the fee as set out in **Schedule “A”**. If this fee is not paid, the unpaid account shall be treated in accordance with Clause 11 (f).
 - k. the depositing of rubber tires. A handling fee is to be assessed as per **Schedule “A”**.
6. The Municipality deems the Transfer Station unsuitable for the depositing of bulky metallic waste.

7. The Municipality deems the Transfer Station unsuitable for the deposit of fridges, Freezers, and Air Conditioners that have had Freon removed without the proper certification stickers. Any Fridges, Freezers, and Air Conditioners without the proper certification stickers, will be assessed a breakeven fee charged by the Contractor.
8. No person shall
 - a. Display any disorderly conduct. Such conduct will be considered a violation under the Employee Respectful Workplace Code of Conduct Policy and will not be tolerated. Such conduct may cause Transfer Station access privileges to be revoked.
 - b. Loiter at the Transfer Station or in any way obstruct persons who are on the site or employed at the site,
 - c. Disturb the peace and quiet of the staff or authorized users at the Transfer Station.
9. No person shall remove, damage, obliterate, render illegible, deface, or otherwise interfere with a sign or notice to which reference is made in this by-law.
10. **For the personal protection and safety of our ratepayers, and to reduce a potential liability risk to the Municipality there will be No scavenging of any items at the Transfer Station sites.**
11. **Transfer Station Punch Card Access Program effective July 1, 2014;**
 - a. A Transfer Station Access Punch Card has 26 user punch points. Gate Attendants will record each use on the Punch Card with a single hole punch. Each point on the card is of equal value to one (1) standard household garbage bag.
 - b. The authorized user of a property with a dwelling will receive an annual maximum of two (2) Punch Cards (equal to 52 user punch points) and will be issued with the annual Tax Statement.
 - c. **The authorized user of a property without a dwelling (vacant lot) will receive one (1) Punch Card** (equal to 26 user punch points) until a permit has been obtained for a principle dwelling at which time the property owner will be eligible for 2.
11. **Fees:**
 - a. Authorized users can purchase Punch Card(s) from the Municipal Office during regular office hours at a cost of \$26.00 equal to one (1) Punch Card. Partial Cards are not available; a 26 user point card must be purchased. There will be no exceptions.
 - b. Lost Punch Cards will not be replaced by the Municipality. Authorized users are responsible for purchasing a replacement Punch Card(s) from the Municipality at a cost of \$26.00 equal to one (1) Punch Card. Partial Cards are not available; a 26 user point card must be purchased. There will be no exceptions.

Every transaction, by the receipt system, processed by the Gate Attendant must have the following information placed on the receipt.
Date, Name, Tax Roll, Punch Card Number, Signature, and Gate Attendants Initials
 - c. The Municipality will assess and collect separate handling fees for all other deposits not contained in a “bag” as defined in this by-law, based on the type and volume of waste to be deposited, as set out in Schedule “A”;

- d. The Municipality reserves the right to make adjustments to the provided details of assessment, collection, and handling fees as it deems necessary.
- e. The fees imposed under this by-law as determined at the Transfer Station shall be by a receipt system issued by the Gate Attendant. Such receipts are due and payable within 30-days of the date issued. If the fee is not paid within this period, the Municipality may collect it in the same manner as a tax may be collected or enforced under the Municipal Act.
- f. The assessment of fees for deposits of waste, including but not limited to organized deposits such as trailer courts/co-ops, shall be provided with one (1) Transfer Station Access Pass (punch card with 26 user points) per registered unit. Permanent residents living in a co-op shall be provided with two (2) Transfer Station Access Passes (punch card with 52 user points)
- g. **The assessment of fees for deposits of waste from commercial properties will be considered on an individual basis.**

13. **Enforcement**

Where the Gate Attendant is of the opinion there is a violation of this by-law, the Gate Attendant will advise the person of the violation. Where the violation is not remedied to the satisfaction of the Gate Attendant, the Gate Attendant has authority to refuse the person access to the Transfer Station. A formal letter will be sent immediately to the person in violation.

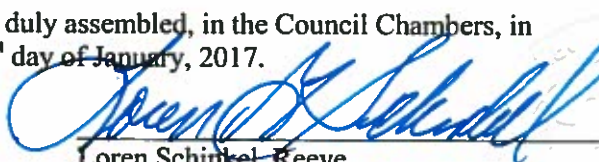
14. **The Municipal Bylaw Enforcement Officer will investigate the situation and report accordingly, and remedy the matter as required.**

The person must comply with the bylaw enforcement officer's recommendation, orders, as deemed appropriate.


The costs of an action or measure taken by the Municipality under this paragraph are an amount owing to the Municipality by the person who violated this by-law and may be collected by the Municipality in the same manner as a tax may be collected or enforced under the Municipal Act.

15. **Any person who violates a provision of this by-law is guilty of an offence and is liable on summary conviction and maybe subject to fines as per Schedule D.**

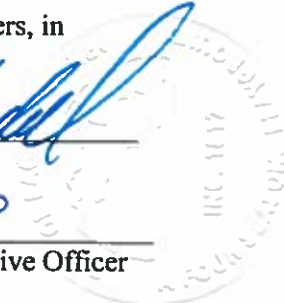
DONE AND PASSED in Council duly assembled, in the Council Chambers, in Lac du Bonnet, Manitoba, this 31st day of January, 2017.



Loren Schinkel, Reeve



Tannis Lodge, Chief Administrative Officer



Read a First Time: January 10, 2017
 Read a Second Time: January 31, 2017
 Read a Third Time: January 31, 2017

Resolution 2017 0017
 Resolution 2017 0049
 Resolution 2017 0050

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SCHEDULE "A" – DEPOSIT FEES BY TYPE AND VOLUME

All recyclables may be deposited at either PR #214 or PR #313 Transfer Station free of charge.

At PR #313 only: scrap metal, hazardous waste, rubble, oil and items for the burning pits may be deposited free of charge.

For the following items being deposited into a bin, or being placed at the Transfer Station for later deposit into a bin, the following applicable fees shall be charged:

BAGS:

Each 26" x 36" standard bag One (1) hole punch
Larger Bags..... Two (2) hole punches

BULK TRUCKLOADS:

Truck boxes that are larger in size than 5'5" wide by 7'9" long by 24" high shall be assessed the appropriate fee as determined by the gate attendant. Loads larger than 3 tons will be refused.

All loads over \$25.00 will be issued an invoice / voucher for payment at the municipal office upon receipt.

½ - ¾ ton trucks \$ 25.00
Utility trailers, single axle, non dual \$ 25.00
1 ton - 3 ton trucks \$ 75.00
Utility trailers tandem axle or dual wheel \$ 75.00

Shingles

½ ton - ¾ ton trucks \$ 50.00
Utility trailers, single axle, non dual \$ 50.00
1 ton - 2 ton trucks \$ 200.00
Utility trailers tandem axle or dual wheel \$ 200.00
3 ton trucks \$ 300.00

Loads greater than 3 tons or above prescribed trailers are to be hauled directly to St. Clements Landfill.

WINDOWS/WINDSHIELDS

Windows/Windshields \$ One (1) hole punch

APPLIANCES

\$ One (1) hole punch
(not including items that originally contained Freon)

****Non resident fee of \$20.00 per appliance with Freon**

****Non resident fee of \$5.00 per appliance with Freon removed**

For the following being deposited at the PR #313 only.

SCRAP METAL AREA:

Items that originally contained Freon bearing a certified sticker that the Freon has been removed: **NO CHARGE**

FREON REMOVAL AREA:

Items containing Freon and/or Freon removed but not bearing a Certified sticker that the Freon has been removed: **Break even fee as charged by the contractor to remove Freon**

FABRIC COVERED FURNITURE:

Sofa \$ 10.00 each ****non-resident fee of \$15.00 each**
Mattress \$ 5.00 each ****non-resident fee of \$10.00 each**
Box spring \$ 5.00 each ****non-resident fee of \$10.00 each**
Chair (Armchair) \$ 5.00 each ****non-resident fee of \$10.00 each**

TIRES

Rubber tires **NO CHARGE**

CARPET & FLOORING:

8x10 foot size or smaller..... \$ 1.00
Larger than 8x10 foot size..... \$ 3.00

RE-USEABLES: **NO CHARGE**

UNCOVERED/UNSECURED LOADS:

All items \$ 25.00 per load

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SCHEDULE "B" – RECYCLING INFORMATION

****Please rinse containers and remove any lids or caps****

WHAT WE ACCEPT - RECYCLABLES

- Newspapers, Magazines, Flyers
- Calendars, Phonebooks, Catalogues, etc.
- Books – all types (Phone, Paperback, Hardcover)
- Office Paper (if shredded – bag)
- Boxboard (Cereal Boxes, etc.)
- Corrugated Cardboard
- Glass Bottles, Jars, Dishes with lids removed
- #1, #2, #4, #5 and #7 Plastic Containers
- Milk Cartons and Tetra Paks
- Aluminum and Tin Cans
- Household Batteries, Cell Phones

WHAT WE DO NOT ACCEPT - RECYCLABLES

- NO Styrofoam
- NO Kleenex
- Any Garbage
- Small Appliances, Electronics
- Plastic Bags, Bubble Wrap
- Light Bulbs
- Aerosol Cans, Paint Cans
- Motor Oil Containers
- Toys, Chairs, Pools, Etc.
- #3 and #6 Plastic Containers
- Construction Debris

****Please rinse containers and remove any lids or caps****

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SCHEDULE "C" - ELECTRONIC WASTE RECYCLING

Responsible Electronics Recycling – now accepting all electrical and electronic equipment and appliances

WHAT DO WE ACCEPT – AS E-WASTE

Cables with or without connectors or ends
Circuit Boards and cards such as sound, video, network, modems, controllers
Circuit Boards and Cabinets from communication equipment
Internal or external CD-ROM's, DVD and CD-ROM Burners
Electronic and Manual Typewriters
Fax Machines, scanners, photocopiers
Hard disks (HD) and Floppy Drives (FD)
Laptops, laptop parts
Laptop accessories, chargers, batteries, cables and cards
External Modems, drives, sound systems
Networking Equipment, cards, hubs, routers, switches, cabling
Personal Computers (CPU, monitors, keyboards, mouse and peripherals)
Inkjet and Laser Printers, color and black and white
Software Manuals, CDs, DVDs and Diskettes
Cassette and reel-to-reel Tape players/recorders
Mobile Radios and FRS phones
Remote controls (television and stereo)
Games decks such as Play Station, X-Box and Nintendo
Mobile and Marine (cell) phones, chargers and batteries
Pagers and answering machines
Battery chargers
Batteries of **all** kinds
Stereos, Television, entertainment equipment
Regular telephones corded or wireless and base stations

Appliances, lamps, ballasts, elect panels, tools, hardware, telephone, pagers, clocks, alarms and alarm systems, bulbs, tubes, decorative lighting, signs

Note: Fridges, Coolers, Freezers, Dehumidifiers & Air Conditioners that have refrigerant may be subject to a decommissioning fee of \$20.00 per item

Schedule "D"
Fine Schedule
Transfer Station Operations By-Law 15-16
[Section 242 The Municipal Act]

Section	Offences pertaining to the operations of the municipal transfer stations	1 st offence	2 nd offence	Subsequent offence
3	Deposit or cause to be deposited waste upon any public or private property in the municipality, including a highway	\$100	\$200	\$300
4	Deposit waste in a container other than what it is suited and purposed for	\$100	\$200	\$300
5 (a)	Not authorized to access the Transfer Stations	\$100	\$200	\$300
8 (a)	Display disorderly conduct	\$100	\$200	\$300
8 (b)	Loitering	\$100	\$200	\$300
8 (c)	Disturbing the peace	\$100	\$200	\$300
9	Remove, damage, obliterate, render illegible, deface, or otherwise interfere with a sign or notice to which reference is made to this bylaw	\$100	\$200	\$300
10	Scavenging	\$200	\$300	\$400