

Bylaw No. 8310

The Waste Bylaw, 2004

**Codified to Bylaw No. 9550
(December 17, 2018)**

BYLAW NO. 8310

The Waste Bylaw, 2004

The Council of The City of Saskatoon enacts:

Part I General Matters

Short Title

1. This Bylaw may be cited as The Waste Bylaw, 2004.

Purpose

2. The purpose of this Bylaw is to protect the health and welfare of people and provide for the abatement of nuisances and the protection of the environment by regulating and monitoring the collection, handling and disposal of waste and recyclable material within the City.

Definitions

3. In this Bylaw:
 - (a) “approved container” means a container that meets the requirements of this Bylaw and of the Utility Services Manager and that has been approved for use in the City by the Utility Services Manager;
 - (b) “automated collection” means the collection of waste by a system of mechanical lifting and tipping of containers into specially designed vehicles;
 - (c) “bin” means an approved container made of metal of a size greater than one half cubic metre that is capable of automated collection;
 - (c.1) “biomedical waste” means medical waste that requires special precautions in disposal due to the waste being infectious, cytotoxic or especially toxic in nature, or containing sharps;
 - (d) “City” means The City of Saskatoon;

- (e) “commercial cooking grease container” means an approved container used for disposal of commercial cooking grease;
- (f) “commercial premise” means a premise principally used for the conduct of a profession, business or undertaking, and includes any premise that is not a residence or the premises connected therewith, but does not include an industrial or institutional premise;
- (g) “commercial waste container” means an approved container for use at commercial premises, capable of automated collection, and includes a bin, roll-out cart and a stationary container;
- (h) “Council” means the council of the City;
- (i) “garbage can” means a container for manual waste collection that meets the requirements of this Bylaw;
- (i.1) (Repealed – Bylaw No. 9467 – October 23, 2017)
- (j) “home-based business” means a home-based business as defined in the City’s Zoning Bylaw No. 7800 (the “Zoning Bylaw”);
- (k) “household waste” means waste originating from domestic activities at a residence, and includes:
 - (i) putrescible organic waste produced as a by-product of the handling, preparation, cooking, consumption or storage of food;
 - (ii) non-putrescible materials, including packaging material, clothing, containers, paper products, small appliances, household items, diapers;
 - (iii) non-hazardous remains, by-products, or discarded materials; and
 - (iv) yard waste including grass clippings, leaves, branches, trees, garden matter, soil, sod or dirt;
- (l) “industrial premise” means a premise principally used for manufacturing, processing, assembling, cleaning, servicing, repairing, testing, storage, distribution or warehousing of materials, goods or equipment;
- (m) “institutional premise” means a premise principally used as a temporary place of abode and includes a hotel, motel, school, church, prison, senior citizens home, special care home, community home and hospital but does not include a residence as defined in this Bylaw;

- (m.1) (Repealed – Bylaw No. 9467 – October 23, 2017)
- (n) “manual waste collection” means collecting waste from garbage cans by manually tipping into a waste collection vehicle;
- (o) “multiple-unit residence” means a building or portion thereof designed for or occupied as three or more residences, but does not include an institutional premise;
- (p) “municipal inspector” means a person appointed by the Utility Services Manager to act as a municipal inspector for the purposes of this Bylaw;
- (q) “putrescible” means waste that is capable of decomposing with sufficient rapidity so as to cause a nuisance from odours or gases, or that is likely to attract birds, insects, snakes, rodents or other animals, or that may otherwise be a health risk;
- (q.1) “radioactive material” means a nuclear substance within the meaning of the *Nuclear Safety and Control Act*;
- (r) “recyclable material” means any material collected for the purpose of recycling or reuse;
- (s) “recycling container” means an approved container for collecting recyclable material;
- (t) “residence” means a dwelling of any type as defined in the Zoning Bylaw;
- (u) “residential waste container” means an approved container for use at residential premises, and includes a roll-out cart, stationary container or bin;
- (v) “roll-out cart” means a container on wheels approximately 0.4 cubic metres in volume and designed for automated collection;
- (w) “special collection area” means an area prescribed by the Utility Services Manager where, because of its configuration, normal collection practices are impractical, and includes areas such as a cul-de-sac, a townhouse complex or a narrow lane;
- (x) “special waste” means waste listed in Schedule “C” to this Bylaw;
- (y) “stationary container” means a container intended to be used for waste collection from more than one residence or for commercial use that is approximately one cubic metre in volume and capable of automated collection;

- (z) “unacceptable waste” means waste listed in Schedule “C” to this Bylaw;
- (aa) “Utility Services Manager” means the General Manager of the Utility Services Department, or designate;
- (bb) “waste” means any discarded organic or inorganic material, including household waste, special waste and unacceptable waste that:
 - (i) the owner or possessor thereof does not wish to retain;
 - (ii) must be disposed of due to health reasons; or
 - (iii) must be disposed of to ensure that the amenity of the area in which it exists is not adversely affected;
- (cc) “waste container” means any container approved for waste collection, and includes a bin, roll-out cart, stationary container, garbage can, residential waste container, commercial waste container and a commercial cooking grease container; and
- (dd) “Waste Management Centre” means the Provincially-approved landfill operated by the City for the disposal of waste.

Part II

General Provisions for the Collection and Disposal of Waste

Accumulation of Waste Prohibited

4. No owner or occupant of any land or building shall allow waste of any kind to accumulate in or on the land or building, except as permitted in this Bylaw.

Depositing Waste on Public or Private Property

5. No person shall dispose of waste anywhere in the City other than in a waste container or at a Provincially-approved Waste Management Centre.
6. No person shall dispose of special waste anywhere in the City except at a Provincially-approved waste disposal centre.

7. A person who has placed waste contrary to the provisions of this Bylaw shall remove the waste or cause the waste to be removed upon being directed to do so by the owner or occupant of the land, the Utility Services Manager, a Medical Health Officer, the General Manager of Fire and Protective Services or a peace officer.
8. If the identity of the person who placed waste on the land contrary to the provisions of the Bylaw cannot reasonably be ascertained, the owner or occupant of the land shall remove the waste or cause the waste to be removed upon being directed to do so by the Utility Services Manager, a Medical Health Officer, the General Manager of Fire and Protective Services or a peace officer.
- 8.1 Notwithstanding any other provision of this Bylaw, the owner of any vehicle involved in the commission of an offence under Sections 5 or 6 shall be liable for the offence, as well as any other person who may have actually committed the offence, unless that vehicle owner satisfies the Court that, at the time of the offence, the vehicle was:
 - (a) not being operated by the owner and had not been parked or left by the owner; and
 - (b) not being operated and had not been parked or left by any authorized person in charge of the vehicle.

Waste Containers

9. The owner of property shall ensure that there is unobstructed access to waste containers, unless other arrangements are first made with the Utility Services Manager.
10. No owner or occupant of a property that is assigned:
 - (a) a bin shall place waste in any waste container except in the container assigned to that property;
 - (b) a stationary container shall place waste in any bin or roll-out cart; or
 - (c) a roll-out cart shall place waste in any waste container except the waste container assigned to that property.
11. No person other than:
 - (a) the owner, occupant or operator of a property to which a waste container is assigned;

(b) a person permitted by the owner, occupant or operator of a property to which a waste container is assigned; or

(c) the City,

shall disturb or disrupt the contents of a waste container.

12. Unless other arrangements are first made with the Utility Services Manager, no person shall:

(a) deposit special or unacceptable waste into any waste container;

(b) allow any waste container to remain on a public right-of-way for more than 24 hours preceding collection day; and

(c) allow any waste container to remain on a public right-of-way on or after 7:00 p.m. on collection day.

13. The City may refuse to empty any waste container that:

(a) is unclean or unsanitary;

(b) is improperly placed;

(c) is not accessible to City waste vehicles or employees;

(d) is locked or is in an enclosure that is locked;

(e) contains improperly prepared or placed waste, special waste or unacceptable waste;

(f) poses a danger to the safety of City employees;

(g) may cause damage to the City's equipment;

(h) in combination with its contents exceeds the allowed weight; or

(i) is not an approved waste container.

Disposition of Waste and Recycling Material

14. No person other than:

(a) the owner, occupant or operator of a property to which a waste container is assigned;

- (b) a person permitted by the owner, occupant or operator of a property to which a waste container is assigned; or
- (c) the City,

shall remove any waste from a waste container, a Waste Management Centre or a waste collection vehicle.

- 15. The City may dispose of, recycle or reuse in any manner all waste or recyclable material delivered to or collected by the City.

Improperly Prepared or Placed Waste

- 16. Waste shall be prepared and placed in accordance with this Bylaw, unless other arrangements are first made with the Utility Services Manager.
- 17. No person shall:
 - (a) pile waste above the top of a waste container;
 - (b) overfill a waste container so that waste may fall to the ground;
 - (c) place waste on top of a waste container; or
 - (d) place waste on the ground near a waste container.
- 18. The owner or occupant of a residence shall:
 - (a) thoroughly drain all household waste and wrap and securely tie it in paper or in a plastic bag;
 - (b) fully quench ashes prior to disposal;
 - (c) flatten and bundle or bag cardboard for disposal;
 - (d) ensure waste does not exceed 0.5 m in length;
 - (e) ensure that all putrescible waste is in a sealed bag or container; and
 - (f) ensure that all sharp or pointed objects are wrapped or contained.

Damage to Waste Containers

19. No person shall cause or permit any loss of or damage to a City-owned waste container.

Conveyance of Waste Through the City

20.
 - (1) No person who transports or causes to be transported any waste in the City shall allow the waste or any portion of it to escape from the vehicle.
 - (2) No person shall transport or cause to be transported any waste in the City unless proper measures, including at least one of the following, are taken to prevent the waste or any portion of it from escaping from the vehicle:
 - (a) the waste is in a covered container;
 - (b) the waste is covered with a tarpaulin or other suitable covering; or
 - (c) the waste is securely tied down or fastened.
21.
 - (1) No person shall transport or cause to be transported in the City any offal from slaughterhouses or butcher shops, or any swill or waste of an offensive nature unless the part of the vehicle containing the waste is:
 - (a) watertight;
 - (b) constructed in such manner that it is impossible for any part of the contents to escape;
 - (c) covered so that flies cannot come in contact with the contents; and
 - (d) constructed in such a manner that offensive odours cannot escape.
 - (2) No person shall allow any vehicle transporting waste referred to in Subsection (1) to stand in any street longer than is absolutely necessary, and in any case for more than thirty minutes, except in the case of an emergency.
22. No person shall leave any vehicle carrying a full or partial load of waste parked overnight on a street or in any residential area.

**Part III
Waste Collection from Residences**

Division I

General Provisions

23. The Utility Services Manager shall determine the type of waste collection to be provided to each residence in the City.
24. Unless otherwise stated in this Bylaw, Council shall determine the frequency of collections to be provided to each residence in the City.
25. Residences with scheduled collections shall be provided with a collection schedule.

Additional Collections

26. Where the owner or occupant of a residence wishes to have additional collections, the owner or occupant may arrange with the Utility Services Manager for disposal of the additional waste. Such additional collections shall be billed at the commercial rates as provided in Schedule "A" to this Bylaw.

Division II

Manual Waste Collection

27. Where manual waste collection is in effect, the owner or occupant of a residence shall provide, and maintain in good condition, a maximum of two garbage cans to contain the waste.
28. Garbage cans shall be:
 - (a) constructed of a durable plastic or galvanized metal; and
 - (b) have a water tight cap or cover, rigid fixed handles and a smooth rim at the top.
29. No garbage can in combination with its contents shall exceed 30 kilograms in weight.

30. Garbage cans shall be stored and set out for collection as follows:
- (a) where collection is made in a rear lane, the owner or occupant of the residence shall place the garbage cans on the property:
 - (i) as near to the lane as is practical; and
 - (ii) where waste collectors have unobstructed access;
 - (b) where collection is made in a front street, garbage cans shall be:
 - (i) placed out at the curb for collection by the owner or occupant of the property by 7:00 a.m. on collection day;
 - (ii) removed from the street as soon as possible, and in any event within the time prescribed in Subsection 12(c); and
 - (iii) stored on the owner's property when not placed out for collection.

Division III

Automated Waste Collection from Roll-Out Carts

31. Where automated waste collection from roll-out carts is in effect:
- (a) each residence shall be provided with one roll-out cart for the sole use of the owner or occupant of the residence; and
 - (b) roll-out carts shall not be removed from the residence by the owner or occupant, or used for any purpose other than as permitted in this Bylaw.
32. Unless otherwise directed by the Utility Services Manager, roll-out carts shall be:
- (a) set out at the curb by 7:00 a.m. on collection day and placed:
 - (i) at least 1.3 metres from any obstructions such as parked vehicles; and
 - (ii) so that they will not be likely to overturn;
 - (b) removed from the street as soon as possible, and in any event within the time prescribed in Section 12; and
 - (c) stored on the property of the residence when not placed out for collection.

33. The City may, at the time of collection or any other time, remove, repair or replace any obsolete, damaged or non-serviceable roll-out cart.
34. Where the Utilities Services Manager has prescribed a special collection area:
 - (a) a special collection area layout plan for roll-out cart placement shall be provided to each resident of the special collection area; and
 - (b) owners or occupants shall store and set out roll-out carts in accordance with the special collection area plan and this Bylaw.

Division IV

Automated Waste Collection from Stationary Containers

35. Where automated waste collection from stationary containers is in effect:
 - (a) stationary containers shall be placed and maintained at the direction of the Utility Services Manager;
 - (b) no person shall move, turn or reposition a stationary container without the prior written approval of the Utility Services Manager;
 - (c) stationary containers shared by residences shall be located on or adjacent to the property of the residences as directed by the Utility Services Manager; and
 - (d) a stationary container designated for use by a single residence shall be located on the property of the residence.

Division V

Waste Collection from Bins

36. Unless the Utility Services Manager determines otherwise, a multiple-unit residence shall use bins for waste collection.
37. Bins shall be placed on the property of the multiple-unit residence as directed by the Utility Services Manager, and shall be:
 - (a) supplied by the owner of the property at the owner's expense;

- (b) maintained in good mechanical repair and repaired or replaced by the owner at the owner's expense;
- (c) maintained in a clean and sanitary state by the owner at the owner's expense; and
- (d) placed at grade on a dry, firm, level surface.

Bin Construction Standards

38. (1) All bins shall be:
- (a) constructed of metal or non-combustible material;
 - (b) capable of mechanical unloading;
 - (c) clearly marked "No Parking" on the loading face of the bin; and
 - (d) equipped with a lid that is capable of being locked.
- (2) The owner or occupant of the multiple-unit residence shall ensure that the lid remains closed except while material is being deposited in the bin and while emptying the bin.

Bin Enclosures

39. (1) A bin may be stored in an enclosure where the enclosure has been approved by the Utility Services Manager.
- (2) Where a bin is stored in a gated enclosure, all gates on the enclosure shall be secured in an open position for waste collection.
- (3) Where the owner or operator of the property fails to secure gates in an open position for collection and the Utility Services Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay an additional collection charge as provided in Schedule "A" to this Bylaw.

Minimum and Maximum Volume

40. Unless other arrangements are made with the Utility Services Manager, the owner or operator of a multiple-unit residence shall ensure that there are sufficient bins to provide a minimum of 0.15 cubic metres and a maximum of 0.3 cubic metres of bin space for each residence in the multiple-unit residence.

Collection Frequency

41. (1) Waste shall be collected once per week from bins used for residential waste collection.
- (2) Owners or occupants who require additional collections may arrange with the Utility Services Manager for additional collections at the commercial rates provided in Schedule "A" to this Bylaw.

Placement of Bins Inside a Building

42. Where the owner or operator of a property applies to the City and indicates there is insufficient room on the property for outside storage of a bin or bins, the Utilities Services Manager may permit the bin or bins to be stored inside a building in accordance with applicable laws and regulations.
43. Bins stored inside shall be placed outside for waste collection by the owner or operator of the property at the location and time directed by the Utility Services Manager.
44. Where the owner or operator of the property fails to place a bin outside for collection and the Utility Services Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay an additional collection charge as provided in Schedule "A" to this Bylaw.

Locked Bin Lids

45. An owner of a bin may keep the bin lid locked provided that:
 - (a) the owner or occupant unlocks the bin lid for collection purposes;
 - (b) the City shall not lock or unlock the bin lid;
 - (c) bins shall be unlocked by 7:00 a.m. on the scheduled collection day; and
 - (d) locks shall be provided by the owner.

46. Where the owner or operator of the property fails to unlock a bin for collection and the Utility Services Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay an additional collection charge as provided in Schedule "A" to this Bylaw.

Part IV Waste Collection from Commercial, Industrial and Institutional Premises

General Provisions

47. (1) All waste from commercial, institutional and industrial premises within the City shall be disposed of at a Provincially-approved waste disposal site or recycling centre.
- (2) No owner or operator of any commercial, institutional or industrial premises shall:
- (a) dispose of commercial cooking grease except in a commercial cooking grease container; or
 - (b) fail to maintain a commercial cooking grease container in a clean and sanitary state.
48. All private waste haulers operating within the City shall provide, in a format acceptable to the Utilities Services Manager, annual reports of the volume and types of waste collected within City limits.
49. The Utility Services Manager shall establish a minimum collection frequency for all commercial, industrial and institutional premises to ensure that all waste is removed before it becomes unsightly or unsanitary.
50. (1) The owner or operator of any commercial, industrial or institutional premise shall ensure that any waste container is:
- (a) equipped with a lid that is capable of being locked; and
 - (b) maintained in a sanitary state.
- (2) The owner shall ensure that the lid remains closed except while material is being deposited into the waste container or the waste container is being emptied.

City Collecting Commercial, Industrial or Institutional Waste

51. The Utility Services Manager may enter into agreements to collect waste from commercial, industrial or institutional premises. All such agreements shall, in addition to any other terms that the Utility Services Manager may stipulate, contain the following terms:
- (a) the waste container shall be clearly marked “No Parking” on the loading face;
 - (b) the owner of the premises shall provide locks;
 - (c) the City shall not lock or unlock the waste container;
 - (d) the owner shall ensure that the waste container is unlocked by 7:00 a.m. on the scheduled collection day;
 - (e) for on-call collections, the waste container shall be unlocked by 7:00 a.m. on the day of collection; and
 - (f) where the owner fails to unlock the waste container for collection and the Utility Services Manager agrees to unload the container before the next scheduled collection, the owner shall pay an additional collection charge as provided in Schedule “A” to this Bylaw.
52. Unless other arrangements are made with the Utility Services Manager, the City shall not collect special waste or unacceptable waste from commercial, industrial or institutional premises.

Charges for Waste Removal

53. In addition to such terms of payment as the Utility Services Manager may stipulate, any agreement with the City for waste collection from commercial, industrial or institutional premises shall provide that:
- (a) charges for the collection of waste from commercial, institutional and industrial premises shall be as provided in Schedule “A” to this Bylaw; and
 - (b) billing shall be quarterly, and a minimum quarterly billing shall apply as provided in Schedule “A” to this Bylaw.

Part V Other Waste

Construction Waste

54. (1) Any owner or contractor carrying out the construction, alteration or demolition of a building, structure or landscaping on any property shall:
- (a) place all waste into a waste container or enclosure;
 - (b) in a timely manner, dispose of all waste resulting from the construction, alteration or demolition so as to ensure there is no unreasonable accumulation of waste on the property during the construction, alteration or demolition;
 - (c) take all reasonable steps as may be necessary to prevent the waste from being dispersed, by wind or in any other manner, on or around the property or surrounding properties during the construction, alteration or demolition; and
 - (d) upon completion of the construction, alteration or demolition, clear the property of all waste and litter.
- (2) If such waste is not removed by the owner or the contractor, the City may remove the waste, and the costs of so doing are a debt due to the City by the owner or contractor.

Construction Vehicles

55. (1) No owner or operator of any vehicle leaving property where the construction, alteration or demolition of a building, structure or landscaping is occurring shall:
- (a) allow any earth or waste to be deposited upon a street or sidewalk by or from such vehicle; or
 - (b) fail to remove from the street or sidewalk any and all earth or waste deposited by or from such vehicle.
- (2) If such earth or waste is not removed from the street or sidewalk by the owner or operator of the vehicle, the City may remove the earth or waste, and the costs of so doing are a debt due to the City by the owner or operator.

Animal Carcass

56. The owner or person in possession of any animal carcass may make arrangements with the Utility Services Manager for the collection and disposal of the carcass and shall pay the applicable charge as provided in Schedule "B" to this Bylaw.

Part VI Waste Management Centre

General Provisions

57. (1) No person shall deposit unacceptable waste at the Waste Management Centre.
- (2) (a) No person shall deposit special waste at the Waste Management Centre without permission from the Utility Services Manager. A person may, upon 24 hours' notice, with the consent of the Utility Services Manager and upon providing such approvals as the Utility Services Manager may deem appropriate, deliver special waste to the Waste Management Centre.
- (b) (Repealed – Bylaw No. 9467 – October 23, 2017)
- (3) The Utility Services Manager may inspect all waste brought to the Waste Management Centre to determine if the load contains special waste, unacceptable waste or recyclable material.
- (4) Loads containing special waste or unacceptable waste may be refused.
- (5) Any person disposing of a load at the Waste Management Centre that contains more than 10% by weight of recyclable material shall pay the rate for Surcharged Material listed in Schedule "B" to this Bylaw.
- (6) Where a person disposes of waste or recyclable material at the Waste Management Centre contrary to the terms of this Section, the City may remove the waste from the Waste Management Centre, and the costs of so doing are a debt due to the City from the person who disposed of the waste.

Complying with Directions

58. (1) Every person who attends at the Waste Management Centre shall:
- (a) report to the weigh scale;
 - (b) comply with all instructions, directions and signs; and
 - (c) unless other arrangements have first been made with the City, pay the applicable fee for disposal at the Waste Management Centre scale house as provided in Schedule "B" to this Bylaw.
- (2) Any person with an unpaid account at the Waste Management Centre may be refused access to the Waste Management Centre until the outstanding account has been paid.

Unsafe Behaviour

59. Persons using abusive or threatening language or gestures, or otherwise behaving in an unsafe manner may be refused access to the Waste Management Centre at the discretion of the Utility Services Manager.

Hours of Operation

60. (1) The hours of operation of the Waste Management Centre shall be:
- (a) set by the Utility Services Manager; and
 - (b) posted at the Waste Management Centre.
- (2) No person shall deliver any waste to the Waste Management Centre except during the hours of operation, unless otherwise authorized by the Utility Services Manager.

Disposition of Waste

61. (1) All waste deposited at the Waste Management Centre becomes the property of the City.

- (2) No person shall remove any waste or recyclable material from the Waste Management Centre without prior authorization from the Utility Services Manager.

Part VII Collection of Recyclable Material

Division I

General

62. (1) No person shall dispose of recyclable material anywhere in the City except in accordance with the terms of this Bylaw.
- (2) A person who has disposed of recyclable material in a manner contrary to the provisions of this Bylaw shall remove the recyclable material or cause the recyclable material to be removed upon being directed to do so by:
 - (a) the owner or occupant of the land where the recyclable material was deposited;
 - (b) the Utility Services Manager;
 - (c) a medical health officer for the Saskatoon Health Region;
 - (d) the General Manager of the Fire and Protective Services Department; or
 - (e) a peace officer.
- (3) Unless otherwise specified, the owner or occupant of a residence shall be responsible for complying with the terms of this Bylaw.
- (4) No person shall:
 - (a) overfill a recycling container so that recyclable material may fall to the ground;
 - (b) pile recyclable material above the top of a recycling container;
 - (c) place recyclable material on the ground at or near the base of a recycling container or anywhere at a recycling depot other than in a recycling receptacle;

- (d) place any recyclable material in a recycling container not designated for the type of recyclable material or as specified in Schedule “E”;
- (e) place any waste in, on or around a recycling container or recycling depot; or
- (f) being a person other than the owner of a recycling container or a person permitted by the owner or the Utility Services Manager, disrupt or disturb the contents of a recycling container or remove any recyclable material from a recycling container, a recycling depot or a collection vehicle.

Division II

Residential Recycling Collection

63. (1) The Utility Services Manager shall establish a program to provide for the collection of recyclable material from residences in the City.
- (2) The Utility Services Manager shall determine the type of recycling collection to be provided to each residence in the City.
- (3) Council shall determine the frequency of recycling collection provided to each residence in the City.
- (4) The owner or occupant of residences with scheduled collection shall be provided with a collection schedule.
- (5) The owner or occupant of each residence that receives residential recycling collection shall pay the monthly rate set out in Schedule “D” in respect of residential recycling collection.

Automated Recycling Collection from Roll-Out Carts

64. (1) Where automated recycling collection from roll-out carts is in effect, each residence shall be provided with one roll-out cart for the sole use of the owner or occupant of the residence.
- (2) Where automated recycling collection from roll-out carts is in effect, roll-out carts shall not be removed from the residence or used for any purpose other than as permitted in this Bylaw.

- (3) Unless otherwise directed by the Utility Services Manager, roll-out carts shall be:
 - (a) set out at the curb by 7:00 a.m. on collection day and placed:
 - (i) at least 1.3 metres from any obstructions such as parked vehicles; and
 - (ii) so that they will not be likely to overturn;
 - (b) removed from the public right-of-way as soon as possible, and in any event within the time prescribed in Subsection 12(c); and
 - (c) stored on the property of the residence when not placed out for collection.
- (4) The City may, at the time of collection or any other time, remove, repair or replace any obsolete, damaged or non-serviceable roll-out cart.
- (5) Where the Utility Services Manager has prescribed a special collection area:
 - (a) a special collection area layout plan for roll-out cart placement shall be provided to the owner or occupant of each residence of the special collection area; and
 - (b) owners or occupants shall store and set out roll-out carts in accordance with the special collection area plan. In the event of an inconsistency between the special collection area plan and this Bylaw, the provisions of the special collection area plan shall prevail.

Division III

Recycling Depot

65. (1) The Utility Services Manager may establish recycling depots in the City.
- (2) Groups, organizations or businesses wishing to place recycling containers at City recycling depots shall enter into an agreement with the City.
- (3) The Utility Services Manager is hereby authorized to enter into recycling depot agreements on behalf of the City.

- (4) The Utility Services Manager shall set such conditions for site development, site maintenance and recycling promotion as the Utility Services Manager may deem appropriate.

Recycling Containers

66. (1) All recycling containers at City recycling depots must be:
 - (a) clearly marked with the identity of the collection agency, the type of material accepted, and instructions for preparation of recyclable material; and
 - (b) placed on the site as directed by the Utility Services Manager.
- (2) Recycling containers at City recycling depots shall be for residential users only.

Part VIII Enforcement

Appointment of Bylaw Enforcement Officers

67. (1) The administration and enforcement of this Bylaw is delegated to the Utility Services Manager.
- (2) The Utility Services Manager is authorized to further delegate the administration and enforcement of this Bylaw to municipal inspectors.

Inspections

68. (1) The Utility Services Manager or a municipal inspector is authorized to inspect property to determine if there is compliance with this Bylaw.
- (2) Inspections under this Bylaw shall be carried out in accordance with Section 324 of *The Cities Act*.

Orders to Remedy

69. (1) If an inspector finds a contravention of this Bylaw, the inspector may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.

- (2) Orders given under this Bylaw shall comply with Section 328 of *The Cities Act*.
- (3) Orders given under this Bylaw shall be served in accordance with Section 347 of *The Cities Act*.

Registration of Notice of Order

70. If an order is issued pursuant to this Bylaw, the City may give notice of the existence of the order by registering an interest against title to the land that is the subject of the order in accordance with Section 328 of *The Cities Act*.

Appeal of Order to Remedy

71. (1) Appeals shall be made to the Environment Management Appeal Board, which board is hereby established.
- (2) The Board shall consist of five members appointed by Council. A quorum shall consist of three members.
- (3) A person may appeal an order made pursuant to this Bylaw by filing a notice of appeal with the Environment Management Appeal Board in accordance with Section 329 of *The Cities Act*, and by serving a copy of the notice on the City. The notice of appeal shall state the grounds for the appeal.

Civil Action to Recover Costs

72. The City may, in accordance with Section 332 of *The Cities Act*, collect any unpaid expenses or costs incurred by the City in remedying a contravention of this Bylaw by civil action for debt in a court of competent jurisdiction.

Adding Amounts to Tax Roll

73. The City may, in accordance with Section 333 of *The Cities Act*, add any unpaid expenses or costs incurred by the City in remedying a contravention of this Bylaw to the taxes on the property on which the contravention occurred.

Emergencies

74. In the event that it becomes an emergency to remedy a contravention of this Bylaw, the City may take whatever actions or measures are necessary to eliminate the emergency in accordance with the provisions of Section 331 of *The Cities Act*.

Part IX Offences and Penalties

Offences

75. (1) Every person commits an offence who:
- (a) allows waste of any kind to accumulate on or in any land or building other than as permitted in this Bylaw;
 - (b) places or disposes of waste other than as permitted in this Bylaw;
 - (c) fails to take proper measures to prevent waste from escaping from a vehicle used to transport waste, or allows waste to escape from a vehicle used to transport waste;
 - (d) being the owner or operator of a vehicle used in carrying out the construction, alteration or demolition of any building, structure or landscaping allows any earth or waste to be deposited upon a street or sidewalk by or from such vehicle, or fails to remove such earth or waste from the street or sidewalk;
 - (e) being a person other than the owner, operator or occupant of a business or residence to which a waste container is assigned or a person permitted by Utility Services Manager disturbs or disrupts the contents of a waste container;
 - (f) being a person other than the owner, operator or occupant of a business or residence to which a waste container is assigned or a person permitted by Utility Services Manager removes any waste, object or material from a waste container, a Waste Management Centre or collection vehicle;
 - (g) causes or permits any loss of or damage to a City owned waste container;
 - (h) leaves a waste container on a public right-of-way for more than 24 hours preceding collection day;

- (h.1) leaves a waste container on a public right-of-way on or after 7:00 p.m. on collection day;
 - (i) fails to maintain a waste container in a sanitary state; and
 - (j) places waste in a recycling container or at a recycling depot.
- (2) Every person commits an offence who:
- (a) allows excessive recyclable material of any kind to accumulate on or in any land or building other than as permitted in this Bylaw;
 - (b) places or disposes of recyclable material other than as permitted in this Bylaw;
 - (c) fails to take proper measures to prevent recyclable material from escaping from a vehicle used to transport recyclable material, or allows recyclable material to escape from a vehicle used to transport recyclable material;
 - (d) being a person other than the owner, operator or occupant of a business or residence to which a recycling container is assigned or a person permitted by Utility Services Manager disturbs or disrupts the contents of a recycling container;
 - (e) being a person other than the owner, operator or occupant of a business or residence to which a recycling container is assigned or a person permitted by Utility Services Manager removes any recyclable material from a recycling container or collection vehicle;
 - (f) causes or permits any loss of or damage to a City owned recycling container;
 - (g) leaves a recycling container on a public right-of-way for more than 24 hours preceding collection day;
 - (g.1) leaves a recycling container on a public right-of-way on or after 7:00 p.m. on collection day; and
 - (h) fails to maintain a recycling container in a sanitary state.

76. No person shall:

- (a) fail to comply with an order made under this Bylaw;

- (b) obstruct or hinder a municipal inspector acting under this Bylaw; or
- (c) fail to comply with any other provision of this Bylaw.

Penalty

77. Except as provided in Section 77.1, any person who contravenes a provision of Section 75 is guilty of an offence and liable on summary conviction to a fine:
- (a) for the first offence, of \$100.00;
 - (b) for a second offence, of \$200.00; and
 - (c) for a third or subsequent offence, of not less than \$200.00 and not more than \$10,000.00 in the case of an individual or \$25,000.00 in the case of a corporation.
- 77.1. Any person who deposits waste in contravention of Clauses 75(1)(b) or 75(2)(b) is guilty of an offence and liable on summary conviction to a fine:
- (a) for the first offence, of \$500.00;
 - (b) for a second offence, of \$1,000.00; and
 - (c) for a third or subsequent offence, of not less than \$2,000.00 and not more than \$10,000.00 in the case of an individual or \$25,000.00 in the case of a corporation.

Notice of Violation for First and Second Offences

78. (1) A municipal inspector or a peace officer may issue a notice of violation to any person committing a first or second offence under Section 75. The notice shall require the person to pay to the City the penalty specified in Section 77 or 77.1.
- (2) The penalty may be paid:
- (a) in person, during regular office hours, to the cashier located at City Hall, Saskatoon, Saskatchewan;
 - (b) by deposit, at the depository located at the main entrance to City Hall, Saskatoon, Saskatchewan; or

- (c) by mail addressed to the Office of the City Treasurer, City Hall, Saskatoon, Saskatchewan S7K 0J5.
- (3) If payment of the penalty is made prior to the date when the person contravening the Bylaw is required to appear in court to answer a charge, the person shall not be liable to prosecution for that offence.
- (4) Notwithstanding Subsection (1), if a municipal inspector or a peace officer is of the opinion that it is in the public interest to compel a person who has contravened a provision of this Bylaw for the first time to appear before a justice, the municipal inspector or peace officer may issue a summons that requires the person to appear before a justice without the alternative of paying the specified amount.
- (5) If in the opinion of a prosecutor it is appropriate, the prosecutor may, on or before the court appearance date, permit the person mentioned in Subsection (4) to pay the specified amount to avoid prosecution.

Early Payment

79. (1) If the penalty imposed under a notice of violation is paid within 14 calendar days of the date of the notice of violation, the amount of the penalty shall be discounted to the sum of \$75.00 for a first offence and \$150.00 for a second offence.
- (2) The date of payment shall be determined as follows:
 - (a) for payment in person, the date of payment shall be the date payment is received by the City;
 - (b) for payment by deposit, the date of payment shall be the date payment is deposited in the depository at City Hall; or
 - (c) for payment by mail, the date of payment shall be the federal post marked date on the remittance.
 - (3) Upon payment, the person contravening the Bylaw shall not be liable to prosecution for that offence.
 - (4) Notwithstanding Subsection (1), the discounted penalty amounts shall not apply to fines imposed pursuant to Section 77.1.

Third and Subsequent Offences

80. (1) No municipal inspector or peace officer may issue a notice of violation in case of a third or subsequent offence.
- (2) For the purposes of this Part, an offence shall be deemed to be a first offence if the offender has not been convicted of the same offence or made a voluntary payment for a notice of violation in respect of the same offence within the 12 months immediately preceding the commission of the alleged offence.

General Penalty

81. Except where a penalty is specifically provided in this Bylaw, every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
- (a) in the case of an individual, to a fine of not more than \$10,000.00;
 - (b) in the case of a corporation, to a fine of not more than \$25,000.00; and
 - (c) in the case of a continuing offence, to a maximum daily fine of not more than \$2,500.00 per day.
82. A conviction for an offence of failing to comply with an order does not relieve the person convicted from complying with the order and the convicting judge or justice of the peace may, in addition to any fine imposed, order the person to do any act or work, within a specified time, to comply with the order with respect to which the person was convicted.
83. The court may, in default of payment of a fine imposed under this Bylaw, order imprisonment of the individual for a term not exceeding one year.

Part X Miscellaneous

Compliance with Other Laws

84. Nothing in this Bylaw relieves a person from complying with any other law, including any public health legislation, any environmental protection legislation or any other Bylaw of the City.

Most Restrictive Provision Prevails

85. Where there is a conflict between the provisions of this Bylaw and the provisions of any other legislation, regulation or bylaw, the more restrictive provision prevails.

Repeal

86. Bylaw 5203 is hereby repealed.

Coming Into Force

87. This Bylaw shall come into force upon the day of its final passing.

Read a first time this 3rd day of May, 2004.

Read a second time this 3rd day of May, 2004.

Read a third time and passed this 3rd day of May, 2004.

"Donald J. Atchison"
Mayor

"Janice Mann" "SEAL"
City Clerk

Schedule "A"

Rates for the Collection of Garbage from Commercial Premises and Other Services for 2019

The minimum service charge shall be the charge per pickup.

All customers are required to provide their own waste containers. If requested, upon the approval of the Utility Services Manager, commercial customers only may rent additional roll-out and stationary containers from the City at the following rates:

- (a) 100 gallon \$5.00 per month; and
- (b) 300 gallon \$10.00 per month.

	Regular Scheduled Collection	Special Unscheduled Collection (24-Hour Minimum Notice)
Manual Collection		
Max. 1 cubic yard (0.765 cubic metres)	At Cost	At Cost
Commercial Waste Containers		
2 cubic yards (1.529 cubic metres)	\$24.00 per pickup	\$35.00 per pickup
3 cubic yards (2.294 cubic metres)	\$31.00 per pickup	\$42.00 per pickup
4 cubic yards (3.058 cubic metres)	\$38.00 per pickup	\$49.00 per pickup
5 cubic yards (3.823 cubic metres)	\$45.50 per pickup	\$56.50 per pickup
6 cubic yards (4.587 cubic metres)	\$53.50 per pickup	\$64.50 per pickup
8 cubic yards (6.116 cubic metres)	\$67.00 per pickup	\$78.00 per pickup
100 US Gallon Polyethylene Containers	\$14.00 per pickup	\$25.00 per pickup
300 US Gallon Polyethylene Containers	\$23.00 per pickup	\$34.00 per pickup

Schedule “B”

Saskatoon Regional Waste Management Centre (Landfill) Fees

Entry Fees:

Entry Fees shall be paid each time a vehicle enters the Saskatoon Regional Waste Management Centre.

Entry Fee	\$15.00 per trip
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Entry Fees shall be paid each time a particular vehicle enters the Saskatoon Regional Waste Management Centre, regardless of who owns or operates the vehicle at the time of entry.

Pro-Rata Weight Charges:

In addition to the Entry Fees provided herein, the following additional Pro-Rata Weight Charges (based upon the weight or type of waste being disposed of) shall be paid in respect of each delivery:

Solid Waste of the general or commercial type and not requiring special handling	\$105.00 per tonne
Special Waste Rate	\$130.00 per tonne
Special Waste Minimum Charge	\$275.00 per load

Discounts:

Loads less than 150 kilograms in total weight qualify for a discount:

Rate of Discount..... 100% of Pro-Rata Weight Charge

Specific Disposal Fees:

Specific Disposal Fees shall be charged in addition to Entry Fees and Pro-Rata Weight Charges and include the following:

Clean Earth Fill..... no charge

Schedule "B"
(Continued)

Dead Animals:

Pigs and sheep.....	\$10.00 per carcass
Horses or other large animals.....	\$20.00 per carcass
Small animals from commercial businesses such as kennels....	\$10.00 per carcass

Appliances containing refrigerants (e.g. chlorofluorocarbons), including, but not limited to:

Refrigerators, freezers and air conditioners.....	\$20.00 each
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Surcharged Material:

Loads containing more than 10% by weight of material that can be recycled at the landfill site or alternate recycling facilities (e.g. cardboard, paper, metal, yard waste, etc.)

Rate of Surcharge	100% of total load charge
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Other materials as may be agreed in writing with the Utility Services Manager.

Schedule "C"

Special Waste:

- (a) Manure;
- (b) Pig Hair;
- (c) Wire; and
- (d) Any other waste that the Utility Services Manager determines requires special handling.

Unacceptable Waste:

- (a) Hazardous waste;
- (b) Liquids;
- (c) Automobile waste, including automobile parts, tires, and batteries;
- (d) Asbestos;
- (e) Biomedical waste, including sharps (needles);
- (f) Hot ashes;
- (g) Propane cylinders;
- (h) Petroleum products, including used oil;
- (i) Slaughterhouse waste;
- (j) Combustible or explosive materials;
- (k) Pesticides;
- (l) Railway ties; and
- (m) Radioactive materials.

Schedule “D”**Residential Recycling Collection Fees****Type of Collection:**

	2017	2018	2019
Roll-out Cart – Single Family Residential	\$5.39 per month	\$5.52 per month	\$5.66 per month
Recycling Container – Multi-Unit Residential	\$2.81 per month per unit	\$2.96 per month per unit	\$3.11 per month per unit

Schedule "E"

Permitted Recyclable Material

Recyclable Materials Permitted in Residential Roll-Out Carts:

- (a) Aluminum and tin cans;
- (b) Aluminum foil and pie plates;
- (c) Corrugated cardboard;
- (d) Mixed paper, newspaper, polycoat, fine paper and magazines;
- (e) Boxboard;
- (f) Recyclable plastic containers #1 through #7 that have contained non-hazardous products; and
- (g) All provincial legislated beverage containers, milk cartons and jugs and glass food and beverage containers.

Schedule "F"

Compost Depot Fees

Compost Commercial Hauler Seasonal Permit Fee	\$150.00 per vehicle
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