

BY-LAW NO. 252
A BY-LAW TO REGULATE THE COLLECTION AND DISPOSAL OF RESIDENTIAL WASTE IN THE TOWN OF SACKVILLE

The Council of the Town of Sackville, under authority vested in it by the *Municipalities Act* of New Brunswick, Chapter M-22, R.S.N.B. (1973), hereby enacts as follows:

SECTION 1
DEFINITIONS

1.1 In this by-law, unless the context otherwise requires:

- a) “ash” or “ashes” means the residue, including soot, of any fuel or waste after it has been consumed by fire;
- b) “bulky item” includes, but not limited to, weighty or large articles such as major household appliances, stoves, furnaces, barbecues, bed springs, mattresses, furniture, boxes, barrels, water tanks, tires;
- c) “by-law enforcement officer” means a person designated by Council and sworn-in by the Province of New Brunswick to enforce the By-Law’s of the Town;
- d) “collection day” means the day of the week on which waste and refuse is collected;
- e) “collection provider” is any person, company or corporation who picks up residential waste in the town;
- f) “Council” means the Mayor and the Councillors of the Town of Sackville;
- g) “garbage” means household waste material that is not recyclable, compostable, hazardous or otherwise non-collectable, as set out in Schedule “A” to this By-Law;
- h) “household hazardous waste”-means hazardous waste as set out in Schedule “B” to this By-Law;
- i) “non-collectable waste” means waste as set out in Schedule “C” to this By-Law;
- j) “organics” means compostable and organic waste as set out in Schedule “D” to this By-Law;
- k) “recyclables” means recyclable waste material as set out in Schedule “E” to this By-Law;
- l) “waste” includes any garbage, recyclable material, compostable material, ashes, and bulky items, dry waste, household hazardous waste, non-collectable waste, wet waste and yard waste, including, but not limited to, all items listed in Schedules “A”, “B”, “C”, “D”, and “E”;
- m) “regular residential collection” means weekly/regular pick-up for residential Organics and Recyclables or Organics, and Garbage, in accordance with the collection schedule as set by Southeast ECO 360.
- n) “residential dwelling” means all single family houses, duplexes, mobile homes, multiple family dwellings and apartment buildings 4 units or less in Town but does not include schools, businesses, hotels, motels, Mount Allison University, other institutions, restaurants, stores, shops or hospitals;
- o) “Southeast ECO 360” means the solid waste division of the Southeast Regional Services Commission, who is the organization responsible for waste disposal in Southeastern New Brunswick.

- p) “special waste” is waste that is collected a minimum of twice per year, and is in addition to normal household waste such as furniture, appliances and tree limbs no longer than four feet neatly tied in bundles. This does not include cars and car parts, construction material/debris, trees, brush, paint cans and household hazardous waste;
- q) “town” means the municipal corporation of the Town of Sackville;
- r) “waterway” means any pond, lake, river, stream ditch or storm sewer system;
- s) “yard waste” means grass clippings including thatch, leaves, and bundles brush, and branches and tree limbs having a diameter not greater than 2.5 centimetres (1 inch), hedge trimmings, and all woody plants including vines, rose bushes and the like.

SECTION 2 GENERAL PROVISIONS

- 2.1 The Town shall provide three-stream “Organics”, “Recyclables” and “Garbage” collection and disposal service for all residential dwellings, in compliance with Southeast ECO 360 the organization responsible for waste disposal in Southeast New Brunswick.
- 2.2 The Town may enter into a contract with any person or company, referred to as the Garbage Collector, for the collection and disposal of waste.
- 2.3 All operators providing regular residential collection in the Town of Sackville must comply with the provisions of Sections 2.8, 3 and 4, and are subject to Section 6.
- 2.4 For purposes of this by-law, the By-Law Enforcement Officer may enter upon any premises within the limits of the municipality for the purposes of inspection or enforcement of this by-law.
- 2.5 The Town is not required to collect the following waste:
 - a) branches that are too large to be placed in the waste collection vehicle, which means no longer than 1.2 meters (4 feet) in length, not more than 27.2 kilograms (60 pounds) in weight and not more than 6.35 centimeters (2.5 inches) in diameter;
 - b) that is household hazardous waste;
 - c) that is not placed at the roadside in accordance with the Town of Sackville’s Garbage Collection Contract
 - d) residential waste not generated from the residence where it has been placed; and
 - e) any bag that weighs more than 25.0 kilograms (60 pounds) as specified within the Town of Sackville’s Garbage Collection Contract.
- 2.6 Nothing in this by-law prohibits any owner or occupant of a residence from transporting and disposing the waste produced at the residence of such owner or occupant to either an approved location or Westmorland Albert Solid Waste.
- 2.7 Nothing in this by-law prohibits any owner or occupant of a residence from hiring a person or corporation to collect, transport and dispose of the waste produced at the residence of such owner or occupant provided that the cost is paid by the owner or occupant.

- 2.8 Every collection provider of residential garbage in the Town must register their collection schedule, and any change to this schedule, for approval to the Town Engineer.

SECTION 3 PREPARATION OF WASTE FOR REGULAR RESIDENTIAL COLLECTION

- 3.1 The owner, tenant or occupant of each residential dwelling shall ensure that waste that is placed for collection at curbside or roadside is properly separated into “Organics”, “Recyclables”, and “Garbage” according to the lists set out in Schedule “A”, “B”, and “C” of this By-Law, and placed into separate bags, as provided for herein.
- 3.2 If the owner of a residential dwelling does not occupy the residential dwelling the owner must ensure that the occupants comply with section 3.1 of this By-Law.
- 3.3 A person who disposes of Organics shall ensure that Organics are properly sorted according to Schedule “A” to this By-Law and drained of liquids before being placed in:
- (a) a green transparent bag no greater than 35” (89 cm) wide and 47” (120 cm) long, and no less than 20” (51 cm) wide and 22” (56 cm) long and at no time weighs more than 25 kilograms (60 pounds) or as specified within the Town of Sackville’s Garbage Collection Contract.
 - (b) Residents are encouraged to use a container for organic waste to prevent Scattering of waste by animals. The owners, tenant or occupant shall be responsible for any clean up resulting from the scattering of waste by animals.
- 3.4 A person disposing of Yard Waste shall ensure that such yard waste be packaged;
- (a) In any transparent green bag no greater than 35” (89 cm) wide and 47” (120 cm) long, and no less than 20” (51 cm) wide and 22” (51 cm) long and at no time weighs more than 25 kilograms (60 pounds) or as specified within the Town of Sackville’s Garbage Collection Contract.
 - (b) Such that, branches and limbs (no greater than 2.5 centimeters or 1 inch in diameter) must be securely bundled and no longer, taller, or wider than 600 mm (2 feet).
 - (c) Leaves to be picked up for regular and special collection must be secured in a transparent green bag, in an orange or (brown recycle bag).
 - (d) Grass clippings and garden waste picked up for regular or special collection must be secured in a green transparent bag.
- 3.5 A person disposing of Recyclables shall ensure that such waste is properly sorted according to Schedule “B” to this By-Law and contained in;
- (a) A blue transparent bag no greater than 35” (89 cm) wide and 47” (120 cm) long and no less than 20” (51 cm) wide and 22” (56 cm) long and at no time weighs more than 25 kilograms (60 pounds) or as specified within the Town of Sackville’s Garbage Collection Contract.
 - (b) Recyclables must be clear of debris by shaking, rinsing and drying them before they are place in transparent blue bag.

- 3.6 A person disposing of Garbage shall ensure that such waste is properly sorted according to Schedule “C” to this By-Law and contained in;
- (a) a clear transparent bag no greater than 35” (89 cm) wide and 47” (120 cm) long and no less than 20” (51 cm) wide and 22” (56 cm) long and at no time weighs more than 25 kilograms (60 pounds) or as specified within the Town of Sackville’s Garbage Collection Contract.
 - (b) A person who disposed of broken glass shall ensure that such glass is placed in a clear transparent bag.
- 3.7 Waste set out for collection in blue/green/clear transparent bags shall be placed in the bag in such a manner as to avoid tearing or splitting of the bag. All bags must be secured so as to prevent spillage. The owner, tenant or occupant shall be responsible for any clean up resulting from spillage.
- 3.8 Ashes are non-collectable as described in Schedule “E”.
- 3.8.1 Any waste placed for collection in any other form than as stipulated in Sections 3.3 to 3.8 will not be picked up by the collection provided.

SECTION 4 DISPOSAL OF WASTE

- 4.1 The owner, tenant or occupant of each housing unit shall place or cause to be placed, the appropriate household waste at the roadside prior to 6:00 a.m. on the day scheduled for collection by the collection provider.
- 4.2 It is prohibited to set out waste at the roadside prior to 12:00 noon on the day before the day of the scheduled pick-up. Receptacles or containers must be removed from the side of the road by the end of the collection day.
- 4.3 No person shall leave a receptacle containing waste outside on the premises under his/her control for a period exceeding fourteen (14) days without placing the contents for collection as set out in this by-law.
- 4.4 No person shall place any waste as defined in Section 1.1 h), i), j), k), l) and m) on any property of which he/she is not the owner, tenant or occupant.
- 4.5 No person shall place any waste in a waterway within the municipality or other expanse of water within the municipality.
- 4.6 No person shall place residential waste in waste containers owned by the town.
- 4.7 The Town shall provide sufficient notice to the public through forms of media setting forth the weekly collection in the event of a change in the pick-up schedule.

- 4.8 The appropriate colored waste bags (green/clear or green/blue) shall be placed at curbside according to the collection schedule as set by Southeast ECO360.
- 4.9 Any waste set out for collection by the occupants of a residence situated on a public street, as per the provisions of this by-law, shall be collected once a week in accordance with the collection schedule as set by Southeast ECO360.
- 4.9(a) All waste set out for collection by the occupants of multiple unit dwellings must be picked up at least once a week. It shall be the responsibility of the property owner to provide for the collection of such waste and also to provide adequate sized, closed, secure bins for storage of such waste
- 4.10 Household waste placed at the curbside after 6:00 a.m. will not be picked up if the garbage truck has already passed the residential dwelling. It shall be the responsibility of the owner of the waste to return it to an acceptable location on the premises for collection the following week, or take it to an acceptable location approved by the Town or to Westmorland Albert Solid Waste.
- 4.11 The By-Law Enforcement Officer may, by written order to the property owner, require that all organic waste, recyclable waste, garbage and special waste, as well as household hazardous waste be removed from the premises within the time specified in the written order.
- 4.12 If the owner of the property does not comply with an order given in pursuance of Section 4.11, the Town may cause such waste material to be removed at the expense of the municipality and the owner shall upon demand reimburse the Town for such expense.

SECTION 5 PREPARATION OF WASTE FOR SPECIAL RESIDENTIAL COLLECTIONS

- 5.1 The Town may provide for the collection of special waste under conditions established by Council. The schedule for the collection of special waste shall be published through media.
- 5.2 Christmas trees are to be put out for collection with regular garbage as per the annual dates advertised in the media.
- 5.3 No person shall put out special waste at any time other than the weeks of the special residential collection as established by the Town Engineer.
- 5.4 Waste refrigerators and freezers shall either be stored inside an enclosed, locked or child-proof building prior to being placed at curbside, or shall have their doors removed from the appliance.

**SECTION 6
PENALTIES**

- 6.1 Any person who violates any provision of this by-law commits an offence and is liable on conviction to a fine of not less than \$100 and not more than \$1,000. All such fines shall be recoverable under the *Provincial Offences Procedure Act*, S.N.B. 1987, c.P-22.1.
- 6.2 A person who has committed a violation of this by-law may, at the discretion of the By-Law Enforcement Officer, pay to the Town a fine of \$100 and upon such payment is not liable to be prosecuted for the violation.

**SECTION 7
ENACTMENT**

- 7.1 This by-law comes into force on the date of October 17, 2016, and By-Law No. 191 and all amendments hereto will be repealed as of October 17, 2016.

Read a first time this 3rd day of October, 2016.

Read a second time this 11th day of October, 2016.

Read a third time and passed Council this 11th day of October, 2016.

Mayor

Clerk

SCHEDULE A: GARBAGE

Garbage - All household waste that is not recyclable, compostable, hazardous, or otherwise non-collectable.

Garbage includes but is not limited to the following listed items and materials and must be placed in clear transparent bags for bi-weekly curbside collection.

Kitchen	Bathroom	Household	
Absorbent Pads (from meat tray)	Baby Wipes	Balloons	Lysol Wipes
Candy Wrappers	Bandages & Gauze	Binders	Markers
Ceramics	Combs	Board Games	Mirrors
China	Colostomy & Tube-Feeding Bags	Broken Glass	Nylons
Chip Bags	Cotton Balls	Brushes	Pencils/Pens
Cork	Condoms	Candles	Pet Training Or "Pee" Pads
Dish Cloths	Cosmetics	Carbon Paper	Photos
Granola & Candy Bar Wrappers	Cosmetic Wipes	Cat Litter	Picture Frames
K-Cups & Single-Use Coffee Packets	Dental Floss	Chalk	Pillows/Pillow Cases
Parchment Paper	Disposable Razors	Cigarette Butts	Pottery
Plastic Film (grocery bags, plastic wrap, bubble wrap, soft plastic packaging, etc.)	Feminine Hygiene Products	Clothes	Pyrex
Rags	Q-Tips	Computer Disks	Rubber
Rubber Gloves	Toothpaste Tubes	Crayons	Rubber Gloves
Scouring Pads	Towels	Curtains	Sandpaper
Sponges	Diapers - is preferred in the third-bag but may go in the green bag if there is no plastic attached.	Dirt & Dust	Sheets/Table Cloths
Straws		Dog Poop	Silica Gel Packs
Utensils		Dryer Lint & Sheets	Sports Equipment
Toothpicks		Elastic Bands	Stickers
Twist Ties		Fabric	String
Water Softener Salt		Feathers	Tape
Water Filters		Footwear	Towels
Waxed Paper		Furnace Filters	Transparencies
Wrappers		Glass Bottles	Vacuum Bags
		Glass Containers	Vases
		Glass Cups & Dishware	Yarn
		Gloves, Scarves, Hats	Pet Waste (cat litter, dog poop, etc.) - is preferred in the third-bag but may go in the green bag if there is no plastic attached.
		Jars	
		Leather	
		Light Bulbs (Not CFLs)	
		Linens, Sheets	

SCHEDULE B: HOUSEHOLD HAZARDOUS WASTE

Household Hazardous Waste (HHW) – Anything dangerous, poisonous, or corrosive.

Household Hazardous Waste includes but is not limited to the items and materials listed below. Never put HHW in with your Organics, Recyclables or Garbage. FREE drop-off at Solid Waste site Hazardous Waste Depot located at 100 Bill Slater Drive in Berry Mills, NB. The Southeast Regional Service Commission also operates a Mobile HHW Unit in the Spring and Fall of each year. For directions and hours of operation please consult www.nbse.ca/solidwaste or call 877-1040.

Acids	Herbicides & Fungicides
Aerosol cans (with contents)	Insecticides
Adhesives	Kerosene
Antifreeze and coolants	Lighters
Batteries (car & household)	Medications/Prescriptions
Bleach	Mercury (thermometers & thermostats)
Butane cartridges	Metal Polish
Car care products	Methanol
Caulking	Mineral spirits
CFL Light bulbs	Motor oil & filters
Chemicals	Nail polish & remover
Cleaning products	Needles
Computer Monitors	Oven cleaner
Cooking Oil	Paints
Diesel fuel	Pesticides
Driveway sealant	Pool chemicals
Ethanol	Propane Tanks & Cylinders
Fertilizer	Razor blades
Flea powder	Rubbing alcohol
Floor polish & wax	Rust remover
Fluorescent light bulbs	Solvents
Gasoline	Stains & varnishes
Glue & Contact cement	

SCHEDULE C: NON-COLLECTABLE WASTE

The following items are **not acceptable** as residential/household waste and **will not be collected** if deposited curbside or in a clear, transparent blue or green bag. If you wish to dispose of any of the following items, please consult the Southeast Regional Service Commission at (506) 877-1040 or www.nbse.ca/solidwaste for safe and proper disposal instructions.

- Explosive or highly combustible materials such as a celluloid cutting, moving picture film, or oil-soaked or gasoline-soaked rags and the like;
- Plaster, drywall, fiberglass insulation, lumber, concrete, a boulder or other waste residue resulting from construction, building renovation or a demolition operation;
- Tree limbs, firewood, stumps, trunks, and branches larger than 1” diameter;
- Swill, liquid waste, or organic matter which has not been drained and wrapped in accordance with the provisions of this By-Law;
- A syringe, blade, lancet, needle, clinical glass, dressing, bandage, gauze, swab, pipet, cast, speculum, urine, colostomy or enema bag, an intravenous bag, a catheter or other tubing, dentures, an alginate impression or like material, a stool sample, flesh or tissue from any animal or human, bodily fluid-stained material infectious or otherwise including clothing and bedding, an incontinence or feminine hygiene product known to be infectious, a piece of surgical clothing including a gown, mask, glove, patient bib, gown or sheet and the like, a liquid or solid medicine including a pill or vaccine, a container or vial from which a pill or vaccine is extracted that contains any amount of such pill or vaccine, petri-dish, test tube, surgical equipment, microscope slide, scope, electrode and the like, any of which is generated from a clinic, hospital, surgery, an office of a physician, surgeon, dentist, veterinarian or the like;
- A syringe from a household;
- An animal carcass, other part or any portion thereof of any dog, cat, fowl or any other creature with the exception of bona fide kitchen or food waste;
- All Household Hazardous Waste as included in the previous section;
- Green or Blue Waste which has not been prepared or packaged for collection in accordance with the provisions of this By-Law;
- A tire, car battery, gas or oil tank, automotive part or body;
- Any material which is frozen or stuck to the waste receptacle or container and cannot be removed by shaking manually;
- Any material or substance which may cause damage to the natural environment;
- Any septic tank pumping, raw sewage, sewage sludge or industrial process sludge;
- Any radioactive material;
- Any ash or ashes defined as the residue, including soot, of any fuel or waste after it has been consumed by fire.

SCHEDULE D: ORGANICS

Organics – All organic and compostable waste only. Food and yard waste, never glass or plastic.

Organics include but are not limited to the following list of materials and must be placed in a green transparent plastic bag or certified compostable transparent bag for collection curbside. All containers and packaging (plastics, metals, glass, Styrofoam, cardboard and paper) must be separated or emptied and removed; their contents only belong in Organics.

Food (including, but not limited to)	Yard Waste	Other Items
Apple Cores	Grass Clippings	Paper Towels, Tissues, Napkins
Bones	Leaves	Sawdust & Wood Shavings
Bread	Plants & Flowers	Tobacco
Butter	Sawdust & Wood Chips	
Cereals	Soil	
Cheese	Twigs	Pet Waste - is preferred as Garbage but may go in with Organics if there is <u>no plastic attached</u> .
Coffee Filters, Grounds & Tea Bags	Weeds	
Cooking Grease & Oil		
Eggs, Egg Shells	Branches (1 inch diameter or less, bundled in 2'x2'x2' bundles)	Diapers – is preferred as Garbage but may go in with Organics on weeks Garbage is not collected.
Expired Food		
Fat		
Fish & Shellfish		
Flour		
Food Scraps		
Fruit & Vegetable Peelings		
Gum		
Leftovers		
Meats		
Oats		
Pumpkins		
Rice		
Rotten or Moldy Food		
Seeds		
Yogurt		

Compostable transparent bags approved for curbside use with Organics are certified under ASTM D 6400 or CAN/BNQ 0017-088 and must have both of the following logos visible on the bags:



COMPOSTABLE
IN INDUSTRIAL FACILITIES

Check locally, as these do not exist in many communities. **Not suitable for backyard composting.** CERT # SAMPLE



SCHEDULE E: RECYCLABLES

Recyclables -Paper, cardboard, metal, hard plastics, milk & juice cartons, small electronics and Styrofoam.
Only material that is recyclable.

Recyclables include but are not limited to the following listed items and materials and must be placed in a transparent blue bag for bi-weekly collection curbside. All recyclables should be emptied, rinsed, scraped or wiped clean before going into the blue bag for collection. It is essential that recyclables not be dripping or sopping with food or other organics.

Metals	Paper	Cardboard	Plastics	Other Items
Aluminum (pie plates, foil, etc.)	Books	Boxboard	Bottles (caps off)	Calculators
Bottles	Bristol board	Boxes	Containers (covers off)	Electronic parts & games
Cans	Cards	Cardboard	Cups & Dishes	Lids, covers
Containers	Catalogues	Cereal Boxes	Hard Plastic Packaging	Meat trays
Cutlery	Drink trays	Coffee Cups	Jugs	Milk Cartons
Foil pouches & packets	Egg cartons	Fast Food Boxes	Medicine bottles (empty)	Juice Cartons
Jewelry	Envelopes	Frozen Juice Containers	Milk & juice jugs	Small Electronics
Paper clips	Fast Food Bags	Pizza Boxes	Plastic cutlery	Small Appliances
Steel wool	File folders			Styrofoam (cups, plates, trays, etc)
Staples	Flyers		*ALL Hard Plastics numbered 1, 2, 3, 4, 5, and 7.	
Tin cans	Index cards			
Utensils	Magazines			
Wire	Newspaper			
	Paper Bags			
	Plates & cups			
	Posters			
	Phone books			
	Sticky notes			
	Tissue Paper			
	Wrapping paper			