

TOWN OF SNOW LAKE
BY-LAW NUMBER 976/19
GARBAGE AND RECYCLING

BEING A BY-LAW OF THE TOWN OF SNOW LAKE to revise and update the collection of fees, schedule of waste and recycling services, delivery of waste and recycling services, the use and regulation of waste and recycling containers.

WHEREAS the Council of the Town of Snow Lake deems it advisable to establish fees and charges payable to the Town of Snow Lake for waste disposal and recycling services rendered by the Municipality;

AND WHEREAS the Council of the Town of Snow Lake needs to establish rules for the collection, storage, and disposal of waste and recyclable material for the purpose of safety, health, order, and cleanliness;

AND WHEREAS the *Municipal Act (CCSM c. M 225)* provides for the following:
232 (2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division

- (a) regulate or prohibit;
- (d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality;
- (e) subject to the regulations, provide for a system of licenses, permits, or approvals, including any or all of the following:
 - (i) establishing fees, and terms of payment of fees, for inspections, licenses, permits, and approvals, including fees related to recovering the costs of regulation,
 - (ii) establishing fees for licenses, permits and approvals that are higher for persons or businesses who do not reside or maintain a place of business in the municipality,
 - (v) providing for the duration of licenses, permits, and approvals and suspension or cancellation or any other remedy, including undertaking remedial action, and charging and collecting the costs of such action, for failure to pay a fee or to comply with a term or condition or with the by-law or for any other reason specified in the by-law, and
 - (g) require any persons who do not reside or have a place of business in the municipality to report to the municipal office (113 Elm Street Town of Snow Lake) before conducting business in the municipality.

236 (1) Without limiting the generality of clause 232 (1) (o) (enforcement of by-laws), a by-law passed under that clause may include provisions

- (a) Providing for procedures, including inspections, for determining whether by-laws are being complied with; and
- (b) remedying contraventions of by-laws, including
 - (i) creating offences,
 - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,
 - (iii) providing that an amount owing under subclause (ii) may be collected in any manner in which a tax may be collected or enforced under this Act,
 - (vi) imposing a sentence of imprisonment for not more than six months for the commission of offences or non-payment of fines.

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

252 (2) A charge referred to in clause 1 (a) may be collected by the municipality in the same manner as a tax may be collected or enforced under this Act.

253 (1) The power of a municipality referred to in clause 250 (2) (d) to enter into agreements includes the power to enter into agreements pertaining to land, improvements, personal property, works, services, facilities, utilities or private works within or outside the boundaries of the municipality.

THEREFORE BE IT RESOLVED that the Council of the Town of Snow Lake, in open Council assembled, enact as follows:

TITLE

1.0 This By-Law may be referred to as, "**The Town of Snow Lake Garbage and Recycling By-Law**"

DEFINITIONS

2.0 -

(a) "**COMMERCIAL PROPERTY**" means a property used in whole or in part for retail establishments, service establishments, recreational purposes, entertainment purposes, offices, food processing facilities, and any home based established commercial entities.

(b) "**DESIGNATED BYLAW OFFICER**" means the Town Bylaw Officer or person or persons designated by Town Council including the Chief Administrative Officer or authorised designate.

(c) "**GARBAGE**" means but is not limited to waste from private or public property, commercial property, institutional or industrial property, residential property in the Town of Snow Lake, including but not limited to ashes, dirt, soil, earth, sand, stone, animal and vegetable waste, including non-recyclable food packaging material, organic food waste from residential, commercial, institutional, or industrial concerns, lawn and garden waste, furniture, waste oil, bedding, rags, animal and agricultural waste, and any other material that would qualify as waste.

(d) "**INSTITUTIONAL PROPERTY**" means school, library, hospital, place of worship, Town home property, community support service facility, government office, or any such property designated by Town Council.

(e) "**RESIDENTIAL PROPERTY**" means a household residence or multiple household residence including apartment blocks.

(f) "**RECYCLABLE MATERIAL**" means any item that can be recycled as per the standards of Multi-Material Stewardship Manitoba (MMSM) or any other agency that the Province of Manitoba designates to handle the implementation of recycling in the Province of Manitoba.

(g) "**COMBUSTIBLE MATERIAL**" means but is not limited to yard waste, tree boughs, stumps, branches, untreated wood, and untreated cardboard.

(h) "**TOWN**" means the Town of Snow Lake

COLLECTION AND DISPOSAL OF GARBAGE

3.0

(a) RIGHT OF ENTRY TO PRIVATE PROPERTY

The Designated Bylaw Officer, Chief Administrative Officer, or authorised designate may enter any grounds, yards, or vacant lots for any purpose relating to the administration of this part of the Bylaw

(b) LANDS TO BE KEPT CLEAN

The owner or occupant of any grounds, yard, or vacant lot or premises, whether a commercial, residential, industrial, or institutional property shall cause the same to be kept free of garbage. Any garbage for collection shall be put in a container as required herein and must not be "loose" but in self contained garbage bags of minimum size 20 litre or 5.2 gallon. Recyclable material must be put in "clear" bags of minimum size 20 litre or 5.2 gallons for identification and collection.

(c) STORAGE OF GARBAGE / RECYCLABLE MATERIAL

The owner of every commercial, residential, institutional, and industrial property shall be responsible to ensure the provision and maintenance of the required containers to hold garbage and recyclable material.

(d) REQUIRED CONTAINERS

Containers for garbage pickup shall be the heavy duty plastic containers issued by the Town of Snow Lake that are water tight and equipped with a closed fitting lid so that it will be resistant from the elements and from scavenging animals or birds, such as bears, dogs, cats, and ravens.

(e) PLACEMENT OF CONTAINERS

Homeowners and businesses will be notified how they are to place containers whether on the front edge of the property or in a designated back lane.

(f) PLASTIC BAGS FOR PLACEMENT IN GARBAGE CONTAINERS

All garbage shall first be placed in opaque plastic bags of adequate strength of minimum size 20 litre or 5.2 gallon capacity that are securely tied so that the contents thereof cannot escape. Recyclable material will be placed in clear plastic bags of adequate strength of minimum size 20 litre or 5.2 gallon capacity and must be securely tied so that the contents thereof cannot escape and the material inside can be identified as recyclable. All plastic bags shall be contained inside the garbage containers when placed out for collection and shall be covered by a lid as required in section (d) herein. Failure to adhere to this section may result in service being denied until garbage or recyclable material is contained in the proper format.

(g) PLACEMENT OF CONTAINERS

No person, owner or occupier shall permit the placement of garbage or recyclable material in any container other than those which conform to this bylaw unless such other containers are approved by the Designated By-Law Officer, Chief Administrative Officer, or authorised Designate.

(h) OWNERS TO KEEP CONTAINERS IN PROPER CONDITION

All garbage containers shall be maintained in a condition satisfactory to the Designated Bylaw Officer of the Town of Snow Lake and shall be kept clean and free of odour. Containers showing signs of deterioration, damage, or general unsightliness may be required by the Designated Bylaw Officer of the Town of Snow Lake to be repaired or replaced.

(i) STORAGE OF CONTAINERS

Containers shall be stored in a manner approved by the Designated Bylaw Officer, such that there shall be no harborage for rodents or other scavenging animals in or near the containers. The containers shall be held upright so that they will prevent animals from

scavenging or scattering the contents. The owner or the occupant of the premises shall immediately clean up any spillage or scattering of the contents.

(j) MERCHANTS AND PLACES OF BUSINESS

Persons owning or occupying places of business shall keep said property together with the sidewalks and boulevards at the front and sides and the lane at the rear of businesses free of garbage and shall put any garbage in proper containers as defined in this Bylaw.

(k) NOTICE OF NON-COMPLIANCE

Where the Designated Bylaw Officer deems that a property owner or occupier has not complied with this Bylaw, the Designated Bylaw Officer may provide notice to the owner, agent, lessee or occupier shall comply with the said provisions.

(l) REMEDIAL WORK CARRIED OUT BY THE TOWN

Where any owner, agent, lessee or occupier has been given a notice, order, or direction by the Designated Bylaw Officer or otherwise by the Town to do any act or thing to remedy any situation or condition on their property contrary to any part of this Bylaw and subsequently neglects or refuses to comply with such order or direction within the time specified, the Designated Bylaw Officer may order the work carried out and charge the cost of the work to be done to the owner, agent, lessee, or occupier and in default of payment recover the cost as a debt to the Town, and/or charge the cost against the land concerned as taxes due and owing in respect to land and recover the cost as such.

(m) PENALTIES

Any person who contravenes or disobeys or refuses or neglects to obey any provision of this Bylaw the Town or any person on its behalf shall be able to lay a fine as defined in Schedule C - Fines. Additionally they shall be able to remedy the default and shall charge the cost of remedying the default.

- Against the person required to the act or provide the thing and recover it as a debt to the Town, by action in a court of competent jurisdiction; or
- As taxes against the land in respect of which the offence occurred and recover the cost in the same manner as taxes are recovered.

SCHEDULE OF FEES AND CHARGES

3.0 The fees and charges payable to the Town of Snow Lake for rendered by the Municipality shall be set out in the following schedules attached hereto:

- a) Garbage and Recycling Disposal - Schedule "A"
- b) Tipping Fees - Schedule "B"
- c) Fine Schedule - Schedule "C"

GENERAL POWERS

4.0 THAT Council may from time to time, by resolution of Council amend the schedules attached to this by-law

4.1 THAT the fees and charges set out in the schedules attached to this by-law shall take precedence over any other by-law

4.2 THAT any fee or charge as identified within this by-law, which is owed to the Town of Snow Lake and remains unpaid by any taxpayer, including any penalties related thereto as well as any fines imposed on the taxpayer for contravention of the Municipality's By-Laws may be added to the taxes of said taxpayer and may be collected or enforced in the same manner as taxes as defined by the *Municipal Act*.

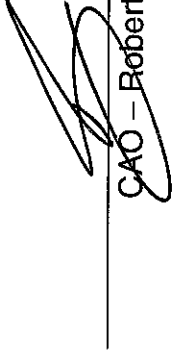
That By-Laws 835/04, 946/16 are hereby repealed and Schedule A of Bylaw 879/08 are hereby amended / repealed.

DONE AND PASSED by the Council of the Town of Snow Lake, assembled at the Town of Snow Lake, in the Province of Manitoba this 21 day of July, A.D. 2020.

THE TOWN OF SNOW LAKE



Mayor – Peter Roberts



CAO – Robert Hedley

Read a first time this 17th day of Dec A.D. 2019.

Read a second time this 7th day of Jan A.D. 2020.

Read a third and final time this 21 day of Jan A.D. 2019.

SCHEDULE "A"
Effective January 1, 2020

WASTE MANAGEMENT PICKUP RATES

DAILY PICKUP

Location	Quarterly Rate
HBMS Mine Camp	\$5,464.80
Cornerview Enterprises	\$1,576.19
Single Dorms D Block	\$1,476.33
Snow Lake Motor Inn	\$851.73
Diamond Willow Inn	\$851.73

TRI-WEEKLY PICKUP

Location	Quarterly Rate
Joseph H Kerr School	\$728.38
Hospital	\$319.15

TWICE WEEKLY PICKUP

Location	Quarterly Rate
Town Office	\$121.40
RCMP	\$121.40
Seniors Centre	\$121.40
Golf Club (April - September)	\$121.40
Family Resource Centre	\$142.93
Royal Canadian Legion	\$142.93
Tostoworyk	\$142.93
Angelina's	\$142.93
Atnikov Building	\$142.93
Snow Lake Mine Office	\$205.60
Curling Club	\$205.60
Community Hall	\$205.60
Sweet Nothings	\$205.60
Chell's Sled Shed	\$205.60
Arena	\$205.60
Home Hardware	\$260.40
Franal's	\$287.83
Snow Lake Repair	\$287.83
Willow House	\$485.58
Golden Vista Apartment Building	\$845.86

TWICE WEEKLY PICKUP

RESIDENTIAL PICKUP - Quarterly

\$70.50

Strilkiwski Garage	No Charge
Museum	No Charge
Churches	No Charge
Highways	No Charge
Stittco	No Charge

Schedule "B"
Tipping Fees

Household Garbage
Vehicle / Utility Trailer \$5.00

Tires no charge
Metal Waste
Freon cylinders / containers
Untreated Cardboard / Lawn clippings
Trees / Shrubs / untreated wood and
Other combustible material

Demolished Buildings, Construction Waste,
Asphalt Shingles

1/2 to 3/4 tonne \$200.00
1 tonne to 2 tonne \$320.00
Tandem / Semi \$1800.00

**Schedule "C"
Fine Schedule**

1st Offence - \$50.00

2nd Offence - \$100.00

3rd (and every other subsequent) Offence - \$250.00



**Schedule "C"
Fine Schedule**

1st Offence - \$50.00

2nd Offence - \$100.00

3rd (and every other subsequent) Offence - \$250.00

