

## **VILLAGE OF BORDEN**

### **BYLAW NO 5-2025**

#### **A BYLAW TO PROMOTE PROPER WASTE MANAGEMENT AND TO FIX THE RATES TO BE CHARGED FOR THE COLLECTION, REMOVAL, AND DISPOSAL OF SOLID WASTES OR OTHER REFUSE IN THE VILLAGE OF BORDEN**

The Council of the Village of Borden, in the Province of Saskatchewan enacts as follows

##### **I. Definitions:**

In this Bylaw, the following definitions shall apply:

- a. "Business" means and includes any trade, profession, calling, occupation or employment;
- b. "Compostable" means yard waste (garden), leaves, grass clippings;
- c. "Contractor" means a person or company that undertakes a contract to provide materials or labour to perform a service or do a job.
- d. "Garbage" means putrescible animal and/or vegetable waste resulting from the handling, preparation, cooking and consumption of food;
- e. "Biomedical waste" means a portion of medical waste that requires special precautions due to the waste being: infectious: sharps: cytotoxic: or especially sensitive due to the nature of the waste (i.e. Human body parts)
- f. "Sharp waste" means waste that consists of any object that can penetrate the skin or have or are likely to have come in contact with infectious agents. Sharp wastes includes more than the obvious items used in animal or human patient care: hypodermic needles, re-sheathing needles, scalpel blades, lancets, capillary tubes, broken pipettes and medical glassware, broken blood tubes, retorts, and broken culture dishes. It also includes other types of broken or unbroken items that have, or are likely to have, come in contact with infectious agents. Examples of these include slides and cover slips, tubing with the needles still attached, and wooden applicator sticks or other object that can penetrate skin or plastic disposable bags. Sharps waste may also be classified as infectious wastes, regulated medical waste, solid waste, or hazardous chemical waste, depending on the regulatory or other classification system used.
- g. "Litter" means the deposit of waste, refuse or like materials or things in a disorderly or untidy or unsightly manner;
- h. "Occupant" means any person, individual, firm, partnership, association, corporation, company or organization of any kind;
- i. "Person" means any person in whose name title to property is registered and also includes any person named as owner in the assessment records of the Village;

- j. "Public Place" means any place to which the public have access as a right or by invitation, express or implied, and includes streets, sidewalks, boulevards, roadways and parks;
- k. "Recyclables", for the purpose of this Bylaw, means all paper (newsprint, magazines, cardboard, boxboard, etc.), tin cans, aluminum cans, foil and pie plates, milk containers, #1 - #7 plastic food and beverage containers; or as listed acceptable by the third party Contractor;
- l. "Refuse" for the purpose of this Bylaw, means all forms of waste or materials or things thrown away from domestic, agricultural, commercial, or industrial activities which litter or tend to litter and includes:
  - Tree and hedge cuttings and clippings;
  - Discarded household items and containers that are not recyclable;
  - Combustibles, consisting of miscellaneous burnable materials such as rags, fabrics, wood, bedding, leather;
  - Ash, construction and demolition wastes, street dirt and gravel;
  - Solid wastes, including machinery, motor vehicles or parts thereof;
  - Any substance or thing not related to any of the foregoing that is intended for the removal to a landfill site;
- m. "Street means a public thoroughfare including all roadways, sidewalks and boulevards;
- n. "Street Dirt" means any dust, earth, sand or gravel deposited on a street;
- o. "Vehicle" means any motor vehicle, or any other means of transportation.
- p. "Village" means the Village of Borden

## **II. General:**

- a. No person shall litter in any public place or on private property within the Village.
- b. No person shall dispose of refuse in the Village except in the manner provided in this Bylaw.
- c. No person shall permit any refuse to be or remain upon any lands or premises owned or occupied by him/her except in the manner provided in this Bylaw.
- d. No person shall burn any refuse outdoors, except by written approval of the Village.
- e. Burning barrels are strictly prohibited.
- f. No person shall place or mix with any material for removal as waste any highly combustible or explosive waste such as powder, dynamite or motion picture film.

- g. No person other than a lawful user thereof or the authorized employees of the Village shall open any garbage receptacle, remove anything there from, or in any manner disturb any refuse put out for collection or removal.
- h. No person other than the authorized employees of the Village shall remove any materials from any recycling bins within the Village.
- i. Placement of non-recyclable materials (garbage) in the bins designated for recyclable materials is not permitted and violators may be penalized under Section IX of this Bylaw.
- j. All refuse shall be placed in receptacles as specified in this Bylaw.
- k. All garbage shall be bagged and tied.
- l. All general medical waste, animal waste, dust particles and powdered materials shall be packaged in securely tied, doubled plastic garbage bags.
- m. Collectors and Inspectors appointed by the Village of Borden shall have the right to enter at all reasonable times all premises and yards for the purpose of performing the duties assigned to them.
- n. The rates for refuse collection shall be set out in Schedule B attached hereto.
- o. The Council for the Village of Borden may, by resolution, provide a complete or partial collection and/or disposal service to any specified premises not covered by this Bylaw, upon such terms and conditions as to payment or otherwise, as may be set forth in such resolution.
- p. All sharp waste and medical waste will not be disposed of in their bagged refuse. They will be disposed of in a proper medical waste container and returned to a pharmacy or doctor's office for proper disposal of medical waste.
- q. Notwithstanding Section II, of this Bylaw, where it is impractical to place certain refuse, such as tree trimmings, shrubs, and stumps, in receptacles, the same shall be placed immediately adjacent to the garbage receptacles, but not so as to encroach upon the lane.
- r. Notwithstanding Section II, of this Bylaw, grass clippings are to be placed in compostable bags, or in plastic or galvanized receptacles of a maximum size as set out in Section IV, a, of this Bylaw and the receptacles placed immediately adjacent to the garbage receptacles, but not so as to encroach upon the lane.
- s. No person shall place or mix with any material for removal as refuse any material defined in any statute or regulation as:
  - Hazardous waste

- Dangerous goods
  - Radioactive material
  - Hazardous substance
  - Hazardous product
  - An explosive
  - Any used lubricating oil, used oil filter and used oil containers
  - Vehicle or equipment tires
  - Industrial waste
- t. Waste may not be collected from a property where the owner or occupant does any of the following:
- Fails to set out waste/recycle/compost bin prior to time of collection;
  - Sets out the waste/recycle/compost bin in an area that is not accessible, the container is locked or is in an enclosure that is locked and the collector has not been provided with access;
  - Sets out waste that poses a danger to the safety of the waste collectors;
  - Sets out waste that may cause damage to the Village's waste collectors equipment
- u. Where an owner or occupant has waste to be set out, the owner or occupant shall set it out no later than 7:00 a.m. for garbage, recycle and compost pick up.
- v. No person shall permit or allow waste stored or set out for the Village waste service to:
- Create offensive odors;
  - Be windblown; or
  - Become untidy
- w. The Village or its collector will not be responsible for any damage to roads or infrastructure on private property resulting from legitimate operations of Village waste services during waste collection activity at that private property.

### **III. Solid Waste: Refuse, Compostable, Yard Materials and Recyclable Collection:**

- a. All schedules for collection in this section are subject to change due to inclement weather and/or public holidays falling on the ordinary collection day.
- Schedules for collection of all solid waste including refuse, compostable and recyclable materials will be set and notification sent out by the Village of Borden at least 2 months prior to any changes necessary;

- Separation of refuse, compostable and recyclables is mandatory and should be distinct to collection staff;
- Refuse such as tree branches, shrubs and stumps not suitable for pickup in a garbage collection unit will be collected twice a year during the spring and fall clean up events.

#### **IV. Receptacles:**

- a. In the absence of a municipally or Contractor provided solid waste receptacle noted in Subsection e of this Section, the owner or occupant of any business premises or residential dwelling shall provide, and maintain in good condition, a sufficient number of refuse receptacles which shall:
  - Be constructed of 24 gauge galvanized metal or heavy duty plastic;
  - Be of a maximum overall height of 71.12 centimeters (28 inches);
  - Be of a minimum overall height of 50.8 centimeters (20 inches);
  - Be of a maximum diameter of 45.72 centimeters (18 inches);
  - Have a water-tight, cap-type cover, rigid fixed handles and a smooth rim;
  - Be secured so that they cannot be inadvertently knocked over.
- b. Subject to the provisions of Subsection e and f of this Section, of this Bylaw, and unless specified by the Village, all waste receptacles shall be kept at the front of the property.
- c. Waste receptacles are not permitted to encroach on any lane except under written authorization from the Village's Public Works Department.
- d. Where there is no lane at the front or side of any premises, or where, for any other reason, the provisions of Subsection b of this Section of this Bylaw cannot be reasonably complied with, such receptacles shall be kept in such place as the Village's Public Works Department may designate.
- e. In the case of automated solid waste collection requiring a specific type of receptacle, these specific receptacles will be provided to each business premises so requiring at a cost to the business, and these specific receptacle will be provided to each resident dwelling within the Village by the municipality or Contractor as necessary and at a cost to the Village with costs passed along to the residential property owner through those fees mentioned in Schedule "A" of this Bylaw.
- f. Solid waste receptacles, provided by the municipality or Contractor are to be placed at the curb in front of the respective properties by 7:00 a.m. on the designated collection day, and removed back to the property by end of collection day.
- g. In any case where the owner or occupant of any premises contravenes the provisions of this Bylaw by failing to provide and maintain a proper receptacle for storage of solid

waste originating there from, or a sufficient number of such receptacles, where more than one is required hereunder, the Village Council may provide the same for such premises at the expense of such owner or occupant.

- h. Every owner of a commercial or industrial property shall ensure that there are solid waste storage facilities on the property that are:
  - Available to the owner and occupants of the property;
  - Sufficient in size to store all waste generated at the property, considering the volume of waste generated on the property; and
  - Emptied with sufficient frequency.
- i. Every owner of a commercial or industrial property shall have a solid waste management plan for the property which shall include;
  - An arrangement for solid waste storage under the care and control of the owner or occupant of the property that is accessible for use by the owner or occupant(s) for the property; and
  - An arrangement for regular removal and disposal of solid waste to an appropriate disposal site.
- j. Every owner of a commercial or industrial property shall make arrangements to remove solid waste from the property in such a manner and with such frequency that the waste storage area meets the following requirements:
  - The waste storage area shall be kept reasonably clean;
  - The waste storage area shall be kept in good condition;
  - The waste storage area will not create an offensive odors;
  - The waste storage area shall not attract insects, rodents, vermin or their disease vectors.
- k. Receptacles provided by the municipality or Contractor that are damaged or vandalized will be replaced at a cost to the property owner at a rate of \$125.00 per receptacle.

**V. Littering:**

- a. No owner or operator of a vehicle shall permit any material whatsoever to be dropped from that vehicle onto any street, lane or other public place.
- b. No person shall load a vehicle or trailer attached thereto with waste or refuse unless:
  - The said vehicle or trailer is constructed so as to totally enclose the waste or refuse; or

- The waste or refuse is covered by a tarpaulin, netting, or other device of adequate size and design so as to totally cover the waste or refuse in a secure manner.
- c. No person shall operate or move any vehicle or trailer attached thereto containing waste or refuse unless such vehicle or trailer is constructed or covered in such a manner so as to prevent any waste or refuse from being blown or deposited upon or into any public place or onto private property.
  - d. No person shall deposit in or upon any vehicle, street, park, lot, or public place or on any open verandah any handbill, circular, card, advertising matter or other similar article that may litter the streets without prior approval of the Administrator.
  - e. No person shall deposit or permit any agent or employee to deposit any refuse, dirty water, liquid wastes or any offense matter on or in any street, lane, or public place.
  - f. No owner or lessee of shopping carts shall permit any shopping cart to be left abandoned or unattended in any public place.

**VI. Construction Sites:**

- a. No person shall deposit in any public place any refuse or like material associated with the erection, repair or demolition of buildings.
- b. No owner, occupant or person in charge of a construction site shall allow said construction site or areas adjacent thereto to become or remain untidy and unsightly.
- c. Every owner, occupant or person in charge of a construction site shall:
  - Provide and maintain, in good condition, a sufficient number of covered refuse receptacles into which all non-recyclable refuse shall be promptly deposited; and
  - Periodically and when receptacles are full, dispose of the refuse at a transfer station or landfill.

**VII. Election, Plebiscite, or Political Organization, Lobby Group Signs:**

- a. No person, candidate for public office or agent of a candidate for public office, plebiscite, political organization or lobby group shall place signs supporting or refuting candidates for public office, plebiscite, political organization or lobby group on public property within the corporate limits of the Village without written permission of the Administrator of the Village.
- b. Public property, in the case of Subsection a of this Section of this bylaw will include:
  - Property owned by the Village within the corporate limits of the Village; and,

- Property owned by the Village outside the corporate limits of the Village; and,
- Storm water ditches adjacent to roadways within the Village; and,
- The site triangle at intersections in the Village; and,
- Sidewalks and boulevards adjacent to roadways within the Village.

**VIII. Removal of Hazards:**

- a. No person shall deposit in any public place, including roadways within the Village any snow or ice which has been removed from private property without the consent of the Public Works Department, which may be given from time-to-time on a temporary basis.
- b. If the Village has provided, by resolution, an area known as a "snow dump", consent to deposit materials under Subsection a of this Section of this bylaw is not required under the following conditions:
  - The snow or ice is clean of debris; and,
  - The snow or ice is removed from private property within the corporate limits of the Village
- c. Every owner or occupant of business premises shall keep the sidewalks in front of and/or flanking their property clear and free of snow, ice and other obstructions. Said snow, ice, and other obstructions shall be removed within twenty-four (24) hours of its/their accumulation. Failure to do so may result in the Village arranging its removal at the expense of the property owner after the provision of a written notice within a reasonable period.
- d. The Village may, in writing, order the owner, agent, lessee or occupant of any building or other structure, or of any lot within the Village, to remove therefrom any dirt, filth, animal waste or rubbish and dispose of same at transfer station or landfill or other method as appropriate at the expense of the owner of the building or other structure.

**IX. Penalty:**

Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable, upon summary conviction, to the penalties provided for by the General Penalty Bylaw of the Village of Borden.

**X. Rates and Coming into Force:**

- a. Notwithstanding Subsection b of this Section of this bylaw, rates for collection of all Solid Waste Materials are in accordance with Schedule "A" of this Bylaw at the time of original passing of this Bylaw.
- b. The Village of Borden shall, from time-to-time set rates, by resolution of Council, for the collection and disposal of solid waste; refuse, compostable, yard waste and recyclables



provided by the Village of Borden for both residential dwellings and commercial businesses.

- c. All persons using the Yellowbend Landfill shall be subject to rates set by them.
- d. Bylaw No. 5-2022 is hereby repealed.

**XII. Effective Date of Bylaw:**

- a. This Bylaw shall come into force and take effect on April 22, 2025.

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Mayor

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Administrator

**VILLAGE OF BORDEN**

**BYLAW 5-2025**

**SCHEDULE "A"**

**SOLID WASTE COLLECTION RATES FOR GARBAGE, RECYCLING AND COMPOST**

**Effective May 1, 2025 - \$7.36 per month to be collected on utility bills**

**Future rates subject to Council resolution**