

VILLAGE OF TESLIN

By-law #07-159

A By-law to provide for the collection, removal, and disposal of garbage, refuse, brush, and scrap metal.

WHEREAS Section 271 of the Municipal Act provides that Council may, by by-law, establish and maintain a system for the collection, removal, and disposal of garbage, refuse, and brush;

NOW THEREFORE, the Council of the Village of Teslin, in open meeting duly assembled, enacts as follows:

1. This By-law may be cited as Garbage By-law.
2. In this by-law and the schedule attached hereto, unless context otherwise requires:
 - a. “Brush” means garden refuse, grass cuttings, weeds, timber, stumps, and wood materials that can be burned.
 - b. “Council” means the “Village of Teslin”
 - c. “Foreman” means the foreman for the Village of Teslin or his representative.
 - d. “Garbage” means all kitchen and table refuse, condemned meats, fish, fruits, vegetables and other like waste or decomposing matter.
 - e. “Dump area” means an area designated and established for the disposal of garbage, refuse, brush, and scrap metal.
 - f. “Occupant” means any person who resided in and on the premises that receive the benefit of garbage collection.
 - g. “Owner” means an owner of real property and included a person having any right, title, estate or interest in a real property other than that of occupant or mortgagee.
 - h. “Premises” means any dwelling unit or commercial enterprise that receives the benefit of garbage collection.
 - i. “Refuse” means broken dishes, tins, glass, rags, containers, waste paper, cast-off clothing and all similar substances that accumulate in premises.
 - j. “Scrap metal” means car bodies, engine blocks, barrels, tire rims, stoves, refrigerators, etc and any metal objects that cannot be burned effectively to cut down their size.
 - k. “Village” means the Village of Teslin and/or it’s staff.
 - l. “Garbage stand” means a wooden or metal stand or enclosure designed to hold all garbage cans or plastic bags and is protected from interference from dogs or other animals.
3. The collection, removal, and disposal of garbage, refuse, brush and scrap metal shall be under the supervision of the Village.
4. Every owner or occupant shall provide and maintain at all times and in good repair, such water tight receptacles as is necessary for the storage of garbage and refuse in a sanitary condition. Owners need to ensure that receptacles are accessible. Ie: snow removal during winter.
5. All receptacles shall be so secured that they cannot be overturned, but such securing must not impede the handling of the receptacles when it is being emptied.
6. Wet garbage shall be thoroughly drained of all liquids and be closed in a plastic bag before it is placed in a receptacle.

7. All garbage cans in use must be in good condition and repair and have a tight fitting lid and have a capacity of not over 24 gallons and not weigh over 50 pounds when filled. All garbage cans must contain a plastic garbage bag. Loose garbage and refuse will not be collected until it is in a plastic bag.
8. Plastic garbage bags must be used in place of garbage cans and must be securely closed and not weigh more than 20 pounds when filled and be placed within a dog and animal proof receptacle.
9. Every person designated by Council and removal of garbage and refuse shall have the right to enter the premise's yard at all convenient times in the performance of their duties.
10. Other arrangements made be made between the Village and the occupant or owner when the garbage cans or enclosures are contrary to this By-law.
 - a. The Council reserves the right to control the type and nature of garbage, refuse, brush, and scrap metal which is deposited in the designate dump area, within the limitations of the solid waste permit.
 - b. The foreman is authorized to regulate the operation of the dump area and the dumping of garbage, refuse, brush, and scrap metal.
11. Every person using the dump area for the dumping of garbage, refuse, brush, and scrap metal shall comply with all directions relating to the dumping of any material. The directions shall consist of signs indicating the various areas and/or direction from the Landfill Manager : Scrap metal, brush, garbage.
13. The foreman, Landfill manager or Designate shall do burning of any brush, or burning in designated areas.
14. All hazardous waste shall be reported to the "Village" before it is disposed of.
15. The collection, removal, and disposal of garbage and refuse shall be effected:
 - a. from all dwelling units, once weekly.
 - b. From all commercial enterprises, twice weekly or as many times as necessary to maintain a sanitary condition.
16.
 - a. The rates to be charged and paid by all occupants or owners under the provisions of this By-law shall be set forth in "Schedule A" attached hereto.
 - b. the owner of real property shall be liable for all rates and charges payable under this By-law.
 - c. all rates and charges for garbage collection shall be due and payable within 30 days of the date of the statement
17. All residents will be encouraged to recycle as much as possible Refundable and non refundable recycling service will be provided on a weekly basis, there will be no cost for this service. Service provided will be dependant upon resources available. All recyclables collected are the property of the Village of Teslin for disposal at their cost and profit.
18. In the event of default of payment of garbage rates and charges in excess of 60 days, the Village may discontinue service to the premises in respect of which rates and charges and may determine not to recommence the service to such premises until such time as all arrears are paid in full.

19. In the event of default of payment of garbage rates and charges in excess of 60 days, the Village may discontinue service to the premises in respect of which rates and charges are overdue, and shall charge a penalty of 10% in addition to the rates and charges and may determine not to recommence the service to such premises until such time as all arrears are paid in full.
20. The owner or occupant of any premises that applies for garbage service shall pay to the Village a Security Deposit as provided in Schedule "A" attached hereto.
21. For non-compliance of this by-law, the owner shall pay a penalty of \$25.00 for the first offense, \$50.00 for the second similar offence and \$100.00 for every similar offence thereafter.
22. By-law # 98-98 is hereby repealed.

23. This by-law shall come into effect upon the final passing thereof.

READ A FIRST AND SECOND TIME THIS 26th DAY OF MARCH, 2007.

READ A THIRD AND FINAL TIME THIS _____ DAY OF MARCH, 2007.

Deputy Mayor, Robin Smarch

Wes Wirth, CAO

VILLAGE OF TESLIN
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Schedule "A"

Garbage and refuse collection rates in the Village of Teslin shall be as follows:

1. Residential – once weekly collection
\$20.00 per month
 2. Commercial Enterprise – twice weekly collection
\$45.00 per month and \$10.00 per collection over and above the twice weekly collection.
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SECURITY DEPOSIT

An applicant for garbage service shall, at the time of application for service, provide the Village with a non-interest bearing deposit in the following amount:

- a. Where garbage service is the only utility service provided the sum of \$25.00
- b. Where other utility services (ie. Water, Sewer) are provided the total security deposit for all utility services shall not exceed \$ 150.00

The security deposit will be returned when the applicant discontinues services, and his account is paid in full, and provided notice of discontinuation to the Village. Where an applicant's account has remained in good standing for one year the security deposit will be returned.