

THE CORPORATION OF THE TOWN OF ELLIOT LAKE

By-law No. 85-58

Being a by-law to provide for the collection, removal and disposal of garbage and other refuse within the Town of Elliot Lake and to repeal By-law No. 59-244.

The Council of The Corporation of the Town of Elliot Lake ENACTS AS FOLLOWS:

1. In this by-law,

(a) "Ashes" means the solid residue of any household fuel remaining after burning, soot, and other chimney deposits.

(b) "Corporation" means The Corporation of the Town of Elliot Lake.

(c) "Dwelling" means any building or other structure occupied or used as a place of abode, other than a hotel, restaurant, apartment house or tenement.

(d) "Garbage" means household table and kitchen waste whether animal or vegetable, fish, fruit and dairy products, magazines, newsprint and waste paper, boots, shoes and other wearing apparel, broken glass, crockery and metal, glass and plastic containers not over five gallons in capacity.

(e) "Householder" means an owner, occupant, lessee, tenant or other person in charge of a dwelling, hotel, restaurant, apartment house, office building, shop, store, public institution or other premises.

(f) "Town Engineer" means the Town Engineer of the Town of Elliot Lake.

(g) "Non-collectible waste" means:

(i) animal carcasses ;
(ii) bandages, poultices, dressings or similar waste from hospitals or nursing homes;

(iii) explosive or combustible materials of any kind whatever;

(iv) film and celluloid cuttings;

(v) hay, straw and manure;

(vi) night soil;

(vii) rags soaked in oil, gasoline or any other inflammable substance;

(viii) swill or liquid waste.

(h) "Rubbish" means household litter, trash, trimmings from shrubs or trees, and discarded garden roots and plants.

(i) "Street" means

"Street" means a public highway, road, street, lane, alley, square, place or thoroughfare within the Town of Elliot Lake.

2. No person shall sweep, throw, cast, lay or deposit, or direct, suffer or permit any servant, agent or employee to sweep, throw, cast lay or deposit, any garbage, ashes, dirt, stones, carcass, rubbish or refuse of any kind whatever, in or upon any street or public place within the Town, except that sand may be spread upon slippery streets and sidewalks as a measure of safety.
3. No person shall permit the accumulation of garbage, ashes, rubbish or other refuse, or any swill or liquid waste, upon his premises or upon premises occupied or controlled by him, the existence of which is likely to be detrimental to public health.
4. No person shall pick over, disturb, remove or scatter any garbage, ashes, rubbish or other refuse placed for collection or disposal by a householder or deposited at the Municipal Waste Disposal Site.
5. No person, other than householders in the immediate vicinity, shall deposit garbage in a bulk garbage disposal container located in the Central Commercial Core.
6. Every builder, contractor or other person engaged in any excavation, construction or demolition work shall keep the streets and sidewalks adjacent thereto free of all earth, stones, rubbish or waste material created by or resulting from such work.
7.
 - (a) No builder, contractor or other person shall remove any earth, stones, rubbish or other waste material from the site of any excavation, construction or demolition work without first obtaining the permission of the Town Engineer.
 - (b) All waste material removed from the site of any work mentioned in subsection (a) shall be disposed of in such manner as the Town Engineer may direct and all costs, charges and expenses incurred or necessitated in disposing of the same in accordance with such directions shall be borne by the builder, contractor or other person concerned.
 - (c) Where any expense is incurred by the Corporation in arranging for the disposal of any waste material for which a builder, contractor or other person is responsible, such person shall forthwith pay to the Town Engineer on behalf of the Corporation the amount of the expense so incurred.
8.
 - (a) No person shall convey through the streets any garbage, ashes, rubbish or other refuse or any swill, liquid waste, or offensive matter, except in properly covered metal receptacles or in vehicles equipped with canvas covers or tarpaulins.
 - (b) Where a vehicle is used to carry refuse or waste material of any kind, the canvas cover or tarpaulin shall be placed and fastened in such manner as shall prevent the refuse or waste matter from falling onto the street.

9. (a) Ashes, rubbish and non-collectable waste shall not be collected by the Corporation but shall be disposed of by the householder at his expense in such manner as the Town Engineer may from time to time direct.

(b) Where a householder makes default in disposing ashes and other refuse in accordance with the provisions of this section, the same may be removed by the Corporation and the Corporation may recover the costs of so doing forthwith upon demand, and where a householder neglects or refuses to pay such costs, by action or by assessing and collecting them as municipal taxes.

10. The Town Engineer shall name one or more days in each week for the collection of garbage from premises located in the following areas:

(i) All neighbourhoods.

(ii) Central commercial area.

(iii) The Town Engineer may from time to time alter the times and frequency of collection in each area.

11. (a) Every householder owning or controlling premises in any of the areas described in section 10 shall, prior to the time of collection, place all garbage accumulated on his premises on that portion of his property adjoining the street along which collection is to be made or in containers authorized by the Town Engineer.

(b) Subject to subsection (e) all garbage placed for collection shall be put in plastic garbage bags. These may be placed in a metal or plastic receptacle at the owner's discretion.

(c) Garbage placed for collection shall be drained of all liquid matter, and shall be securely wrapped and tied.

(d) Each bag or bundle of garbage placed for collection shall weigh no more than twenty (20 kg) kilograms and be no larger than eighty (80 L) litres.

(e) No receptacle shall be permitted to remain on the street for an unreasonable length of time after collection has taken place.

(f) Newspapers, magazines, cardboard cartons and waste paper shall be tied in compact bundles and placed alongside the plastic bags containing garbage on the day of collection.

(g) In no event shall an employee of the Corporation enter any dwelling, hotel, apartment house, tenement or building or ascend any stairway, or enter an elevator, hoist or lift for the purpose of carrying out or returning thereto any receptacle.

12. (a) Where a carcass of any dog, cat, or other animal is found upon any street or private property, the owner thereof, or where the owner is unknown, the owner upon whose premises the animal lies, shall notify the office of the Town Engineer and shall dispose of the animal in accordance with the instructions of the Town Engineer.

(b) Where the owner of the animal is known, all expenses of disposing of its carcass shall be borne by the owner.

13. Every owner, tenant or occupant of a dwelling, hotel, apartment house, tenement, building or other premises and every person having the control or charge of any church,

school, or other public institution fronting or abutting on any street where the sidewalks are paved, shall keep the same free of all obstructions, dirt and refuse.

14. Every person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction is liable to a fine of not more than Two Thousand (\$2,000.00) Dollars.

15. THAT By-law No. 59-244 is hereby repealed.

READ a first and second time this 15th day of October, 1985.

READ a third time and finally passed this 15th day of October, 1985.

Mayor

Clerk