

**RESOLUTION BY THE COMMUNITY OF CRAPAUD
TO REPEAL THE BYLAW FOR THE COLLECTION OF GARBAGE AND REFUSE**

Date: January 7, 2014
Moved by Councillor Colin Dawson
Seconded by Councillor Tim Tompkins

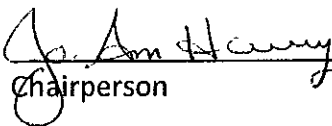
Whereas the collection of garbage and refuse is now provided by the Province of Prince Edward Island


And Whereas the Community of Crapaud is no longer responsible for the collection of residential and commercial garbage and refuse

And Whereas the Community of Crapaud Bylaw for the Collection of Garbage and Refuse is no longer enforceable or needed

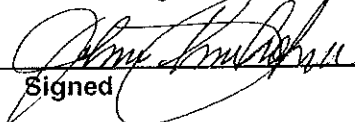
Thereby repealing the Bylaw for the Collection of Garbage and Refuse

Be it resolved that the Community of Crapaud Bylaw for the Collection of Garbage and Refuse be hereby formally repealed.


Chairperson


Chief Administrative Officer

Filed on behalf of the Minister of Finance and Municipal Affairs according to s. 60(c) of the **Municipalities Act**.


Signed

03/02/14.
Dated

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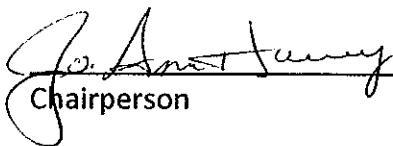
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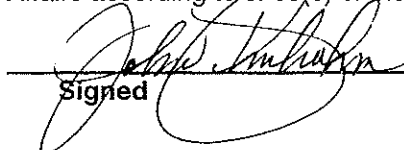


Chairperson



Chief Administrative Officer

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Signed

03/02/14

Dated



Municipal Affairs and
Provincial Planning

3 Brighton Road
PO Box 2000, Charlottetown
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Finance,
Energy and
Municipal Affairs

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Énergie et
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February 05, 2014

Ms. Joanne Harvey
Chairperson,
Community of Crapaud
P.O. Box 30
Crapaud PE C0A 1J0

Dear Ms. Harvey:

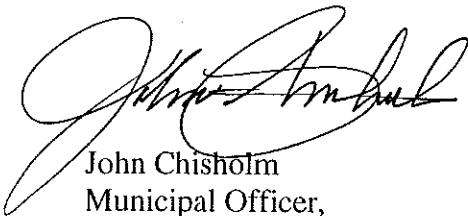
Re: Community of Crapaud
A Bylaw to Repeal Bylaw the Bylaw for the Collection of Garbage and
Refuse,
(January 7th, 2014)

I wish to acknowledge receipt of the following bylaw:

- Community of Crapaud – A Bylaw to Repeal the Bylaw for the Collection of Garbage and Refuse

A copy of the bylaw has been filed in accordance with the *Municipalities Act*; enclosed is a dated and signed copy of the resolution sheet for your files.

Yours truly,



John Chisholm
Municipal Officer,

A Bylaw to provide for the Collection of Garbage and Refuse

BE IT ENACTED by the Council of the Municipality of Crapaud as follows:

1. In this Bylaw the following shall carry the meaning here assigned to them:
 - 1.1. "Administrator" means the Administrator of the municipality;
 - 1.2. "Ashes" means the residue of any substance used as fuel for household purposes after such substance has been consumed by fire, but not including soot;
 - 1.3. "Business Establishment" means real property which is assessed commercial realty tax under the provisions of the Real Property Assessment Act, R.S.P.E.I, Cap.R-5;
 - 1.4. "Garbage" means all kitchen and table waste of animal or vegetable origin, resulting from the preparation of food;
 - 1.5. "Garden waste" means the waste material from gardens, consisting of grass clippings, dead branches, bushes, weeds, plants, stones and other similar materials;
 - 1.6. "Holiday" means as defined in the Interpretation Act, R.S.P.E.I. 1974, Cap. I-6.1, and also includes "public" and "statutory" holidays;
 - 1.7. "Householder" means the owner, occupant, lessee, tenant, or the person in charge of a dwelling, mobile home, hotel, public institution or other building, or business establishment, including a restaurant, apartment block, or office building and includes the person assessed for the building pursuant to the Real Property Assessment Act, R.S.P.E.I. 1974, Cap. R-5;
 - 1.8. "Industrial Waste" means all materials, including plaster wood and stone, from excavations, building construction, repair, alterations, maintenance, or demolition, debris from any building removed, destroyed by fire, or any other cause, material from manufacturing processes, manure, slaughter house offal, waste from garages and service stations, condemned matter or waste from factories, foundries or commercial boiler furnaces;
 - 1.9. "Municipality" means the municipality of CRAPAUD;
 - 1.10. "Owner" when used in reference to real property includes a person assessed for the property pursuant to the Real Property Assessment Act, R.S.P.E.I. 1974. Cap. R-5;

1.11. "Refuse" means ashes, bottles, broken crockery and glassware, cans, cardboard, clothing, magazines, garden waste, newspapers, waste paper, discarded material and other similar articles and includes weighty or bulky articles such as stoves, fencing, furnaces, bed springs, furniture, boxes and barrels, or anything of a similar nature but does not include uncollectable waste as described in section 15.

1.12. "Rubbish" means trade waste, industrial waste, street sweepings, fuel tanks and automobile parts and accessories;

1.13 "Soot" means the black powdery substance formed by the burning of coal, wood or other carbon compounds;

1.14. "Street sweeping" means the material which is gathered from the surface of any street or sidewalk;

1.15. "Swill" means wet table scrapings, garbage or other waste materials, or animal or vegetable matter, which has attained a liquid or partly liquid state;

1.16. "Trade waste" means garbage and refuse from department stores, offices, business establishments and buildings and includes all kinds of paper, magazines, pasteboard, rags, packing materials, excelsior and other like materials, accumulated in or incidental to the carrying on of any business;

1.17. "Transient business waste" means garbage and refuse carried into the municipality from outside the municipality;

1.18. "Christmas Trees", Collection of Christmas trees means the trees will be collected the second Thursday in January each year;

1.19. "Spring Clean Up" means a special collection day to be advertised each year;

1.20. "Excess Refuse" means boxes, crates, large furniture, etc., as a result of moving in or out of a household or business and/or materials created by household renovations. Removal of this excess refuse shall be done at the owner or lessees' expense.

ADMINISTRATION

2. The Administrator shall administer this Bylaw. The Administrator may:

2.1. Designate a particular day of the week for collection of garbage and refuse, and

- 2.2. From time to time shall notify the public of such changes one week in advance of change.

DAYS AND TIMES OF COLLECTION

3. Collection of garbage and refuse by or on behalf of the municipality shall be at least once in every seven (7) days, commencing at the hour of 7:00 o'clock in the forenoon, provided however, that when a holiday occurs on a collection day, such collection shall be made on that day unless otherwise specified by the Administrator.

RESTRICTIONS

- 4.1. No householder shall dispose of garbage or refuse in the municipality except in the manner provided in this bylaw.
- 4.2. No householder shall permit garbage or refuse to remain on the premises occupied or owned by him for a period of more than seven (7) days.
- 4.3. No person, or persons shall pick over, interfere with, disturb, remove or scatter any refuse or bundle or article placed out for collection, whether contained in a covered container or otherwise, provided however, that with written permission of the Administrator, persons may remove paper bundles so place or other items.
- 4.4. No person shall permit any animal owned by him or under his control to pick over, interfere, disturb, remove or scatter any material placed out for collection.
- 4.5. No householder or lessee shall place more than six (6) bags or containers on a weekly basis.

STORAGE AND DISPOSAL

5. Every householder shall at his own expense make adequate arrangements for:
- 5.1. The storage of garbage in receptacles that are impervious to animals, and
- 5.2. The disposal of any materials not collected by the municipality as referred to in section 15 herein, whenever sufficient quantity has accumulated to warrant such disposal.

ADEQUATE CONTAINERS

- 6.1. Every householder shall:

- (a) Provide sufficient and adequate containers for garbage and refuse.

TYPES OF CONTAINERS

- 7.1. Sufficient and adequate containers for the storage of garbage and refuse shall be:
- (i) Securely tied plastic disposable water proof bags and/or water tight cans with lids.
- 7.2. Plastic disposable bags meeting the standards set forth in clause (i) of section 7.1. shall only be used for the storage of garbage and refuse if they are stored in an enclosure that is impervious to animals.
- 7.3. Garbage and refuse shall be placed for collection only in securely tied plastic disposable water proof bags as in (i) section 7.1.

WEIGHT PERMITTED

- 7.4. Garbage or refuse placed for collection in
- (a) plastic disposable bags shall not exceed 20 kilograms weight.

CARDBOARD CONTAINERS

8. Garbage or refuse shall not be placed for collection in paper, cardboard cartons, paper grocery bags or in any other manner not provided by this by-law.

ASHES AND SOOT

9. Ashes and soot placed for collection shall be cold and shall be only in plastic disposable water proof bags securely tied.

WASTE FROM HOUSEHOLD PETS

10. Waste from household pets shall be in plastic disposable water proof bags securely tied as in section 7.1. (i).

DISPOSAL OF PAPER

11. All paper, newspaper, magazines, cardboard or cartons not placed for collection in plastic disposable water proof bags shall:
- (a) be flattened out and securely tied with strong twine or rope in convenient bundles; and
- (b) weigh not more than 22 kilograms per bundle.

- 16.6. Garden waste which will not fit conveniently in authorized containers;
- 16.7. Tree branches or roots exceeding 20 centimeters in diameter;
- 16.8. Sheet iron, scrap metal, car bodies;
- 16.9. Carcass of any animal;
- 16.10. Live animals or birds;
- 16.11. Manufacturer's or industrial waste;
- 16.12. Poisons, pesticides or herbicides;
- 16.13. Radioactive materials;
- 16.14. Septic tank pumpings, raw sewage sludge and industrial sludge;
- 16.15. Hay, straw, manure or waste excepting Section #10.
- 16.16. Garbage or refuse stored in commercial containers.
- 16.17. Any waste product listed or characterized as hazardous by any federal or provincial law.
- 16.18. Garbage or refuse which has not been placed for collection in the manner provided by the regulations; or,
- 16.19. Large appliances, such as stoves, refrigerators, etc.

PRIVATE COLLECTION REQUIREMENTS

17. All private collection of garbage, and refuse shall be made directly from the premises where the same has accumulated to the vehicle or container in which they are to be transported.

PENALTY

- 18.1. Any person who contravenes or fails to comply with any provision of these regulations is guilty of an offence and is liable on summary conviction to a fine of not more than \$100.00 on the first offence and not more than \$500.00 on any reoccurring offence.
- 18.2. Each day that a person commits an offence under this bylaw constitutes a separate offence.

20. The Administrator or his/her designee shall be responsible for the administration of this bylaw but all enforcement and investigation shall be done by Village of Crapaud.

21. The Bylaw to Provide for the Collection of Garbage and Refuse passed on January 15, 1971.

GAR/REF-1989