

BYLAW NO. 9844

The Waste Bylaw, 2022

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BYLAW NO. 9844

The Waste Bylaw, 2022

The Council of the City of Saskatoon enacts:

PART I

Short Title, Interpretation and Purposes

Short Title

1. This Bylaw may be cited as *The Waste Bylaw, 2022*.

Definitions

2. In this Bylaw:
 - (a) **“approved container”** means a container for disposal of waste that meets the requirements of this Bylaw and that has been approved for use in the City by the General Manager;
 - (b) **“automated collection”** means the collection of waste by a system of mechanical lifting and tipping of containers into specially designed vehicles;
 - (c) **“bin”** means an approved container of a size greater than one half cubic metre that is capable of automated collection;
 - (d) **“commercial compost hauler”** means a person who disposes of materials at a compost depot for commercial purposes;
 - (e) **“commercial cooking grease”** means cooking grease generated by an industrial, commercial or institutional premises;
 - (f) **“commercial cooking grease container”** means an approved container used for disposal of commercial cooking grease;
 - (g) **“commercial premises”** means a premises principally used for the conduct of a profession, business or undertaking, and includes any premises that is not a residence or a premises connected to a residence, but does not include an industrial or institutional premises;

- (h) **“commercial waste container”** means an approved container for use at industrial, commercial or institutional premises that is capable of automated collection, and includes a bin, roll-out cart and stationary container;
- (i) **“composting”** means the managed practice of recycling food and yard waste through biological degradation in a compost container to create a useable soil conditioner;
- (j) **“compost container”** means a container or structure used or intended to be used for composting;
- (k) **“environmental protection officer”** means a person appointed by the General Manager to act as a municipal inspector for the purposes of enforcing this Bylaw;
- (l) **“food and yard waste”** means organic material but does not include:
 - (i) dairy products, including milk, yogurt, butter and cheese;
 - (ii) solidified fats, cooking oils, and food grease; and
 - (iii) meat, seafood, giblets and bones;
- (m) **“garbage”** means any waste other than commercial cooking grease, organic material, recyclable material, special waste and unacceptable waste;
- (n) **“garbage container”** means an approved container for collecting garbage;
- (o) **“General Manager”** means the General Manager of Utilities and Environment, or designate;
- (p) **“home based business”** means a home based business as defined in the *Zoning Bylaw*;
- (q) **“industrial premises”** means a premises principally used for manufacturing, processing, assembling, cleaning, servicing, repairing, testing, storage, distribution or warehousing of materials, goods or equipment;

- (r) **“institutional premises”** means a premises principally used as a temporary place of abode, including a hotel, motel, school, dormitory, church, prison, senior citizens home, special care home, community home and hospital, but does not include a residence;
- (s) **“material recovery facility”** means a facility approved by the General Manager to accept recyclable material from industrial, commercial and institutional premises;
- (t) **“medical health officer”** means a medical health officer for the Saskatchewan Health Authority;
- (u) **“multiple-unit residence”** means:
 - (i) a building or portion of a building designed for or occupied as five or more residences, but does not include an institutional premises; or
 - (ii) a residence best serviced by stationary containers, as determined by the General Manager;
- (v) **“occupant”** means an occupant as defined in *The Cities Act*;
- (w) **“owner”** means an owner as defined in *The Cities Act*;
- (x) **“organic material”** means any organic material listed in Schedule “A”;
- (y) **“organic material container”** means an approved container for collecting organic material;
- (z) **“recyclable material”** means any material listed in Schedule “B”;
- (aa) **“recycling container”** means an approved container for collecting recyclable material;
- (bb) **“residence”** means a dwelling of any type as defined in the *Zoning Bylaw*;
- (cc) **“roll-out cart”** means an approved container on wheels, designed for automated collection, that is either:
 - (i) approximately 0.24 cubic metres in volume; or
 - (ii) approximately 0.4 cubic metres in volume;

- (dd) **“scavenge”** means the unauthorized interference with, or the unauthorized inspection, disturbance, disruption or removal of, waste;
- (ee) **“special collection area”** means an area prescribed by the General Manager where, because of its configuration, normal collection practices are impractical, and may include an area such as a cul-de-sac, a townhouse complex or a narrow lane;
- (ff) **“special waste”** means any special waste listed in Schedule “C”;
- (gg) **“stationary container”** means an approved container intended to be used for waste collection for commercial use or other uses determined by the General Manager that is approximately one cubic metre in volume and capable of automated collection;
- (hh) **“unacceptable waste”** means any unacceptable waste listed in Schedule “C”;
- (ii) **“waste”** includes commercial cooking grease, garbage, organic material, recyclable material, special waste and unacceptable waste;
- (jj) **“waste container”** means any approved container, including a bin, commercial cooking grease container, commercial waste container, garbage container, organic material container, recycling container, roll-out cart and stationary container;
- (kk) **“waste disposal site”** means a City operated compost or recycling depot or hazardous household waste collection point or any provincially approved waste disposal site;
- (ll) **“Waste Management Centre”** means the Saskatoon Regional Waste Management Centre (Landfill).

Purpose

3. The purpose of this Bylaw is to protect the health and welfare of people and the environment by regulating the collection, handling and disposal of waste within the City.

PART II
General Provisions for the Collection and Disposal of Waste

Accumulation of Waste Prohibited

4. No owner or occupant of any land or building shall allow waste of any kind to accumulate in or on the land or building, except as permitted in this Bylaw.

Disposal of Waste on Public or Private Property

5. No person shall dispose of waste, other than special waste, unacceptable waste and food and yard waste, anywhere in the City other than in a waste container, at the Waste Management Centre or at a waste disposal site.

Disposal of Special Waste

6. No person shall dispose of special waste anywhere in the City except at a waste disposal site approved to accept special waste, at the Waste Management Centre in accordance with subsection 52(4) or otherwise with prior approval of the General Manager.

Disposal of Unacceptable Waste

7. No person shall dispose of unacceptable waste anywhere in the City except at a site approved by the provincial government to accept unacceptable waste or in accordance with subsection 52(2).

Removal of Improperly Disposed Waste

8. A person who has disposed of or placed waste contrary to this Bylaw shall remove the waste or cause the waste to be removed upon being directed to do so by:
 - (a) the owner or occupant of the land on which the waste was disposed of or placed;
 - (b) the General Manager;
 - (c) a medical health officer;
 - (d) the Fire Chief of the Saskatoon Fire Department;
 - (e) a peace officer; or

- (f) an environmental protection officer.

Removal of Waste by Owner or Occupant

- 9. If the identity of the person who placed waste on land contrary to this Bylaw cannot reasonably be ascertained, the owner or occupant of the land shall remove the waste or cause the waste to be removed upon being directed to do so by any person mentioned in clauses 8(b) to (f).

Residential Composting

- 10. (1) No person shall dispose of food and yard waste anywhere in the City except:
 - (a) in accordance with this section;
 - (b) as organic material in accordance with this Bylaw; or
 - (c) with prior approval of the General Manager.
- (2) The owner or occupant of a residence may dispose of food and yard waste in a compost container on the property of that residence.
- (3) The owner or occupant of a residence who allows compost containers to remain on the property of that residence shall ensure that:
 - (a) only food and yard waste that was generated at the property is placed or stored, or allowed to be placed or stored, in compost containers on the property;
 - (b) the compost containers are situated entirely on the property;
 - (c) all food and yard waste is contained in the compost containers; and
 - (d) the compost containers are maintained to prevent:
 - (i) offensive odours; and
 - (ii) attracting pests.
- (4) Except with prior approval of the General Manager, no person shall:

- (a) place or store waste in a compost container on a property other than food and yard waste that was generated at that property; or
- (b) store a compost container or food and yard waste on City property or a public right-of-way, including a back alley.

Access to Waste Containers

11. The owner or occupant of a property shall ensure that there is unobstructed access to waste containers when they are set out for collection except with prior approval of the General Manager.

Use of Waste Containers

12. No person shall place waste in any waste container except where:
- (a) that person is the owner or occupant of the property to which the waste container is assigned; or
 - (b) that person is permitted by the owner or occupant of the property to which the waste container is assigned to place waste in that waste container.

General Waste Prohibitions

13. Except with prior approval of the General Manager, no person shall:
- (a) place or store waste in a recycling container other than recyclable material;
 - (b) place or store waste in an organic material container other than organic material;
 - (c) place waste in a waste container in a manner that prevents the lid from freely and completely closing;
 - (d) overfill a waste container so that waste may fall to the ground;
 - (e) place waste on top of a waste container;
 - (f) place waste on the ground near a waste container;

- (g) allow any waste container to remain on a public right-of-way for more than 24 hours preceding collection day;
- (h) allow any waste container to remain on a public right-of-way on or after 7:00 p.m. on collection day;
- (i) fail to flatten and bundle cardboard prior to disposal;
- (j) fail to thoroughly drain all garbage, and wrap and securely tie it in a paper or plastic bag prior to disposal;
- (k) deposit waste that exceeds 0.5 meters in length in a waste container except a waste container used pursuant to subsection 50(1);
- (l) fail to ensure that all garbage capable of becoming putrid is contained in a sealed bag or container prior to disposal; or
- (m) fail to ensure that all sharp or pointed objects are wrapped or contained in a puncture proof and sealed container prior to disposal.

Damage to Waste Containers

14. No person shall cause or permit any loss of or damage to a City-owned waste container.

When Collection May be Refused

15. The City, or a person working on behalf of the City, may refuse to empty any waste container that:
- (a) is unclean or unsanitary;
 - (b) is improperly placed;
 - (c) cannot be easily or safely accessed;
 - (d) is locked or in an enclosure that is locked;
 - (e) contains special waste or unacceptable waste, or other waste that is improperly prepared or placed;
 - (f) poses a danger to the health or safety of people or property;
 - (g) may cause damage to a waste collection vehicle or equipment;

- (h) in combination with its contents, is too heavy for the waste collection vehicle or equipment; or
- (i) is not an approved container.

Scavenging Prohibited

16. (1) No person shall scavenge waste from a waste container except:
- (a) the owner or occupant of a property to which the waste container is assigned;
 - (b) a person permitted by the owner or occupant of a property to which a waste container is assigned; or
 - (c) a person authorized by the General Manager.
- (2) No person shall scavenge waste from a waste collection vehicle except the owner or operator of the vehicle or a person authorized by the General Manager.
- (3) No person shall scavenge waste from the Waste Management Centre or a waste disposal site except a person authorized by the General Manager.

Disposition of Waste

17. The City is the owner of, and may dispose of, recycle or reuse in any manner, any waste delivered to or collected by the City or a person acting on the City's behalf.

Conveyance of Waste Through the City

18. (1) No person who transports or causes to be transported any waste in the City shall allow the waste or any portion of it to escape from the vehicle.
- (2) No person shall transport or cause to be transported any waste in the City unless proper measures, including at least one of the following, are taken to prevent the waste or any portion of it from escaping from the vehicle:
- (a) the waste is in a covered container;
 - (b) the waste is covered with a tarpaulin or other suitable covering; or

- (c) the waste is securely tied down or fastened.

Conveyance of Offal, Swill and Offensive Waste

- 19. (1) No person shall transport or cause to be transported in the City any offal from slaughterhouses or butcher shops, or any swill or waste of an offensive nature unless the part of the vehicle containing the waste is:
 - (a) watertight;
 - (b) constructed in such manner that it is impossible for any part of the contents to escape;
 - (c) covered so that flies cannot come in contact with the contents; and
 - (d) constructed in such a manner that offensive odours cannot escape.
- (2) No person shall allow any vehicle transporting waste referred to in subsection (1) to stand in any street longer than is absolutely necessary, and in any case for more than thirty minutes, except in the case of an emergency.

No Parking Loads of Waste Overnight

- 20. No person shall leave any vehicle containing a full or partial load of waste parked overnight on a public right-of-way or on private property in a residential area.

PART III Waste Collection from Residences

DIVISION 1 General

Collection Services

- 21. The General Manager:
 - (a) shall determine the types of waste collection to be provided to each residence in the City; and
 - (b) may temporarily limit or cease collection services from residences due to inclement weather or in other emergency situations.

Collection Frequency

22. Unless otherwise stated in this Bylaw, Council shall determine the frequency of collections to be provided to each residence in the City.

Collection Schedule

23. Residences with scheduled collections shall have access to a publicly available collection schedule.

Collection Payment

24. (1) The owner or occupant of each residence that receives residential recyclable material collection shall pay the monthly rate set out in Schedule “D” for residential recyclable material collection.
- (2) The owner or occupant of each residence that receives residential organic material collection shall pay the monthly rate set out in Schedule “D” for residential organic material collection.

Additional Collections

25. If the owner or occupant of a residence wishes to have additional collections, they may arrange with the General Manager for disposal of the additional waste and shall pay the scheduled collection fee set out in Schedule “E”.

DIVISION 2 Curbside and Back Lane Collection

Automated Collection from Roll-Out Carts

26. (1) Where automated collection from roll-out carts is in effect, each residence shall be provided with the following roll-out carts for the sole use of the owner or occupant of the residence:
- (a) one that is a garbage container;
- (b) one that is a recycling container;

- (c) one that is an organic material container.
- (2) Roll-out carts mentioned in subsection (1) shall not be removed from the residence by any person or used for any purpose other than as permitted in this Bylaw.

Placement of Roll-Out Carts

27. Unless otherwise directed by the General Manager, roll-out carts shall be:
- (a) set out at the curb by 7:00 a.m. on collection day and placed:
 - (i) at least 1.3 metres from any obstructions such as parked vehicles;
 - (ii) so that they will not be likely to overturn;
 - (iii) in an upright position with the lid closed;
 - (iv) so that they do not obstruct pedestrian or vehicular traffic;
 - (v) if intended for front street collection:
 - (A) directly in front of the residence to which the roll-out cart is assigned;
 - (B) on the street at the curb, or on the driveway at the street; and
 - (C) with the front of the cart facing the street; and
 - (vi) if intended for back alley collection:
 - (A) in the designated collection area directly behind the residence to which the roll-out cart is assigned;
 - (B) adjacent to the alley on level ground, and not on a step or raised platform of any kind; and
 - (C) with the front of the cart facing the alley;
 - (b) removed from the street or alley as soon as possible, and in any event within the time identified in clause 13(h); and

- (c) stored on the property of the residence when not placed out for collection.

Removal or Repair of Roll-Out Cart

- 28. The City may, at the time of collection or any other time, remove, repair or replace any obsolete, unnecessary, damaged or non-serviceable roll-out cart.

Special Collection Area

- 29. (1) Where the General Manager has prescribed a special collection area:
 - (a) a special collection area layout plan for roll-out cart placement shall be provided to the owner or occupant of each residence of the special collection area; and
 - (b) owners or occupants shall store and set out roll-out carts in accordance with the special collection area plan and this Bylaw.
- (2) In the event of an inconsistency between the special collection area plan and this Bylaw, the provisions of the special collection area plan shall prevail.

Automated Waste Collection from Stationary Containers

- 30. Where automated waste collection from stationary containers is in effect:
 - (a) stationary containers shall be placed and maintained at the direction of the General Manager;
 - (b) no person shall move, turn or reposition a stationary container without prior approval of the General Manager;
 - (c) stationary containers shared by residences shall be located on or adjacent to the property of the residences as directed by the General Manager; and
 - (d) a stationary container designated for use by a single residence shall be located on the property of the residence.

DIVISION 3
Multiple-Unit Residence Collection

Waste Collection from Bins

31. Unless the General Manager determines otherwise, a multiple-unit residence shall use the following bins for waste collection:
- (a) one or more that is a garbage container;
 - (b) one or more that is a recycling container.

Maintenance and Repair of Bins

32. Bins shall, at the expense of the owner of the multiple-unit residence, be:
- (a) supplied by the owner of the multiple-unit residence;
 - (b) maintained in good mechanical condition and repaired or replaced as necessary or as required by the General Manager;
 - (c) maintained in a clean and sanitary state;
 - (d) placed at grade on a dry, firm, level surface; and
 - (e) located or relocated as directed by the General Manager.

Bin Construction Standards

33. (1) All bins shall be:
- (a) constructed of metal or non-combustible material;
 - (b) capable of automated collection;
 - (c) clearly marked "No Parking" on the loading face of the bin;
 - (d) equipped with a lid that is capable of being locked;
 - (e) marked to identify the type of waste the bin collects, as directed by the General Manager; and

- (f) compliant with any additional standards established by the General Manager pursuant to subsection (3).
- (2) The owner or occupant of the multiple-unit residence shall ensure that the lid remains closed except while material is being deposited in the bin and while emptying the bin.
- (3) The General Manager may establish additional or more detailed bin construction standards to those mentioned in clauses (1)(a) through (e).

Bin Enclosures

- 34. (1) A bin may, subject to any terms and conditions imposed by the General Manager and with prior approval of the General Manager, be stored in an enclosure.
- (2) If a bin is stored in a gated enclosure, all gates on the enclosure shall be secured in an open position for waste collection.
- (3) If the owner or operator of the property fails to secure gates in an open position for collection and the General Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay the unscheduled collection fee set out in Schedule “E”.
- (4) The terms and conditions mentioned in subsection (1) may include bin enclosure construction standards established by the General Manager.

Minimum and Maximum Volume

- 35. Unless other arrangements are made with the General Manager, the owner or operator of a multiple-unit residence shall ensure that there are sufficient bins to provide a minimum of 0.15 cubic metres and a maximum of 0.3 cubic metres of bin space for each residence in the multiple-unit residence.

Collection Frequency

- 36. (1) Waste shall be collected once per week from bins used for residential waste collection from multiple-unit residences.

- (2) Owners or occupants who require additional collections may arrange with the General Manager for additional collections at the scheduled collection rate for additional collections at the regular collection time and at the unscheduled collection rate for additional collections outside the regular collection time as set out in Schedule “E”.

Placement of Bins Inside a Building

37. If the owner or operator of a property applies to the City and indicates there is insufficient room on the property for outside storage of a bin or bins, the General Manager may permit the bin or bins to be stored inside a building in accordance with applicable laws and regulations.

Collection of Bins Stored Inside

38. Bins stored inside shall be placed outside for waste collection by the owner or operator of the property at the location and time directed by the General Manager.

Missed Collection

39. If the owner or operator of the property fails to place a bin outside for collection and the General Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay the unscheduled collection fee set out in Schedule “E”.

Locked Bin Lids

40. An owner of a bin may keep the bin lid locked provided that:
 - (a) the City is not responsible for locking or unlocking the bin lid; and
 - (b) the owner ensures the bin lid is unlocked for collection purposes and by 7:00 a.m. on the scheduled collection day.

Failure to Unlock Bin

41. If the owner or operator of the property fails to unlock a bin for collection and the General Manager agrees to unload the bin before the next scheduled collection, the owner or operator of the property shall pay the unscheduled collection fee set out in Schedule “E”.

PART IV
Industrial, Commercial and Institutional Premises

Home Based Businesses

42. This Part does not apply to home based businesses.

Required Containers

43. (1) The owner or occupant of an industrial, commercial or institutional premises shall ensure that adequate waste containers are available for the separate storage and disposal of:
- (a) garbage;
 - (b) recyclable material;
 - (c) in the case of a premises that generates organic material as part of its operations, organic material; and
 - (d) in the case of a premises that generates cooking grease as part of its operations, commercial cooking grease.
- (2) For the purposes of subsection (1), “**adequate waste containers**” means waste containers that are:
- (a) maintained in a sanitary state;
 - (b) clearly labelled to identify what type of material may be deposited into the container;
 - (c) sufficient to contain the volume of garbage, recyclable material, and, if applicable, organic material and commercial cooking grease, generated at the premises;
 - (d) equipped with a lid that is capable of being locked; and
 - (e) kept closed, except while material is being deposited into the container or while the container is being emptied.
- (3) The following are examples of premises that generate organic material within the meaning of clause (1)(c):

- (a) food services;
- (b) beverage, food and tobacco manufacturers;
- (c) daycare services;
- (d) florists;
- (e) landscaping services;
- (f) nurseries and garden centres;
- (g) supermarkets and other grocery stores;
- (h) any premises deemed by the General Manager to generate organic material within the meaning of clause (1)(c).

Disposal of Cooking Grease

44. The owner and occupant of an industrial, commercial or institutional premises shall ensure that commercial cooking grease is deposited into a commercial cooking grease container.

Education Requirements

45. (1) The owner or occupant of an industrial, commercial or institutional premises shall provide, at least annually as well as within 60 days of the commencement of a new tenancy, education or information to its employees or tenants respecting:
- (a) disposal of recyclable material; and
 - (b) if applicable, disposal of organic material.
- (2) The education mentioned in subsection (1) shall, at a minimum:
- (a) identify the material that may be deposited into different waste containers used at the premises;
 - (b) explain the proper method of preparing and sorting waste for waste collection; and
 - (c) meet any additional requirements that may be established by the General Manager.

Exemption

46. (1) The owner or occupant of an industrial, commercial or institutional premises may apply to the General Manager to be exempted from some or all of the requirements of this Part with respect to recyclable material, organic material, or both.
- (2) The General Manager may grant an exemption mentioned in subsection (1) if the General Manager is satisfied that:
- (a) the premises does not routinely generate recyclable or organic material;
 - (b) there are risks that cannot be mitigated to the satisfaction of local waste processors and that inhibit the ability of the premises to dispose of waste as required;
 - (c) due to a large production of a single type of organic waste, the premises is unable to find a local waste processor; or
 - (d) for any other reason outside of its control, the premises is unable to satisfy the requirements of this Part.
- (3) The owner or occupant that is granted an exemption pursuant to subsection (2) shall notify the General Manager immediately in the event their circumstances change in a manner that affects or may affect their eligibility for an exemption.
- (4) No person shall give false or misleading information in an application for an exemption.

Removal of Waste by Premises

47. (1) In cases where the City is not collecting waste from an industrial, commercial or institutional premises pursuant to section 48, the owner or occupant of the premises shall ensure that waste is removed before the waste becomes unsightly or unsanitary.
- (2) The owner or occupant of an industrial, commercial or institutional premises shall ensure that:
- (a) garbage is taken to a waste disposal site;
 - (b) recyclable material is taken to a material recovery facility;

- (c) if applicable, organic material is taken to an organic material recovery facility; and
 - (d) if applicable, commercial cooking grease is taken to a commercial cooking grease processing facility.
- (3) Notwithstanding clause 2(c), an owner or occupant may, with prior approval of the General Manager, conduct on-site composting of organic material generated at the premises.
- (4) An owner or occupant conducting on-site composting pursuant to subsection (3) shall comply with provincial, federal and municipal regulation as well as any terms and conditions imposed by the General Manager.

Removal of Waste by City

48. (1) The General Manager may enter into agreements to collect waste from industrial, commercial or institutional premises.
- (2) All agreements mentioned in subsection (1) shall, in addition to any other terms that the General Manager may stipulate, contain the following terms:
- (a) the waste container shall be clearly marked “No Parking” on the loading face;
 - (b) the owner of the premises shall provide a lock for any waste container;
 - (c) the City is not responsible for locking or unlocking any waste container;
 - (d) the owner of the premises shall ensure that the waste container is unlocked for collection purposes and by 7:00 a.m. on the scheduled collection day;
 - (e) if the owner of the premises fails to unlock the waste container for collection and the General Manager agrees to unload the container before the next scheduled collection, the owner shall pay the unscheduled collection fee set out in Schedule “E”;
 - (f) a minimum collection frequency for the premises to ensure that all waste is removed before it becomes unsightly or unsanitary;

- (g) that the charges for collection of waste be the scheduled or unscheduled collection fees, as applicable, as set out in Schedule “E”;
 - (h) that billing shall be quarterly, and minimum quarterly billing shall be the equivalent of one scheduled pickup as set out in Schedule “E” regardless of whether a pickup occurred.
- (3) Unless other arrangements are made with the General Manager, the City shall not collect special or unacceptable waste from industrial, commercial or institutional premises.

Private Waste Haulers

49. All private waste haulers operating within the City shall provide, in a format acceptable to and within the time required by the General Manager, annual reports of the volume and types of waste collected within City limits.

PART V

Construction, Renovation and Demolition Waste

Construction Waste

50. (1) Any person carrying out the construction, alteration or demolition of a building, structure or landscaping feature on any property shall:
- (a) place all waste in a waste container;
 - (b) ensure that the waste container is sufficiently covered to prevent the waste from being dispersed, except while material is being deposited into the container or while the container is being emptied;
 - (c) take all other reasonable steps to prevent the waste from being dispersed, by wind or in any other manner, on or around the property or surrounding properties;
 - (d) in a timely manner, dispose of all waste resulting from the construction, alteration or demolition to ensure there is no unreasonable accumulation of waste on the property during the construction, alteration or demolition; and
 - (e) upon completion of the construction, alteration or demolition, clear the property of all waste.

- (2) If such waste is not removed by the owner or the contractor, the City may remove the waste, and the costs of so doing are a debt due to the City by the owner or contractor.

Construction Vehicles

- 51. (1) No owner or operator of any vehicle leaving property where the construction, alteration or demolition of a building, structure or landscaping is occurring shall:
 - (a) allow any earth or waste to be deposited upon a street or sidewalk by or from such vehicle; or
 - (b) fail to remove from the street or sidewalk any and all earth or waste deposited by or from such vehicle.
- (2) If such earth or waste is not removed from the street or sidewalk by the owner or operator of the vehicle, the City may remove the earth or waste, and the costs of so doing are a debt due to the City by the owner or operator.

PART VI
Waste Disposal Sites and Waste Management Centre

DIVISION 1
General

General

- 52. (1) Subject to subsection (2), no person shall deposit unacceptable waste at the Waste Management Centre or a waste disposal site.
- (2) Unacceptable waste, or a specified type of unacceptable waste, may be deposited at the Waste Management Centre at any location designated by the City to accept unacceptable waste or a specified type of unacceptable waste.
- (3) Subject to subsection (4), no person shall deposit special waste at the Waste Management Centre.

- (4) A person who provides at least 24 hours' notice may, at the discretion of the General Manager, be permitted to deliver special waste to the Waste Management Centre upon providing such approvals as the General Manager may request.
- (5) The General Manager may inspect all waste brought to the Waste Management Centre or a waste disposal site to determine if the waste contains special waste, unacceptable waste or recyclable material.
- (6) Loads containing special waste or unacceptable waste may be refused.
- (7) No person shall deposit waste at a compost depot other than organic material.
- (8) The owner or person in possession of any animal carcass may make arrangements with the General Manager for the collection and disposal of the carcass and shall pay the applicable charge as set out in Schedule "F".
- (9) Where a person disposes of waste at the Waste Management Centre or a waste disposal site contrary to the terms of this Bylaw, the City may remove the waste from the Waste Management Centre or waste disposal site, and the costs of so doing are a debt due to the City from the person who disposed of the waste.

Complying with Directions

53. (1) Every person who attends the Waste Management Centre or a waste disposal site shall comply with all instructions, directions and signs.
- (2) Without limiting the generality of subsection (1), every person who attends the Waste Management Centre shall report to the weigh scale.

Payment of Fees

54. (1) Unless other arrangements have first been made with the City:
 - (a) every person shall pay all applicable fees for disposal at the Waste Management Centre scale house as set out in Schedule "F"; and
 - (b) every commercial compost hauler shall pay:
 - (i) the applicable fee for access to a compost depot as set out in Schedule "G"; and

- (ii) any additional applicable fee established by the General Manager, which may be a flat fee or a fee based on the weight of the compost or soil deposited.
- (2) Any person with an outstanding balance owing to the Waste Management Centre or a compost depot may be refused access to the Waste Management Centre or any compost depot until the outstanding balance has been paid in full.

Unsafe Behaviour

55. Any person may, at the discretion of the General Manager, be refused access to the Waste Management Centre or a waste disposal site if they:
- (a) use abusive, threatening or disrespectful language or gestures;
 - (b) fail to report to the weigh scale;
 - (c) fail to comply with instructions, directions or signs;
 - (d) provide false or misleading information; or
 - (e) otherwise behave in an unsafe or unacceptable manner.

Hours of Operation

56. (1) The hours of operation of the Waste Management Centre shall be:
- (a) set by the General Manager; and
 - (b) posted at the Waste Management Centre.
- (2) No person shall deliver any waste to the Waste Management Centre except during the hours of operation, unless otherwise authorized by the General Manager.

DIVISION 2
Recycling Depots

Recycling Depots

57. (1) The General Manager may establish recycling depots in the City.
- (2) Groups, organizations or businesses wishing to place recycling containers at City recycling depots shall enter into an agreement with the City.
- (3) The General Manager is authorized to enter into recycling depot agreements on behalf of the City.
- (4) The General Manager shall set such conditions for site development, site maintenance and recycling promotion as the General Manager may deem appropriate.
- (5) The General Manager may temporarily close or suspend the collection services at a recycling depot.

Recycling Containers

58. (1) All recycling containers at City recycling depots shall be:
- (a) clearly marked with the identity of the collection agency, the type of material accepted, and instructions for preparation of recyclable material; and
- (b) placed on the site as directed by the General Manager.
- (2) Subject to subsection (3), recycling containers at City recycling depots shall be for residential users only and, for further certainty, may not be used by industrial, commercial or institutional premises.
- (3) Small businesses may, subject to any terms or conditions imposed by the General Manager, be permitted by the General Manager to use City recycling depots.

Placement of Recyclable Material at Recycling Depots

59. No person shall:
- (a) place recyclable material at a recycling depot anywhere other than in a recycling container;
 - (b) place waste, other than recyclable material, anywhere at a recycling depot; or
 - (c) place any recyclable material in a recycling container that is not designated to accept that type of recyclable material.

PART VII Enforcement

Appointment of Environmental Protection Officers

60. (1) The administration and enforcement of this Bylaw is delegated to the General Manager.
- (2) The General Manager is authorized to further delegate the administration and enforcement of this Bylaw to environmental protection officers.

Inspections

61. The General Manager and environmental protection officers are authorized to inspect property pursuant to section 324 of *The Cities Act* to determine if there is compliance with this Bylaw, including to confirm eligibility for an exemption mentioned in section 46.

Orders to Remedy

62. If the General Manager or an environmental protection officer find a contravention of this Bylaw, they may issue a written order pursuant to section 328 of *The Cities Act* requiring the owner or occupant of the property to which the contravention relates to remedy the contravention.

Registration of Notice of Order

63. If an order is issued pursuant to section 62, the City may register an interest against the title of the land that is the subject of the order in accordance with section 328 of *The Cities Act*.

Appeal of Order to Remedy

64. (1) The Environmental Management Appeal Board is continued.
- (2) The Board shall consist of five members appointed by Council and a quorum shall consist of three members.
- (3) A person may appeal an order made pursuant to this Bylaw by filing a notice of appeal, including grounds for the appeal, with the Environmental Management Appeal Board in accordance with section 329 of *The Cities Act*, and by serving a copy of the notice on the City.

Civil Action to Recover Costs

65. The City may, in accordance with section 332 of *The Cities Act*, collect any unpaid expenses or costs incurred by the City in remedying a contravention of this Bylaw by civil action for debt in a court of competent jurisdiction.

Adding Amounts to Tax Roll

66. The City may, in accordance with section 333 of *The Cities Act*, add any unpaid expenses or costs incurred by the City in remedying a contravention of this Bylaw to the tax roll of the property on which the contravention occurred.

Emergencies

67. In an emergency, the City may take whatever actions or measures are necessary to eliminate the emergency in accordance with section 331 of *The Cities Act*.

Responsibility

68. Unless otherwise specified, the owner or occupant of a property is responsible for complying with this Bylaw, and both may be held jointly or severally liable for a contravention of or failure to comply with this Bylaw.

PART VIII
Offences and Penalties

Offences

69. (1) No person shall:
- (a) contravene or fail to comply with any provision of this Bylaw;
 - (b) contravene or fail to comply with an order made pursuant to this Bylaw;
 - (c) contravene or fail to comply with any term or condition imposed by the General Manager pursuant to this Bylaw;
 - (d) obstruct or interfere with an environmental protection officer or any other person acting pursuant to the authority of this Bylaw; or
 - (e) fail to provide their name, address and date of birth upon request by an environmental protection officer or any other person acting pursuant to the authority of this Bylaw.
- (2) Subject to the specified penalties listed in Schedule “H”, every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
- (a) in the case of an individual, to a fine of not more than \$10,000 and, in the case of a continuing offence, to a further fine of not more than \$2,500 for each day during which the offence continues; and
 - (b) in the case of a corporation, to a fine of not more than \$25,000 and, in the case of a continuing offence, to a further fine of not more than \$2,500 for each day during which the offence continues.

Notice of Violation for First and Second Offences

70. (1) An environmental protection officer or a peace officer may issue a notice of violation to any person who has committed a first or second offence listed in Schedule “H” in the amount listed as the specified fixed or minimum penalty for that offence in Schedule “H”.
- (2) The penalty may be paid:

- (a) in person, during regular office hours, to the cashier located at City Hall, Saskatoon, Saskatchewan;
 - (b) by deposit, at the depository located at the main entrance to City Hall, Saskatoon, Saskatchewan; or
 - (c) by mail addressed to Corporate Revenue, City Hall, 222 3rd Avenue North, Saskatoon, Saskatchewan S7K 0J5.
- (3) The date of payment shall be determined as follows:
- (a) for payment in person, the date of payment shall be the date payment is received by the City;
 - (b) for payment by deposit, the date of payment shall be the date payment is deposited in the depository at City Hall; or
 - (c) for payment by mail, the date of payment shall be the federal post marked date on the remittance.
- (4) The amount of the penalty to be paid pursuant to subsection (1) shall be discounted to \$75.00 in the case of a first offence and \$150.00 in the case of a second offence if the penalty is paid within 14 calendar days of the date the notice of violation was issued.
- (5) Notwithstanding subsection (4), no discount is permitted for the offences mentioned in clauses 1(b) to (d) or section 2 of Schedule "H".
- (6) If payment of the penalty is made prior to the date when the person contravening the Bylaw is required to appear in court to answer a charge, the person shall not be liable to prosecution for that offence.
- (7) For the purposes of this section, an offence shall be deemed to be a first offence if the offender has not been convicted of the same offence or made a voluntary payment for a notice of violation in respect of the same offence within the 12 months immediately preceding the commission of the alleged offence.

Owner of Vehicle Liable

71. Notwithstanding any other provision of this Bylaw, the owner of any vehicle involved in the commission of an offence pursuant to this Bylaw shall be liable for the offence, as well as any other person who may have actually committed the offence, unless that vehicle owner satisfies the Court that, at the time of the offence, the vehicle was:

- (a) not being operated by the owner and had not been parked or left by the owner; and
- (b) not being operated and had not been parked or left by any authorized person in charge of the vehicle.

Failure to Comply

72. A conviction for an offence of failing to comply with an order does not relieve the person convicted from complying with the order and the convicting judge or justice of the peace may, in addition to any fine imposed, order the person to do any act or work, within a specified time, to comply with the order with respect to which the person was convicted.

Default of Payment

73. The court may, in default of payment of a fine imposed under this Bylaw, order imprisonment of the individual for a term not exceeding one year.

PART IX Miscellaneous

Compliance with Other Laws

74. Nothing in this Bylaw relieves a person from complying with any other law, including any public health legislation, any environmental protection legislation or any other bylaw of the City.

Most Restrictive Provision Prevails

75. If there is a conflict between this Bylaw and any other legislation, regulation or bylaw, the more restrictive provision prevails.

Schedule “A”

Organic Material

1. Subject to section 2, the following materials are organic material for the purposes of this Bylaw:
 - (a) yard and garden waste, including:
 - (i) grass clippings, leaves, weeds, plant parts, pumpkins, topsoil and sod; and
 - (ii) small twigs and tree trimmings that are no more than 60 centimetres in length and 2 centimetres in diameter, conifer cones and needles, wood chips and bark mulch;
 - (b) food scraps, including:
 - (i) baked goods, dry baking ingredients, bread, cereal, pasta, noodles, rice, beans, coffee grounds, grains, herbs, spices, nuts, seeds, fruits, vegetables, meat, seafood, giblets, bones, eggs and eggshells;
 - (ii) dairy products, including milk, yogurt, butter and cheese;
 - (iii) solidified fats, cooking oils and food grease; and
 - (iv) salad dressing, mayonnaise, gravy and sauces;
 - (c) food-soiled products that are unplasticized and free of contaminants such as household cleaners, including:
 - (i) cardboard, including pizza boxes and egg cartons;
 - (ii) paper napkins, towel, tissues, plates, cups, muffin wrappers, coffee filters, teabags, bags, food packaging and newsprint;
 - (iii) plant based compostable dinnerware and food containers; and
 - (iv) wooden stir sticks, chop sticks, popsicle sticks, toothpicks and cutlery;
 - (d) other organic waste, including:

- (i) human and animal hair, other than pig hair; and
- (ii) wax (paraffin) paper, kraft paper bags and BPI (Biodegradable Products Institute) certified compostable bags.

Materials Not Considered Organic Material

2. Materials that are not considered organic material for the purposes of this Bylaw include, but are not limited to:
- (a) unacceptable waste and special waste;
 - (b) animal waste, including pet waste;
 - (c) biodegradable and oxodegradable bags;
 - (d) cigarettes and cigarette butts;
 - (e) compressed gases;
 - (f) dangerous goods, including infectious waste;
 - (g) dental floss, bandages, gauze, soiled diapers, baby wipes, feminine hygiene products, and condoms;
 - (h) dryer sheets and lint;
 - (i) inorganic soils such as clay, silt, sand and gravel;
 - (j) metal, textiles, glass, tires and treated, painted or stained lumber;
 - (k) nuisance, noxious and prohibited weeds prescribed by *The Weed Control Act*;
 - (l) pharmaceuticals;
 - (m) plastic products, including compostable plastic bags and single-use coffee pods;
 - (n) residential fire pit ash and briquettes;
 - (o) vacuum contents and bags.

Schedule “B”

Recyclable Material

1. The following materials are recyclable material for the purposes of this Bylaw:
 - (a) aluminum and tin cans;
 - (b) aluminum foil and pie plates;
 - (c) boxboard;
 - (d) corrugated cardboard;
 - (e) mixed paper, newspaper, fine paper and magazines;
 - (f) recyclable plastic containers #1 through #7, except for black plastic and plastic #6 expanded polystyrene, that have not contained hazardous products;
 - (g) all provincially legislated beverage containers, milk cartons and jugs and glass food and beverage containers.

Schedule “C”

Special Waste

1. The following materials are special waste for the purposes of this Bylaw:
 - (a) manure;
 - (b) pig hair;
 - (c) wire;
 - (d) elm trees as defined by *The Dutch Elm Disease Regulations, 2005*;
 - (e) any other waste that the General Manager determines requires special handling.

Unacceptable Waste

2. The following materials are unacceptable waste for the purposes of this Bylaw:
 - (a) asbestos;
 - (b) automobile waste, including automobile parts, tires, and batteries;
 - (c) biomedical waste, meaning medical waste that requires special precautions in disposal due to environmental, aesthetic or health and safety concerns, including:
 - (i) human anatomical waste;
 - (ii) infectious human or animal waste;
 - (iii) microbiological waste;
 - (iv) blood and body fluid waste, including unsterilized equipment that has been in contact with blood and body fluid waste; and
 - (v) medical sharps such as needles;
 - (d) combustible or explosive materials;
 - (e) hazardous waste;

- (f) hot ashes
- (g) liquids;
- (h) petroleum products, including used oil;
- (i) pesticides;
- (j) propane cylinders;
- (k) radioactive material, meaning a nuclear substance as defined by the *Packaging and Transport of Nuclear Substances Regulations, 2015* (Canada), SOR/2015-145;
- (l) railway ties;
- (m) slaughterhouse waste.

Schedule “D”**Residential Recycling Collection Fees**

	2022
Recycling Roll-out Cart	\$7.47 per cart per month
Recycling Container – Multiple-unit Residence	\$3.86 per month per dwelling unit

Schedule “E”

2022 Rates for Additional Containers and Collections

1. With prior approval of the General Manager, the owner or occupant of a property, other than a multiple-unit residence, may rent additional roll-out and stationary containers from the City at the following rates for 2022:
 - (a) \$5.00 per month per 100 gallon container;
 - (b) \$10.00 per month per 300 gallon container.

2. The following rates shall be charged per pickup in accordance with this Bylaw for 2022:

		Scheduled Collection	Unscheduled Collection
Manual Collection			
(a)	Max. 1 cubic yard (0.765 cubic metres)	At cost	At cost
Waste Containers			
(b)	2 cubic yards (1.529 cubic metres)	\$24.00 per pickup	\$35.00 per pickup
(c)	3 cubic yards (2.294 cubic metres)	\$31.00 per pickup	\$42.00 per pickup
(d)	4 cubic yards (3.058 cubic metres)	\$38.25 per pickup	\$49.25 per pickup
(e)	5 cubic yards (3.823 cubic metres)	\$45.75 per pickup	\$56.75 per pickup
(f)	6 cubic yards (4.587 cubic metres)	\$53.75 per pickup	\$64.75 per pickup
(g)	8 cubic yards (6.116 cubic metres)	\$67.50 per pickup	\$78.50 per pickup
(h)	100 US Gallon Polyethylene Containers	\$14.00 per pickup	\$25.00 per pickup
(i)	300 US Gallon Polyethylene Containers	\$23.00 per pickup	\$34.00 per pickup

Schedule "F"

Waste Management Centre Fees

Entry and Pro-Rata Weight Fees

1. (1) An entry fee of \$15.00 shall be paid by each vehicle every time it enters the Waste Management Centre.
- (2) In addition to the fee mentioned in subsection (1), the following pro-rata weight fees shall be paid in respect of each delivery that weighs 150 kilograms or more:
 - (a) \$105.00 per tonne of waste that is not special waste; and
 - (b) \$130.00 per tonne of special waste.
- (3) If the total fee pursuant to subsection (1) and clause (2)(b) for a delivery of special waste is less than \$290.00, the fee shall instead be \$290.00.
- (4) The regular waste rate mentioned in clause (2)(a) shall apply to deliveries of elm trees instead of the special waste rates mentioned in clause (2)(b) and subsection (3).
- (5) The fees mentioned in subsections (1) and (2) shall not be charged for loads that are comprised entirely of clean soil.
- (6) The fee charged pursuant to subsections (2) or (3) shall be doubled if the delivery contains more than 10% by weight of recyclable material.

Special Disposal Fees

2. The following fees shall be charged for each delivery in addition to the fees mentioned in section 1 of this Schedule:
 - (a) \$10.00 per pig, sheep, cat, dog and other small animal carcass;
 - (b) \$20.00 per horse, cow and other large animal carcass;
 - (c) \$20.00 each for appliances containing refrigerants including, but not limited to, refrigerators, freezers and air conditioners;
 - (d) any other rate that may be set by the General Manager for items or material that require special handling.

Schedule "G"

Compost Depot Fees

Commercial Compost Hauler Seasonal Permit Fee	\$150.00 per vehicle
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Schedule “H”

Specified Penalties

1. The following offences are those for which the penalties listed for 1st and 2nd contraventions are fixed amounts and the penalties listed for subsequent contraventions are minimum amounts:

	Section Number	Description	1st Offence	2nd Offence	Subsequent Offence
			Fixed Penalty	Fixed Penalty	Minimum Penalty
(a)	4	allow waste to accumulate	\$100.00	\$200.00	\$300.00
(b)	5	improper disposal of waste	\$500.00	\$1,000.00	\$2,000.00
(c)	6	improper disposal of special waste	\$500.00	\$1,000.00	\$2,000.00
(d)	7	improper disposal of unacceptable waste	\$500.00	\$1,000.00	\$2,000.00
(e)	10(1)	improper disposal of food and yard waste	\$100.00	\$200.00	\$300.00
(f)	10(3)(a)	fail to ensure proper placement of waste in a compost container	\$100.00	\$200.00	\$300.00
(g)	10(3)(b)	fail to ensure proper placement of compost container	\$100.00	\$200.00	\$300.00
(h)	10(3)(c)	fail to ensure food and yard waste is contained in compost container	\$100.00	\$200.00	\$300.00
(i)	10(3)(d)	fail to maintain compost container	\$100.00	\$200.00	\$300.00
(j)	10(4)(a)	improper placement or storage of waste in a compost container	\$100.00	\$200.00	\$300.00
(k)	10(4)(b)	improper storage of compost container	\$100.00	\$200.00	\$300.00
(l)	13(a)	place or store waste other than recyclable material in a recycling container	\$100.00	\$200.00	\$300.00

	Section Number	Description	1st Offence	2nd Offence	Subsequent Offence
			Fixed Penalty	Fixed Penalty	Minimum Penalty
(m)	13(b)	place or store waste other than organic material in an organic material container	\$100.00	\$200.00	\$300.00
(n)	13(c)	place waste in a waste container in a manner that prevents the lid from freely and completely closing	\$100.00	\$200.00	\$300.00
(o)	13(d)	overfill a waste container so that waste may fall to the ground	\$100.00	\$200.00	\$300.00
(p)	13(e)	place waste on top of a waste container	\$100.00	\$200.00	\$300.00
(q)	13(f)	place waste on the ground near a waste container	\$100.00	\$200.00	\$300.00
(r)	13(g)	allow a waste container to remain on a public right-of-way for more than 24 hours preceding collection day	\$100.00	\$200.00	\$300.00
(s)	13(h)	allow a waste container to remain on a public right-of-way on or after 7:00 p.m. on collection day	\$100.00	\$200.00	\$300.00
(t)	13(i)	fail to flatten and bundle or bag cardboard prior to disposal	\$100.00	\$200.00	\$300.00
(u)	13(j)	fail to thoroughly drain all garbage, and wrap and securely tie it in a paper or plastic bag prior to disposal	\$100.00	\$200.00	\$300.00
(v)	13(k)	deposit waste that exceeds 0.5 meters in a waste container	\$100.00	\$200.00	\$300.00
(w)	13(l)	fail to ensure that waste capable of becoming putrid is contained in a sealed bag or container prior to disposal	\$100.00	\$200.00	\$300.00

	Section Number	Description	1st Offence	2nd Offence	Subsequent Offence
			Fixed Penalty	Fixed Penalty	Minimum Penalty
(x)	13(k)	fail to ensure that all sharp or pointed objects are wrapped or contained in a puncture proof and sealed container prior to disposal	\$100.00	\$200.00	\$300.00
(y)	14	causing or permitting loss of or damage to a City-owned waste container	\$100.00	\$200.00	\$300.00
(z)	16	unauthorized scavenging of waste	\$100.00	\$200.00	\$300.00
(aa)	18(1)	allow waste to escape from vehicle transporting waste	\$100.00	\$200.00	\$300.00
(bb)	18(2)	transport waste without taken proper measures to prevent waste from escaping	\$100.00	\$200.00	\$300.00
(cc)	19(1)	improper transport of offal, swill or offensive waste	\$100.00	\$200.00	\$300.00
(dd)	19(2)	allow vehicle transporting offal, swill or offensive waste to stand in a street longer than thirty minutes	\$100.00	\$200.00	\$300.00
(ee)	20	leave vehicle containing waste overnight on a public right-of-way or on private property in a residential area	\$100.00	\$200.00	\$300.00
(ff)	32	fail to supply, maintain, place, locate or relocate bins	\$100.00	\$200.00	\$300.00
(gg)	51(a)	allow earth or waste to be deposited on a street or sidewalk	\$100.00	\$200.00	\$300.00
(hh)	51(b)	fail to remove earth or waste from a street or sidewalk	\$100.00	\$200.00	\$300.00
(ii)	52(7)	deposit waste at a compost depot other than organic waste	\$100.00	\$200.00	\$300.00

	Section Number	Description	1st Offence	2nd Offence	Subsequent Offence
			Fixed Penalty	Fixed Penalty	Minimum Penalty
(jj)	59	improper placement of waste or recyclable material at a recycling depot	\$100.00	\$200.00	\$300.00

2. The following offences are those for which the penalties listed for 1st, 2nd and subsequent contraventions are minimum amounts:

	Section Number	Description	1st Offence	2nd Offence	Subsequent Offence
			Minimum Penalty	Minimum Penalty	Minimum Penalty
(a)	43	fail to ensure adequate waste containers are available	\$500.00	\$1,000.00	\$2,000.00
(b)	44	improper disposal of commercial cooking grease	\$500.00	\$1,000.00	\$2,000.00
(c)	45	fail to provide required education or information to employees or tenants	\$500.00	\$1,000.00	\$2,000.00
(d)	46(3)	fail to notify the General Manager of a change in circumstances	\$500.00	\$1,000.00	\$2,000.00
(e)	46(4)	give false or misleading information in an application for an exemption	\$500.00	\$1,000.00	\$2,000.00
(f)	47(1)	fail to ensure waste is removed before becoming unsightly or unsanitary	\$500.00	\$1,000.00	\$2,000.00
(g)	47(2)	fail to ensure waste is taken to the appropriate place	\$500.00	\$1,000.00	\$2,000.00
(h)	47(3)	conduct on-site composting without approval	\$500.00	\$1,000.00	\$2,000.00
(i)	47(4)	fail to comply with regulations, terms or conditions for on-site composting	\$500.00	\$1,000.00	\$2,000.00